

**BOROUGH OF PENNS GROVE
COUNTY OF SALEM
MAYOR AND COUNCIL**

ORDINANCE NO. 2020-8

AN ORDINANCE AMENDING CHAPTER 47, OF THE CODE OF THE BOROUGH OF PENNS GROVE

BE IT HEREBY ORDAINED, BY the Council of the Borough of Penns Grove, County of Salem and State of New Jersey that the Municipal Code of the Borough of Penns Grove is hereby amended to include the following:

§47-5 Anti-Corruption

- A. No member of the Governing Body may continue to perform the duties of his/her office or act in his/her official capacity in any way while:
 - 1. Officially charged with a violation of any provision of §47-11
 - 2. Officially indicted and pending adjudication by any law enforcement body for any felony relating to the discharge of his/her duties in the Governing Body; or
 - 3. Officially pending charges in any ethics or professional conduct board in any jurisdiction or professional capacity relating to the discharge of his/her duties in the Governing Board.

- B. Any member of the Governing Body who has then been cleared of the charges specified in (1)-(3) of subsection "A", whether through acquittal or the dismissal of said charges by the charging agency or body, shall be permitted to return to the performance of his/her duties and act in his/her official capacity upon presentation to the Governing Body of proof of the acquittal or of the charges having been dismissed.


- C. Nothing within this section shall prohibit a member of the Governing Body from the performance of the duties of his/her office or from acting in his/her official capacity as a result of being charged with any felony or ethical or professional misconduct if the actions for which the member has been charged stem from an activity that is reasonably related to a Constitutional right to protest or exercise his/her First Amendment right to free speech or assembly, except where the charge solely stems from financial activities.

- D. Any member of the Governing Body who has been officially charged or is under investigation in connection with any charges specified in (1)-(3) of subsection "A" shall continue to draw his/her salary and any other benefits associated with their membership in the Governing Body, until such time as a formal conviction or finding of fault is issued by the relevant court, ethics board, or regulatory agency, or their current term of office shall have ended.

- E. Nothing herein will prohibit a member of the Governing Body who has been officially charged or is under investigation in connection with any charges specified in (1)-(3) of subsection "A" from running for re-election to the seat in which he/she currently occupies.

THIS ORDINANCE, shall take effect according to law. All other Ordinances or part of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Attest:

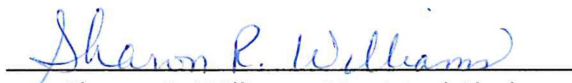

 Sharon R. Williams, Municipal Clerk


 LaDaena D. Thomas, Mayor

Intro:

Council	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
Bercute		x	x			
Mincey	x		x			
Oliver			x			
Pasquale			x			
Scott			x			
Washington, Jr.			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 July 8, 2020 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 at 6:30 p.m. on August 5, 2020 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
Bercute	x		x			
Mincey			x			
Oliver	x		x			
Pasquale			x			
Scott				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 July 8, 2020 and was adopted, after a public hearing was held by the Mayor and Council at Borough Hall, 1 State Street, Penns Grove, New Jersey at 6:30 p.m. on August 5, 2020.


 Sharon R. Williams, Municipal Clerk