

# RESOLUTION OF THE TOWNSHIP OF IRVINGTON, NJ

No. **DRF17-0613-36**

Date of Adoption **JUNE 13, 2017**

APPROVED AS TO FORM AND LEGALITY ON THE BASIS OF FACTS SET FORTH BY

*[Signature]*  
Legislative Research Officer

PRESENTED BY COUNCIL MEMBER **COX**

SECONDED BY **LYONS**

WHEREAS, the Township of Irvington's Tax Collector will be unable to issue tax bills by June 14, 2017 as required by law, due to the delay to strike a tax rate, and

WHEREAS, the Governing Body has determined that there will be insufficient cash flow to support operations in late July 2017 unless third quarter revenue is received on time, and

WHEREAS, the Tax Collector and the Chief Financial Officer have reviewed and computed an estimated tax levy in accordance with N.J.S.A. 54: 4-66.3,

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Township of Irvington, County of Essex, State of New Jersey, hereby authorizes that:

1. The Tax Collector is directed to prepare and issue estimated tax bills for the Township of Irvington for the third quarter 2017, in accordance with the provisions of N.J.S.A. 54:4-66.2et seq.
2. The entire estimated tax levy for 2017 is hereby set at \$103,827,800.05.
3. The Tax Collector takes any additional steps necessary to immediately implement this resolution.

## RECORD OF COUNCIL VOTE

X = Indicates Vote    N.V. = No Vote    A.B. = Absent

COUNCIL MEMBER	YES	NO	N.V.	A.B.	COUNCIL MEMBER	YES	NO	N.V.	A.B.
BURGESS, 1ST VICE PRESIDENT	<b>X</b>				INMAN		<b>X</b>		
COX	<b>X</b>				JONES, 2ND VICEPRESIDENT				<b>X</b>
FREDERIC	<b>X</b>				LYONS, PRESIDENT	<b>X</b>			
DR. HUDLEY	<b>X</b>								

PRESIDENT OF COUNCIL *[Signature]* MUNICIPAL CLERK *[Signature]* DATE **JUNE 13, 2017**

I hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Municipal Council. In witness whereof I have hereunto set my hand and the Corporate Seal of the Township of Irvington.

MUNICIPAL CLERK *[Signature]*

DATE **JUN 13 2017**

ADMINISTRATOR ☐ ASSESSOR ☐ BLDG ☐ CFO ☒ COLLECTOR ☒ COURT ☐ EDGO ☐ ENGINEER ☐ FIRE ☒ CF ☐ HEALTH ☐ HOUSING ☐ INIC ☐  
JUDGE ☐ LEGAL ☐ LIBR ☐ LICEN ☐ MAYOR ☐ NPP ☐ ODP ☐ PARKS ☐ PAYROLL ☐ PUBLIC SAFETY ☒ DIR ☐ PUBLIC WORKS ☐ PURCHASING ☐  
SEC ☒ PB/ZBA ☐ TRAFFIC ☐ ZONING ☒ OFF ☐ DLGSE ☒ GNCD ☐ OTHER(S): \_\_\_\_\_



**TOWNSHIP OF IRVINGTON**  
**OFFICE OF THE TOWNSHIP CLERK**  
MUNICIPAL BUILDING  
CIVIC SQUARE  
IRVINGTON, NEW JERSEY 07111  
Tel: (973) 399-6664  
Fax: (973) 416-6417  
[www.irvington.net](http://www.irvington.net)

Harold E. Wiener, R.M.C., C.M.C., M.M.C.  
Municipal Clerk

June 14, 2017

Timothy Cunningham, Director  
Division of Local Government Services  
101 South Broad Street  
Post Office Box 803  
Trenton, N.J. 08625-0803

Dear Director Cunningham:

Enclosed for your files please find a certified copy of a resolution and accompany documentation establishing the estimated tax levy for calendar year 2017 which was duly adopted by the Municipal Council at a meeting held on June 13, 2017.

Very truly yours,

Harold E. Wiener, M.M.C., R.M.C.  
Municipal Clerk

enclosure (1)

**CERTIFICATION OF STATE FISCAL YEAR TAX BILLING LEVIES  
3rd AND 4th INSTALLMENTS 2017**

Municipal Portion			Non-Municipal Portion		
	Formula	Municipal Levy	Taxing District	Prior Levy	Estimated Levy
Current Year 1&2 Levy		50,671,161.11			
			Local School	17,459,529.00	17,459,529.00
Adjustment		-	County	12,417,864.04	12,238,655.59
Net Current Year 1&2 Levy	A	50,671,161.11	Other		
Projected New FY Levy	B	103,827,800.05	Total	29,877,393.04	29,698,184.59
Preliminary Levy	$C=(B/2)+A$	102,585,061.14			
BPP Adjustment					
Adjusted Preliminary Levy	C	102,585,061.14			
Levy for 3&4	$D=C-A$	51,913,900.03			
Net Valuation Taxable	E	1,808,725,086.00			
Billing Percent	$F=C/(E/100)$	5.67			

Certification:

Signature

Certification No.

Date

Municipal Clerk:

*[Signature]*

C-0327

6/7/17

Tax Collector:

*[Signature]*

T1349

6/7/2017

Chief Financial Officer:

*[Signature]*

N-714

6/7/17

# ORDINANCE OF THE TOWNSHIP OF IRVINGTON, NJ

No. \_\_\_\_\_ Effective Date \_\_\_\_\_ Dated \_\_\_\_\_

APPROVED AS TO FORM AND LEGALITY ON THE BASIS OF FACTS SET FORTH BY \_\_\_\_\_

*Legislative Research Officer*

COUNCIL MEMBER \_\_\_\_\_ presents the following Ordinance SECONDED \_\_\_\_\_

TOWNSHIP OF IRVINGTON  
CALENDAR YEAR 2017  
MODEL 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 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 Municipal Council of the Township of Irvington in the County of Essex finds it advisable and necessary to increase its CY 2017 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 Municipal Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$2,557,512.04 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Municipal 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 final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Municipal Council of the Township of Irvington, in the County of Essex, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2017 budget year, the final appropriations of the Township of Irvington shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$2,557,512.04 and that the CY 2017 municipal budget for the Township of Irvington 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.

## RECORD OF COUNCIL VOTE

X = Indicates Vote    N.V. = No Vote    A.B. = Absent    X.O.R. = Indicates Vote to Override Veto

COUNCIL MEMBER	YES	NO	N.V.	A.B.	COUNCIL MEMBER	YES	NO	N.V.	A.B.
BURGESS 1ST VICE PRESIDENT					INMAN				
COX					JONES, 2ND VICE PRESIDENT				
FREDERIC					LYONS, PRESIDENT				
DR. HUDLEY									

Council Adopted on First Reading Date June 13, 2017 Council Adopted on Second Reading Date \_\_\_\_\_

MAYOR \_\_\_\_\_ Date \_\_\_\_\_ Approved \_\_\_\_\_ Rejected \_\_\_\_\_

Reconsidered by Council - Override    Yes \_\_\_\_\_ No \_\_\_\_\_    Date of Override \_\_\_\_\_

COUNCIL PRESIDENT \_\_\_\_\_ MUNICIPAL CLERK \_\_\_\_\_

I hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Municipal Council. In witness whereof I have hereunto set my hand and the Corporate Seal of the Township of Irvington.

MUNICIPAL CLERK \_\_\_\_\_ DATE \_\_\_\_\_

ADMINISTRATOR ☐ ASSESSOR ☐ BLDG ☐ CFO ☐ COLLECTOR ☐ COURT ☐ EDGO ☐ ENGINEER ☐ FIRE~CF ☐ HEALTH ☐ HOUSING ☐ INIC ☐  
JUDGE ☐ LEGAL ☐ LIBR ☐ LICEN ☐ MAYOR ☐ NPP ☐ OCDP ☐ PARKS ☐ PAYROLL ☐ PUBLIC SAFETY~DIR ☐ PUBLIC WORKS ☐ PURCHASING ☐  
SEC~PB/ZBA ☐ TRAFFIC ☐ ZONING~OFF ☐ DLGS ☐ GNCD ☐ OTHER(S): \_\_\_\_\_