

**CITY COUNCIL**

**The City of Orange Township, New Jersey**

**DATE** January 16, 2024

**NUMBER** 28-2024

**TITLE:** **RESOLUTION AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-20**

**WHEREAS**, an emergency has arisen with respect to a settlement payment in the matter of Anthony Carey vs. the City of Orange Township and no adequate provision was made in the 2024 Budget for the aforesaid purpose, and N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned, and

**WHEREAS**, the total emergency temporary appropriation created including this appropriation to be created by this resolution is \$370,000 and three percent of the total current operating and utility appropriations in the previous year's budget (2023) is \$2,521,530.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, by the City Council of the City of Orange Township in the County of Essex (not less than two-thirds of all members thereof affirmatively concurring) that in accordance with N.J.S.A. 40A:4-20:

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

Legal OE - Settlements \$370,000

2. That said emergency temporary appropriation shall be provided first from reimbursement from the Public Entity Joint Insurance Fund (PEJIF) and second with any remaining balance provided in full in the 2024 budget as adopted.
3. Pursuant to N.J.S.A. 40A:4-45.3(c), the City is hereby requesting approval by the Director of the Division of Local Government Services to exclude such appropriation from the municipal "CAP" limitations.
4. That two (2) certified copies of this Resolution be filed with the Director of the Division of Local Government Services.

Adopted: **January 16, 2024**

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Joyce L. Lanier  
City Clerk

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Tency A. Eason  
Council President

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