

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
STATE OF NEW JERSEY**

ORDINANCE NO. 2024-06

**ORDINANCE AMENDING CHAPTER 64: “FIRE DEPARTMENT” TO INCREASE THE
BOROUGH’S ANNUAL CONTRIBUTIONS AND TO IMPLEMENT ANNUAL INFLATION
ADJUSTMENTS TO THE BOROUGH’S LENGTH OF SERVICE AWARDS PROGRAM
FOR VOLUNTEER FIREFIGHTERS AND VOLUNTEER FIRST AID SQUAD MEMBERS**

WHEREAS, pursuant to N.J.S.A. 40A:14-183, *et seq.*, the Borough of Red Bank (the “Borough”) has established a Length of Service Awards Program for volunteer firefighters and volunteer first aid squad members within the Borough; and

WHEREAS, the Borough finds that its Length of Service Awards Program is both appropriate and necessary to promote retention of existing members and to provide incentives for recruiting new volunteer firefighters and first aid squad members; and

WHEREAS, the Borough’s Mayor and Council have determined that it is appropriate and necessary to increase the annual contributions made by the Borough to its Length of Service Awards Program and to implement an annual inflation adjustment for the benefit of volunteer firefighters and first aid squad members; and

WHEREAS, the Borough’s Mayor and Council, upon the review and recommendation of the Borough’s CFO, have determined that the Borough’s annual contributions should be increased from \$1,150.00 to \$1,350.00, effective January 1, 2024, which increase is permissibly less than the cumulative CPI percentage increase since the time the award was last set; and

WHEREAS, going forward, the Borough’s Mayor and Council find it is advisable to provide for an automatic annual CPI adjustment within the Borough’s Length of Service Awards Program;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Red Bank, County of Monmouth, State of New Jersey, that Article VI: “Length of Service Awards Program” of Chapter 64: “Fire Department” of the Borough’s Revised General Ordinances is hereby amended as follows (~~stricken~~ text deleted; underlined text added):

CHAPTER 64: “FIRE DEPARTMENT”

* * *

ARTICLE VI: “LENGTH OF SERVICE AWARDS PROGRAM”

* * *

§ 64-34 Program Established.

A Length of Service Awards Program (LOSAP) is herewith created in accordance with N.J.S.A. 40A:14-183 *et seq.*, to reward members of the Borough of Red Bank Volunteer Fire Department and the Borough of Red Bank Volunteer First Aid Squad (inclusive of the fire companies and first aid squads recognized and sanctioned by the Borough) for their loyal, diligent and devoted services to the residents of the Borough of Red Bank.

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§ 64-35 Annual contributions made by Borough.

The LOSAP shall provide for fixed annual contributions to be made by the Borough annually to a tax-deferred income account for each volunteer member who the Borough determines meets the annual eligibility criteria set forth below; that such contributions shall be made in accordance with a plan that shall be established by the Borough of Red Bank pursuant to the Act; and that such plan shall be administered in accordance with the laws of the State of New Jersey, the U.S. Internal Revenue Code, and this article.

§ 64-36 Eligibility criteria; right to amend system.

The LOSAP shall provide for annual contributions for each eligible member whom the Borough had determined has performed and accrued 50 points of service in the particular calendar year pursuant to the Borough of Red Bank Point System. The governing body of the Borough reserves the right to amend the point system and schedule.

§ 64-37 Amount of annual contribution; estimated annual cost of program; annual CPI adjustment.

- A. The annual contribution amount for each year of future service for each eligible volunteer member shall be increased from \$1,150 to \$1,350, effective January 1, 2024. The estimated annual cost of this program shall be based on 100 members for a total cost of ~~\$115,000~~\$135,000.

- B. Effective January 1, 2025, the annual contribution amount set forth in § 64-37A shall be increased each year by the CPI Adjustment to permitted Municipal LOSAP contribution amounts calculated and published annually by the Director of the Division of Local Government Services.

§ 64-38 LOSAP Point System Schedules; annual list of eligible members.

Each active volunteer member shall accrue and be credited with points, to be totaled on an annual basis per calendar year, for volunteer services provided as per the Borough of Red Bank LOSAP Point System Schedules set forth herein as part of this article. The Fire Department and First Aid Rescue Squad shall at the conclusion of each calendar year provide a list and recommendation as to the members achieving the required 50 points of service and the basis for that recommendation. The governing body will thereafter make the determinations to the members on the list as to compliance with the eligibility requirement for each calendar year in accordance with N.J.A.C. 5:30-14 *et seq.*

BE IT FURTHER ORDAINED by the Mayor and Council of the Borough of Red Bank that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect.

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BE IT FURTHER ORDAINED by the Mayor and Council of the Borough of Red Bank that if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED by the Mayor and Council of the Borough of Red Bank that this Ordinance shall take effect immediately upon adoption and publication in accordance with the laws of the State of New Jersey.

INTRODUCTION						COUNCILMEMBER	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
	x	x				KRISTINA BONATAKIS			x			
				x		DAVID CASSIDY					x	
x		x				NANCY FACEY-BLACKWOOD	x		x			
		x				BEN FOREST		x	x			
		x				LAURA JANNONE			x			
				x		KATE TRIGGIANO					x	
		x				MAYOR WILLIAM PORTMAN			x			
Introduced: January 25, 2024						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Red Bank, County of Monmouth, State of New Jersey on the aforementioned date.						
Final Adoption: February 8, 2024												
						_____ Laura Reinertsen, Borough Clerk						