

**MAYOR & COUNCIL
SPECIAL MEETING
December 16, 2013
5:00 p.m.**

A Special Meeting of the Mayor and Council of the Borough of Rockaway, in the County of Morris, New Jersey, was held in the Community Center, 21-25 Union Street, Rockaway, N.J. with Mayor Russell Greuter presiding. Mayor Greuter called the meeting to order at 5:02 p.m.

Mayor Greuter read the following statement: In accordance with Section 5 of the Open Public Meetings Act, Chapter 231, Public Laws, 1975, be advised that notice of this meeting was made by posting on the Bulletin Board, Town Hall, and sending to the officially designated newspapers, a notice indicating that a special meeting would take place at the Community Center at 5:00 p.m. on December 16, 2013. Mayor Greuter announced the location of the fire exits.

Councilmembers Present

Thomas Donofrio
Joyce Kanigel
Thomas Mulligan
Joseph Vicente
John Willer
Melissa Burnside - Council President

Councilmembers Absent

Chief Financial Officer Marie Goble and Treasurer Yolanda Dykes were present to explain the two resolutions that will be considered this evening. Ms. Goble stated that the Finance Department worked with the auditors to identify the best strategy going into 2014 to cover overruns of \$200,000.00 and \$100,000.00 in the current and water utility 2013 budgets respectively. The emergency resolutions will be sent to the Department of Local Government Services.

The current budget over-expenditures are related to police salaries/wages, legal fees, streets and roads, and health benefits. The water utility over-expenditures are for salaries/wages, operating expenses, and statutory expenses (FICA). There were unexpected costs related to the soil contamination in the Public Works yard and higher electric costs due to one well pump failure and increased use of the backup pump.

Ms. Goble explained that the \$26,264.00 difference between the \$200,000.00 emergency appropriation and \$173,736.00 representing three (3) percent of the total operation appropriations will have to be inside the CAP for the 2014 current budget.

According to Ms. Goble, \$687,000 raised in 2013 for deferred charges will be used to offset the \$300,000 that must be included in the 2014 budget for the above over-expenditures. The Finance Department is trying to get everything to balance now in preparation for 2014. The departments have held off on purchases, and transfers will be made prior to year-end.

RESOLUTIONS (CONSENT AGENDA ITEMS)

Upon motion by Councilman Vicente, seconded by Councilman Willer, and carried unanimously upon call of the roll, the following resolutions were adopted:

RESOLUTION 157-13: EMERGENCY RESOLUTION REQUIRING APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES - NJS 40A:4-49

WHEREAS, an emergency has arisen with respect to Police Salaries/Wages, Legal Fees, Streets and Roads, and Health Benefits and no adequate provision was made in the 2013 budget for the aforesaid purpose, and NJS 40A:4-49 provides for the creation on an emergency appropriation for the purpose mentioned above; and

WHEREAS, the total amount of the emergency appropriations created, including the appropriation to be created by this resolution is \$200,000.00 and three (3) percent of the total operation appropriations in the budget for 2013 is \$173,736.00; and

WHEREAS, the foregoing appropriation together with prior appropriations exceeds three (3) percent of the total operating appropriations (including utility operation appropriations) in the budget for 2013.

NOW, THEREFORE, BE IT RESOLVED, (by not less than 2/3 of all governing body members affirmatively concurring) that in accordance with NJS 40A:4-49, petition be made to the Director of the Division of Local Government Services for permission to exceed the statutory limitation of 3 percent for the creation of an appropriation for the purpose set forth in the preamble in accordance with the following:

1. An emergency appropriation is hereby made for Police Salaries/Wages in the amount of \$160,000.00; for Legal Fees in the amount of \$12,000.00; for Streets and Roads in the amount of \$13,000.00; and for Health Benefits in the amount of \$15,000.00.
2. That said emergency appropriation shall be provided for in full in the 2014 budget, within CAPS, pursuant to NJS 40A:4-53.3c(1).
3. That the statement required by the Local Finance Board has been filed with the Clerk and a copy transmitted to the Director of the Division of Local Government Services.
4. That two (2) certified copies of this resolution be filed with the Director of the Division of Local Government Services.

DATE: December 16, 2013

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

RESOLUTION 158-13: EMERGENCY RESOLUTION - NJS 40A:4-48

WHEREAS, an emergency has arisen with respect to Water Utility Salaries/Wages, Water Utility Operating Expenses, and Statutory Expenses and no adequate provision was made in the 2013 budget for the aforesaid purpose, and NJS 40A:4-48 provides for the creation on an emergency appropriation for the purpose mentioned above; and

WHEREAS, the total amount of the emergency appropriations created, including the appropriation to be created by this resolution is \$100,000.00 and three (3) percent of the total operation appropriations in the budget for 2013 is \$223,049.00; and

WHEREAS, the foregoing appropriation together with prior appropriations does not exceed three (3) percent of the total operating appropriations (including utility operation appropriations) in the budget for 2013.

NOW, THEREFORE, BE IT RESOLVED, (by not less than 2/3 of all governing body members affirmatively concurring) that in accordance with NJS 40A:4-48:

1. An emergency appropriation is hereby made for Water Utility Salaries/Wages in the amount of \$60,000.00; for Water Utility Operating Expenses in the amount of \$32,000.00; and for Statutory Expenses in the amount of \$8,000.00.
2. That said emergency appropriation shall be provided for in full in the 2014 budget, and is requested to be excluded from CAPS, pursuant to NJS 40A:4-53.3c(1).
3. That two (2) certified copies of this resolution be filed with the Director of the Division of Local Government Services.

DATE: December 16, 2013

BOROUGH OF ROCKAWAY

ATTEST: Sheila Seifert, Borough Clerk

BY: Russell Greuter, Mayor

PUBLIC PORTION

Mayor Greuter opened the meeting to the public. There being no public, Mayor Greuter closed the meeting to the public.

ADJOURNMENT

The meeting adjourned at 5:17 p.m.

Approved: As Submitted

Sheila Seifert, Borough Clerk

Date: December 30, 2013