

Approved as to Form and Legality

Date

May 9, 2023

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County Counsel

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RESOLUTION TO EXCEED THE COUNTY 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.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a county shall limit any increase in said budget up to 2.5% unless authorized by Resolution to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A:4-45.14a provides that a County may, when authorized by Resolution, 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 Board of County Commissioners of the County of Mercer, finds it advisable and necessary to increase it to CY 2023 budget by up to 3.5% over previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Board of County Commissioners hereby determines that a 3.5% increase in the Budget for said year, amounting to \$6,511,885.66 as otherwise calculated in accordance with the N.J.S.A. 40A:4-45.14, in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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Clerk to the Board

Table with 14 columns: COMMISSIONERS, Aye, Nay, N.V., Abs., Res., Sec., COMMISSIONERS, Aye, Nay, N.V., Abs., Res., Sec. Includes rows for Cimino, Frisby, Lewis, McLaughlin, Melker, Stokes, and Walter. Includes legend: X—Indicates Vote, Abs.—Absent, N.V.—Not Voting, Res.—Resolution Moved, Sec.—Resolution Seconded.

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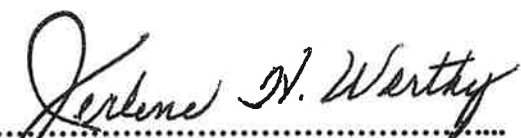
WHEREAS, the Board of County Commissioners hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an expedition to final appropriation in either of the next two succeeding years; now, therefore

WHEREAS, by the Board of County Commissioners of the County of Mercer, 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 County of Mercer shall, in accordance with this Resolution and N.J.S.A. 40.A:4-45.14, be increased by 3.5%, amounting in \$6,511,885.66 or as otherwise calculated in accordance with the N.J.S.A. 40A:4-45.14, in addition to the statutory allowance of 2.5% and the CY 2023 county budget be approved and adopted in accordance with this Resolution; and,

WHEREAS, 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 RESOLVED, that a certified copy of this Resolution as introduced to be filed with the Director of Local Government Services within 5 days of introduction.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution upon adoption, with the recorded vote included therein, be filed with the Director within 5 days after such adoption.


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Clerk to the Board