

ORDINANCE 2024-18

AN ORDINANCE AMENDING THE EMERGENCY SERVICES
VOLUNTEER LENGTH OF SERVICE AWARDS PROGRAM (LOSAP)
IN COLTS NECK TOWNSHIP

WHEREAS, for over 20 years Colts Neck Township has operated a Length of Service Awards Program (LOSAP) as a means of encouraging retention of existing volunteer members and to provide incentives for recruiting new volunteer fire fighters and first aid squad members; and

WHEREAS, the Colts Neck Township has determined that eligibility in its LOSAP should be amended to include members of the Township's Fire Police; and

WHEREAS, per N.J.S.A. 40A:14-187, municipal LOSAP programs may be amended by a two-thirds vote of the full membership of the governing body of the subject municipality.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of Colts Neck Township, in the County of Monmouth and State of New Jersey, as follows (additions to text indicated by bold underline; deletions to text indicated by bold ~~strikeout~~):

SECTION 1. Chapter 36 of the Code of Colts Neck Township is hereby amended as follows:

§ 36-1 Program created. A Length of Service Awards Program (LOSAP) is herewith created in accordance with Chapter 338 of the Laws of 1997, to reward members of the Colts Neck Fire Department, the Colts Neck Fire Police, and ~~the~~ Colts Neck First Aid Squad for their loyal, diligent and devoted services to the residents of Colts Neck Township.

§ 36-2 Provisions. The LOSAP shall provide for fixed annual contributions to a deferred income account for each active volunteer fire fighter or first aid squad member that meets the criteria set forth below; that such contributions shall be made in accordance with a plan that will be established by Colts Neck Township pursuant to P.L. 1997, c.388 (N.J.S.A. 40A:14-183 et seq.); 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 Ordinance. The plan shall have the following minimum provisions:

- a. Benefits will become fully vested upon the completion of five (5) years of active volunteer emergency service.
- b. There shall be a forfeiture provision for a break of service of five (5) consecutive years prior to vesting.
- c. Benefits shall be payable after fifteen (15) years of service, at age fifty-five (55), or upon another qualifying event pursuant to law.
- d. As required by N.J.S.A. 40A:14-188, points will be awarded according to certain criteria. To qualify for an award for a calendar year under the plan, an active volunteer member shall be required to accrue a minimum of sixty (60) points in that calendar year.

§ 36-3 Criteria for eligibility. The LOSAP shall provide for annual contributions to each eligible active volunteer member that meets the criteria as follows:

- a. The amount of the award for a year under the program shall be based upon the points accrued in a calendar year in accordance with Schedule A annexed hereto.
- b. No person who is an active volunteer of ~~both the First Aid Squad and Fire Department~~ more than one of the eligible services shall be permitted to receive deferred compensation of more than \$1,150.00 total compensation per year.
- c. Persons serving as members of the ~~Fire Police~~, Fire Cadets, Police Cadets,

First Aid Cadets, or Woman's Auxiliary shall not be eligible for this program.

§ 36-4 Township contributions. The Colts Neck Township LOSAP shall provide for annual contributions in the minimum amount of \$400.00 and the maximum amount of \$1,150.00, subject to periodic consumer price index increases pursuant to law.

§ 36-5 Estimated cost. The estimated cost of the Colts Neck Township LOSAP program has been calculated as follows:

- a. For annual contributions to active volunteer Fire and First Aid members:
\$57,500.00 (50 eligible volunteers x's \$1,150.00)

SECTION 2. If any section, paragraph, subsection, clause or provision of this ordinance shall be adjudged by the Courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.

SECTION 3. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. This Ordinance shall take effect upon passage, publication and as required by law.

I hereby certify the foregoing to be a true copy of an Ordinance by the Township Committee of Colts Neck Township adopted on the 10th day of July, 2024


Frank Rizzuto, Mayor


Trina Lindsey, Municipal Clerk

RECORD OF VOTE												
	First Reading						Second Reading					
	June 26, 2024						July 10, 2024					
	M	S	Yes	No	NV	Ab	M	S	Yes	No	NV	Ab
Mayor Rizzuto			X								X	
Deputy Mayor Buss	S		X					X				
Viola	M		X				M	X				
Bartolomeo			X					X				
Fitzpatrick			X				S	X				
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent												