



BOROUGH OF BERLIN  
COUNTY OF CAMDEN

## ORDINANCE 2021-05

### ORDINANCE TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE 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 1.0% 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 Mayor and members of Borough Council of the Borough of Berlin in the County of Camden finds it advisable and necessary to increase its CY 2021 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 Mayor and members of Borough Council hereby determines that a 2.5% increase in the budget for said year, amounting to \$157,087.62 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary: and,

**WHEREAS** the Mayor and members of 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 the final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Mayor and members of Borough Council of the Borough of Berlin, in the County of Camden, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Borough of Berlin shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$219,922.67, and that the CY 2021 municipal budget for the Borough of Berlin 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.

BOROUGH OF BERLIN



Rick Miller, Mayor

**Introduction:**

Having been properly introduced, this Ordinance will have a second reading, public hearing and possible adoption will be on May 13, 2021.

I, Dwayne M. Harris, RMC, Municipal Clerk of the Borough of Berlin, hereby certifies the foregoing to be the true and correct actions by the Governing Body at its meeting on Thursday, April 8, 2021.

**Adoption:**

**Moved by:** Councilmember Hohing; **Seconded by:** Councilmember Cummings

**Vote:** Motion carried by roll call vote (summary: Yes = 6; Absent =1).

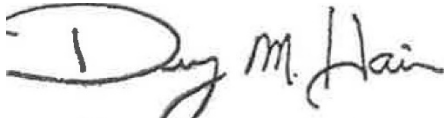
**Yes:** Council members, Cummings, Hohing, Miller, Simone, Pearce

**No:** None

**Abstain:** None

**Absent:** Badolato

I, Dwayne M. Harris, RMC, Municipal Clerk of the Borough of Berlin, hereby certifies the foregoing to be a true action of the Governing Body at its Meeting of Thursday, May 13, 2021. WITNESS my hand this 14th day of May 2021.



Dwayne M. Harris, RMC