

**ORDINANCE 08-24
BOROUGH OF KINNELON**

CALENDAR YEAR 2024

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMIT (CAP)
BY 1% AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.16a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Governing body of the Borough of Kinnelon in the County of Morris finds it advisable and necessary to increase its CY 2024 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Borough governing body hereby determines that a 1.00% increase in the budget for said year, amounting to \$113,183.46 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the governing body of the Borough of Kinnelon, in the County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2024 budget year, the final appropriations of the Borough of Kinnelon shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$396,142.11, and that the CY 2024 municipal budget for the Borough of Kinnelon be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Dated: May 16, 2024

Karen M. Iuele, RMC
Kinnelon Borough Clerk

RECORD OF VOTE -ORDINANCE 08-2024		04/18/24		
Motion Councilman Mabey				
Seconded Councilman Chirido				
Council person	Yes	No	Abstain	Absent
A. Chirido	x			
W. Yago	x			
E. Harriz	x			
S. Mabey	x			
V. Russo	x			
C. Frank	x			

I, Karen M. Iuele, Borough Clerk of the Borough of Kinnelon, do hereby certify this to be a true copy of an Ordinance introduced by the Kinnelon Council at the meeting of the body on April 18, 2024.

Karen M. Iuele
Karen M. Iuele, RMC
Kinnelon Borough Clerk