

Township of Shrewsbury

Resolution #2020-103

**UNDER 3% EMERGENCY APPROPRIATION RESOLUTION
(N.J.S.A. 40A:4-48)**

WHEREAS, an emergency has arisen with respect to the Electrical Repair Work on the Power Lines and no adequate provision was made in the 2020 budget for the aforesaid purpose, and N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose above mentioned, and;

WHEREAS, the total amount of emergency appropriations created including this appropriation to be created by this resolution is \$ 20,000.00 and three percent of the total operations in the budget for the year 2020 is \$32,518.90;

NOW, THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Shrewsbury in the County of Monmouth that in accordance with N.J.S.A. 40A:4-48 that:

1. An emergency appropriation be and the same is hereby made for:

Electric-Other Expense 0-01-31-435 \$ 20,000.00

2. That said emergency appropriation shall be provided in full in the 2021 budget.
3. That the Chief Financial Officer has certified that the expenditures to be financed through this resolution are related to the aforementioned emergency.

BE IT FURTHER RESOLVED that two certified copies of this resolution be filed with the Director of Local Government Services.

Name	Motion	Second	Ayes	Nays	Abstain	Absent
Lettice						
Jennings						
Puhak						

I hereby certify the above to be a true copy of the resolution adopted by the Township Committee at the Meeting held on August 18, 2020.

Pamela Howard, RMC,CMR
Municipal Clerk

Glenwood Puhak
Mayor

Need of Emergency Appropriation:

The adopted 2020 budget did not have an appropriation for emergency repairs to the Electric Power Lines. Tropical Storm Isaias caused excessive damage to power lines and transformers in the Township.

Date of Happening: **August 4, 2020**

Have any contracts been awarded or purchase orders placed in connection with this emergency appropriation? **Yes**

Have any payments been made in connection with this emergency appropriation? **No**

If costs are in excess of \$17,500 for either labor or materials, or both, will bids be advertised for? **No, Emergency repairs**

Will work be performed by contract, force account or otherwise? **Contract**

Signed _____

Title Thomas X. Seaman
Chief Financial Officer

Dated: _____

CERTIFICATION OF ATTORNEY
FOR LOCAL GOVERNING BODY

Gene Anthony, hereby certifies that:

1. I am the attorney for the Township of Shrewsbury
2. I have reviewed the resolution adopted by the Borough of Shrewsbury on August 18, 2020, for the purpose of making an emergency appropriation pursuant to the provisions of the Local Budget Law, N.J.S.A. 40A:4-1 et seq., to provide monies for unemployment.

I have also ascertained the factual circumstances which have caused the governing body of the Borough of Shrewsbury to adopt this resolution.

3. Based upon my review of the resolution, the factual circumstances which prompted its adoption and the statutory criteria set forth in N.J.S.A. 40A:4-46 for the adoption of an emergency appropriation, I am satisfied that the emergency appropriation in question meets such statutory criteria, that it has been made to meet an emergency situation of a sudden and unexpected nature which was not capable of anticipation at the time the Township's budget for 2020 was adopted and that such emergency appropriation must be made at this time to meet a pressing need for public expenditure.
4. I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Gene Anthony, Township Attorney