

**"CAP" ORDINANCE TO EXCEED INDEX RATE
INDEX RATE LESS THAN 5% LIMITATION FOR THE YEAR 1995
(N.J.S. 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 5% or the index rate, whichever is less, over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, P.L. 1986, C.203 amended the Local Government Cap Law, to provide that a municipality may, in any year in which the index rate is less than 5%, increase its final appropriations by a percentage rate greater than the index rate but not to exceed the 5% rate as defined in the amendatory law, when authorized by ordinance, and

WHEREAS, the index rate for 1995 has been certified by the Director of the Division of Local Government Services in the Department of Community Affairs as 2.5%; and

WHEREAS, the Township Committee of the Township of Winfield in the County of Union finds it advisable and necessary to increase its 1995 budget by more than 2.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Township Committee of the Township of Winfield hereby determines that a 2.5% increase in the budget for said year, amounting to \$17,588.39 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Winfield, in the County of Union, a majority of the full authorized membership of this governing body affirmatively concurring, that in the 1995 budget year, the final appropriations of the Township of Winfield shall, in accordance with this ordinance and P.L. 1986, C.203, and be increased by 5%, amounting to \$35,176.78 and that the 1995 municipal budget for the Township of Winfield be approved and adopted in accordance with this ordinance; 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.




Robert Reilly
Mayor

Introduced: February 21, 1995

Approved: March 20, 1995

Motioned by: 
David P. Wright, Sr.

Seconded by: 
Daniel O'Grady

Roll Call Vote:	Aye	Nay	Abstained	Absent
Mayor Reilly	X			
Comm. O'Grady	X			
Comm. Reilly	X	0	0	0

ATTEST: Elaine Heuser RMC
 Elaine Heuser
 Deputy Township Clerk

PUBLIC NOTICE

The foregoing Ordinance was introduced and approved on first reading at a regular meeting of the Winfield Township Committee held on February 21, 1995 and will be considered for Public Hearing and final adoption at a meeting of the Township Committee to be held on March 20, 1995 at 7:45 PM in the Municipal Building, 12 Gulfstream Avenue, Winfield, NJ.

Elaine Heuser RMC
 Elaine Heuser
 Deputy Township Clerk

PUBLIC NOTICE

The foregoing Ordinance was introduced and approved on first reading at a regular meeting of the Township Committee held February 21, 1995 and was approved for adoption on final reading after publication and public hearing at a regular meeting of the Township Committee held on March 20, 1995.

Elaine Heuser RMC
 Elaine Heuser
 Deputy Township Clerk