

RESOLUTION
of the
BOROUGH OF NEW PROVIDENCE
Resolution No. 2013-207

Council Meeting Date: 06-24-2013

Date Adopted: 06-24-2013

TITLE: RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR EMPLOYEE FLEX SPENDING – SECTION 125 REQUIRED BY N.J.S.A. 40:4-39

Councilperson Galluccio submitted the following resolution, which was duly seconded by Councilperson Muñoz.

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable, accurate estimates in *advance; and*

WHEREAS, NJS 40A:5-29 provides for receipt of Employee Flex Spending – Section 125 funds by the municipality to provide for the operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A-39 provides the dedicated revenues anticipated from Employee Flex Spending – Section 125 funds are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

NOW THEREFORE BE IT RESOLVED by the Mayor and Borough Council of the Borough of New Providence, County of Union and State of New Jersey as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures for the Employee Flex Spending – Section 125 funds .
2. The Municipal Clerk of the Borough of New Providence, County of Union is hereby directed to forward two (2) certified copies of this resolution to the Director of the Division of Local Government Services.

APPROVED, this 24th day of June, 2013.

RECORD OF VOTE

	AYE	NAY	ABSENT	NOT VOTING
GALLUCCIO	X			
GENNARO	X			
KAPNER	X			
MADDEN	X			
MUÑOZ	X			
ROBINSON	X			
HERN			TO BREAK COUNCIL TIE VOTE	

I hereby certify that the above resolution was adopted at a meeting of the Borough Council held on the 24th day of June, 2013.

Wendi B. Barry, Borough Clerk