

Borough Attorney /s/ Robert L. Tarver, Jr.

**BOROUGH OF PENNS GROVE**

**COUNTY OF SALEM**

**RESOLUTION NO. 2021-5-75**

**EMERGENCY TEMPORARY RESOLUTION N.J.S.A. 40A:4-20**

**WHEREAS**, an emergency condition has arisen with respect to the need to provide budgetary funds for 2021 and

**WHEREAS**, the cause of the emergency is due to the fact that the Borough is unable to adopt the 2021 Annual Budget without proper revenue figures and state approval, and

**WHEREAS**, it is considered necessary for the health and welfare of the community to continue to provide necessary services,

**WHEREAS**, the total emergency temporary resolution adopted in the year 2021 pursuant to the provisions of Chapter 96 P.L.1951 (N.J.S. 40A:4-20) including this resolution totals \$ **2,337,695.55** for the Current Fund.

1. Emergency temporary appropriations are made and the same are hereby made for:

Public Buildings & Grounds

|                  |         |
|------------------|---------|
| Salaries & Wages | 3000.00 |
|------------------|---------|

|                |          |
|----------------|----------|
| Other Expenses | 20000.00 |
|----------------|----------|

INTERLOCAL MUNICIPAL SERVICE AGREE.

County of Salem Dispatching Services

|                |                |
|----------------|----------------|
| Other Expenses | <u>5000.00</u> |
|----------------|----------------|

|              |                  |
|--------------|------------------|
| <b>TOTAL</b> | <b>28,000.00</b> |
|--------------|------------------|

**NOW THEREFORE BE IT RESOLVED**, (not less than two-thirds of all members thereof affirmatively concurring) that in accordance with N.J.S.A. 40A:4-20,

2. That said Emergency Temporary Appropriation will be provided for in full in the 2021 budget under the titles as listed above.
3. That three certified copies of this resolution be filed with the Director of Local Government Services.

ATTEST:

\_\_\_\_\_  
Sharon Williams, Municipal Clerk

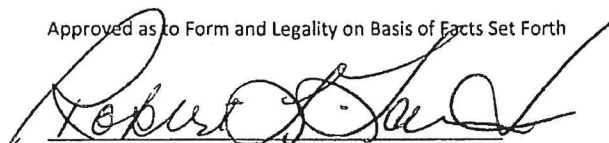
\_\_\_\_\_  
LaDaena D. Thomas, Mayor

| Council  | MOVED | SECONDED | Y | N | ABSTAIN | ABSENT |
|----------|-------|----------|---|---|---------|--------|
| Carter   |       |          |   |   |         |        |
| Giordano |       |          |   |   |         |        |
| Martin   |       |          |   |   |         |        |
| Mincey   |       |          |   |   |         |        |
| Rambo    |       |          |   |   |         |        |
| Scarpaci |       |          |   |   |         |        |

**CLERK'S CERTIFICATION**

I, Sharon Williams, Clerk of the Borough of Penns Grove, County of Salem, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Penns Grove at a meeting of said Council held on May 18, 2021 and said resolution was adopted by not less than a two-thirds vote of the members of the Borough Council.

\_\_\_\_\_  
Sharon R. Williams, Municipal Clerk

  
Borough Attorney /s/ Robert L. Tarver, Jr.

**BOROUGH OF PENNS GROVE  
COUNTY OF SALEM, NEW JERSEY**

**ORDINANCE NO. 2021-12**

**AN ORDINANCE CREATING THE PENNS GROVE YOUTH ATHLETIC LEAGUE  
FOR THE BOROUGH OF PENNS GROVE**

**WHEREAS**, the Borough of Penns Grove desires to further the cause of recreation for its children;

**NOW THEREFORE, BE IT ORDAINED**, the Borough shall, for the benefit of the youth of Penns Grove, create the Penns Grove Youth Athletic League as a supervisory organization under which shall exist the Penns Grove NFL Flag Football League, Penns Grove Youth Basketball League, and Penns Grove Youth Baseball League;

**SECTION 1:** All Ordinances or parts of ordinances inconsistent with any of the terms of this Ordinance are hereby repealed to the extent of such consistency or inconsistencies.

**SECTION 2:** This Ordinance shall take effect immediately upon its final passage and publication as provided by law.

ATTEST:

\_\_\_\_\_  
Sharon R. Williams, Municipal Clerk

\_\_\_\_\_  
LaDaena D. Thomas, Mayor

| Council  | MOVED | SECONDED | Y | N | ABSTAIN | ABSENT |
|----------|-------|----------|---|---|---------|--------|
| Carter   |       |          |   |   |         | X      |
| Martin   |       | X        | X |   |         |        |
| Mincey   |       |          | X |   |         |        |
| Rambo    |       |          |   |   |         | X      |
| Giordano |       |          | X |   |         |        |
| Scarpaci | X     |          | X |   |         |        |

**Notice:** The above ordinance was introduced and passed on the first reading at the meeting of the Mayor and Council of the Borough of Penns Grove in the County of Salem held on May 4, 2021 and will be considered for final passage at a meeting to be held by the Mayor and Council at Borough Hall, Broad Street and State Street, Penns Grove, New Jersey on May 18, 2021 at which time any interested person will be given an opportunity to be heard.

---

Sharon R. Williams, Municipal Clerk

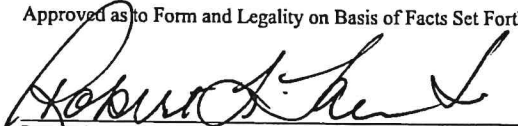
**FINAL:**

| Council  | MOVED | SECONDED | Y | N | ABSTAIN | ABSENT |
|----------|-------|----------|---|---|---------|--------|
| Carter   |       |          |   |   |         |        |
| Martin   |       |          |   |   |         |        |
| Mincey   |       |          |   |   |         |        |
| Rambo    |       |          |   |   |         |        |
| Giordano |       |          |   |   |         |        |
| Scarpaci |       |          |   |   |         |        |

**Notice:** The above ordinance was introduced and passed on the first reading at the meeting of the Mayor and Council of the Borough of Penns Grove in the County of Salem held on May 4, 2021 and was adopted, after a public hearing was held by the Mayor and Council at Borough Hall, 1 State Street, Penns Grove, New Jersey on May 18, 2021.

---

Sharon R. Williams, Municipal Clerk

  
Borough Attorney /s/ Robert L. Tarver, Jr.

**BOROUGH OF PENNS GROVE  
MAYOR AND COUNCIL**

**ORDINANCE NO. 2021-9**

**CALENDAR YEAR 2021  
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 1.0% 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 Council of the Borough of Penns Grove in the County of Salem finds it advisable and necessary to increase its CY 2021 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 Council hereby determines that a 2.5% increase in the budget for said year, amounting to \$112,872.30 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the 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 Council of the Borough of Penns Grove, in the County of Salem, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Borough of Penns Grove shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$158,021.22, and that the CY 2021 municipal budget for the Borough of Penns Grove 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.

---

LaDaena D. Thomas, Mayor

**Attest:**

---

Sharon R. Williams, Municipal Clerk

**Intro:**

| Council  | MOVED | SECONDED | Y | N | ABSTAIN | ABSENT |
|----------|-------|----------|---|---|---------|--------|
| Carter   |       |          |   |   |         | X      |
| Giordano |       | X        | X |   |         |        |
| Martin   |       |          | X |   |         |        |
| Mincey   | X     |          | X |   |         |        |
| Rambo    |       |          | X |   |         |        |
| Scarpaci |       |          | X |   |         |        |

**Notice:** The above ordinance was introduced and passed on the first reading at the meeting of the Mayor and Council of the Borough of Penns Grove in the County of Salem held on April 6, 2021 and will be considered for final passage at a meeting to be held by the Mayor and Council at Borough Hall, Broad and State Street, Penns Grove New Jersey at May 18, 2021 at which time any interested person will be given an opportunity to be heard.

---

Sharon R. Williams, Municipal Clerk

**Final:**

| Council  | MOVED | SECONDED | Y | N | ABSTAIN | ABSENT |
|----------|-------|----------|---|---|---------|--------|
| Carter   |       |          |   |   |         |        |
| Giordano |       |          |   |   |         |        |
| Martin   |       |          |   |   |         |        |
| Mincey   |       |          |   |   |         |        |
| Rambo    |       |          |   |   |         |        |
| Scarpaci |       |          |   |   |         |        |

**Notice:** The above ordinance was introduced and passed on the first reading at the meeting of the Mayor and Council of the Borough of Penns Grove in the County of Salem held on April 6, 2021 and was adopted after public hearing by the Mayor and Council at Borough Hall, Broad and State Street, Penns Grove New Jersey at May 18, 2021 at which time any interested person will be given an opportunity to be heard.

---

Sharon R. Williams, Municipal Clerk



  
Borough Attorney /s/ Robert L. Tarver, Jr.

**BOROUGH OF PENNS GROVE  
COUNTY OF SALEM, NEW JERSEY**

**ORDINANCE NO. 2021-11**

**AN ORDINANCE REPEALING ORDINANCE 2020-17, AMENDING CHAPTER 206 OF  
THE CODE OF THE BOROUGH OF PENNS GROVE**

**WHEREAS**, Ordinance 2020-17 was an Ordinance previously passed by the Municipal Council requiring utilities under the control of the Board of Public Utilities ("BPU") to disconnect service from buildings set to be demolished within twenty four hours after notice, subject to fines for failure to comply ; and

**WHEREAS**, the BPU, as a regulatory agency, has exclusive authority and jurisdiction over the regulation of public utilities including notice provisions;

**WHEREAS**, the Ordinance in its current form impermissibly conflicts with the statutory authority of the BPU under N.J.S.A. 48:2-13 and therefore is not legally sustainable,

**NOW THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Penns Grove, County of Salem, State of New Jersey, that Ordinance 2020-17 shall be repealed.

**SECTION 1:** All Ordinances or parts of ordinances inconsistent with any of the terms of this Ordinance are hereby repealed to the extent of such consistency or inconsistencies.

**SECTION 2:** This Ordinance shall take effect immediately upon its final passage and publication as provided by law.

ATTEST:

---

Sharon R. Williams, Municipal Clerk

---

LaDaena D. Thomas, Mayor

**Intro:**

| Council  | MOVED | SECONDED | Y | N | ABSTAIN | ABSENT |
|----------|-------|----------|---|---|---------|--------|
| Carter   |       |          |   |   |         | X      |
| Martin   |       |          | X |   |         |        |
| Mincey   | X     |          | X |   |         |        |
| Rambo    |       |          |   |   |         | X      |
| Giordano |       |          | X |   |         |        |
| Scarpaci |       | X        | X |   |         |        |

**Notice:** The above ordinance was introduced and passed on the first reading at the meeting of the Mayor and Council of the Borough of Penns Grove in the County of Salem held on May 4, 2021 and will be considered for final passage at a meeting to be held by the Mayor and Council at Borough Hall, Broad Street and State Street, Penns Grove, New Jersey on May 18, 2021 at which time any interested person will be given an opportunity to be heard.

Sharon R. Williams

Sharon R. Williams, Municipal Clerk

**FINAL:**

| Council  | MOVED | SECONDED | Y | N | ABSTAIN | ABSENT |
|----------|-------|----------|---|---|---------|--------|
| Carter   |       |          |   |   |         |        |
| Martin   |       |          |   |   |         |        |
| Mincey   |       |          |   |   |         |        |
| Rambo    |       |          |   |   |         |        |
| Giordano |       |          |   |   |         |        |
| Scarpaci |       |          |   |   |         |        |



**Notice:** The above ordinance was introduced and passed on the first reading at the meeting of the Mayor and Council of the Borough of Penns Grove in the County of Salem held on May 4, 2021 and was adopted, after a public hearing was held by the Mayor and Council at Borough Hall, 1 State Street, Penns Grove, New Jersey on May 18, 2021.

---

Sharon R. Williams, Municipal Clerk