

**MANSFIELD TOWNSHIP  
BURLINGTON COUNTY**

**RESOLUTION 2012-10-2**

**AN EMERGENCY RESOLUTION IN ACCORDANCE  
WITH N.J.S.A. 40A:4-48 AUTHORIZING EMERGENCY  
APPROPRIATIONS DURING ANY CALENDAR YEAR  
WHEN CURRENT APPROPRIATIONS WERE NOT SUFFICIENT**

**WHEREAS**, an emergency has arisen with respect to a settlement agreement reached June 30, 2012 between the Township of Mansfield and Four Seasons at Mapleton Homeowners Association relative to a lawsuit filed against the Township by the developer, KHovnanian, and no adequate provision was made in the 2012 budget for the aforesaid purpose, and

NJS 40A:4-46 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 \$ 8,500 and three (3) percent of the total operating appropriations in the budget for 2012 is \$ 180,390 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 2012,

**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 the Settlement in the amount of \$ 8,500
2. That said emergency appropriation shall be provided for in full in the 2013 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

**MOTION: DIGIUSEPPE SECOND: HIGGINS**

**ROLL CALL VOTE:**

**AYES: DIGIUSEPPE, HIGGINS, CLARK, GABLE, PUGLIA**

**NAYS: NONE ABSTAIN: NONE ABSENT: NONE**

**CERTIFICATION**

I, **LINDA SEMUS, RMC**, Municipal Clerk of the Township of Mansfield, County of Burlington, State of New Jersey do hereby certify the foregoing to be a true and correct copy of the Resolution adopted by the Mansfield Township Committee, County of Burlington, State of New Jersey on Roll Call held on October 10, 2012 at 7:30 PM at the Municipal Complex.

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**LINDA SEMUS, RMC, Municipal Clerk**