

**ORDINANCE 2023-06
CALENDAR YEAR 2023
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 Borough Council of the Borough of Beachwood in the County of Ocean finds it advisable and necessary to increase its CY 2023 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 of Beachwood hereby determines that a 1.0% increase in the budget for said year, amounting to \$88,363.14 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Borough of Beachwood 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 Borough Council of the Borough of Beachwood, in the County of Ocean, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the Borough of Beachwood shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$309,270.99, and that the CY 2023 municipal budget for the Borough of Beachwood 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.

This Ordinance shall be in force after action or inaction of the Mayor as provided by the law or an override of Mayoral veto by the Council, whichever is applicable. Publication will be according to law.

Introduction: July 19, 2023
Adoption: August 16, 2023

Roll Call Introducing Ord 2023-06 on July 19, 2023

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Council President Cairns</i>			X			
<i>Councilwoman Clayton</i>			X			
<i>Councilman Feeney</i>		X	X			
<i>Councilman Komsa</i>			X			
<i>Councilman LaCrosse</i>	X		X			
<i>Councilman Zakar</i>			X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing adopted by the Mayor and Borough Council of Beachwood Borough on July 19, 2023.

Susan A. Minock, RMC
Municipal Clerk – Beachwood Borough

Roll Call Adopting Ord 2023-06 on August 16, 2023

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Council President Cairns</i>		X	X			
<i>Councilwoman Clayton</i>						X
<i>Councilman Feeney</i>			X			
<i>Councilman Komsa</i>			X			
<i>Councilman LaCrosse</i>	X		X			
<i>Councilman Zakar</i>			X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing adopted by the Mayor and Borough Council of Beachwood Borough on August 16, 2023.

Susan A. Minock, RMC
Municipal Clerk – Beachwood Borough

ATTESTED BY

SUSAN A. MINOCK, RMC
MUNICIPAL CLERK

RONALD F. ROMA, JR.
MAYOR

ORDINANCE SUMMARY

2023-06 Ordinance to exceed the municipal budget appropriation limits and to establish a cap bank

This ordinance authorizes the 2023 budget to increase up to 3.5 percent over the previous year's final appropriations, subject to certain exceptions. It also authorized any amount not used as part of the final budget to be part of the next succeeding year's budgets, re-establishing cap banking.

The public hearing on this ordinance was held at the Borough Council meeting of August 16, 2023. Prior to the public hearing date you were able to obtain a complete copy of this ordinance free of charge by calling the Borough Clerk's Office at Borough of Beachwood (732) 286-6000; emailing the Borough Clerk at sminock@beachwoodusa.com or coming to the Clerk's Office at the Beachwood Municipal Building.

Susan A. Minock
Municipal Clerk
Beachwood Borough