

**ORDINANCE #05-12**

**CALENDAR YEAR 2012**

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS  
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 up 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: 4-45.15a 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 Mount Arlington in the County of Morris finds it advisable and necessary to increase its CY 2012 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 governing body of the Borough of Mount Arlington hereby determines that a 1.0% increase in the budget for said year, amounting to \$48,965.97 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS**, the governing body of the Borough of Mount Arlington 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 Mount Arlington, in the County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2012 budget year, the final appropriations of the Borough of Mount Arlington shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$171,380.91, and that the CY 2012 municipal budget for the Borough of Mount Arlington 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,

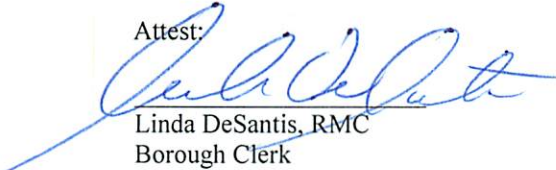
**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

**I HEREBY CERTIFY** this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, adopted on March 6, 2012 and will be further considered after a Public Hearing held on April 17, 2012 at the Municipal Building at 7:00 p.m.


Introduced: 03-06-12

Adopted: 04-17-12

Attest:

  
Linda DeSantis, RMC  
Borough Clerk

BOROUGH OF MOUNT ARLINGTON

  
Arthur R. Ondish  
Mayor

Recorded Vote April 17, 2012:

Aye: Danchuk  
Sorge  
Sadow  
Cangiano  
Windish  
Stanzilis

Nay: None

Absent: None

Abstain: None

**Borough of Mount Arlington  
419 Howard Boulevard  
Mount Arlington, NJ 07856**

***Borough Clerk's Office***  
(973) 398-6832 ext. 12  
(973) 398-8662 Fax

The following Ordinance was passed on second reading at the Council Meeting of the Borough of Mount Arlington on April 17, 2012.

**Ordinance 05-12**

**ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF  
MOUNT ARLINGTON, COUNTY OF MORRIS, STATE OF NEW JERSEY, TO  
EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO  
ESTABLISH A CAP BANK (NJSA 40:A4-45.14) FOR  
THE CALENDAR YEAR 2012**

TAKE NOTICE that the above entitled Ordinance was introduced and passed at a regular meeting of the Borough Council of the Borough of Mount Arlington held on March 6, 2012; and after being duly advertised was further considered for final passage at a Council Meeting held on April 17, 2012 at which time, after all persons present were given an opportunity to be heard concerning the same, it was finally passed and adopted and will be in full force in the Borough of Mount Arlington according to law.

ADOPTED: April 17, 2012

  
Linda DeSantis, RMC  
Borough Clerk