

ORDINANCE #2023-35

AN ORDINANCE OF THE MUNICIPALITY OF PRINCETON REPEALING THE LOCAL PAY-TO-PLAY REGULATIONS PURSUANT TO P.L. 2023, C.30 AND AMENDING THE "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968".

WHEREAS, by Ordinance 2014-10 the Princeton Council established local pay-to-play regulations and codified same in Article XXI of Chapter 2 of the “Code of the Township of Princeton, New Jersey, 1968,” entitled “Pay-to-Play Regulations; Campaign Contributions” as permitted by N.J.S.A. 40A:11-51, which authorized municipalities to enact measures limiting the awarding of public contracts to business entities who have made certain contributions and limiting contributions that the holders of certain contracts could make during the term of a public contract; and

WHEREAS, through P.L. 2023, c.30, effective January 1, 2023, the New Jersey Legislature repealed N.J.S.A. 40A:11-51 and amended N.J.S.A. 19:44A-20.12a to require the expiration of any ordinance limiting public contracts under the New Jersey Campaign Contributions and Expenditures Reporting Act, N.J.S.A. 19:44-1 et seq., specifically declaring any such ordinances to no longer to be in effect as of January 1, 2023; and

WHEREAS, at this time, the Princeton Council seeks to amend Chapter 2 of the "Code of the Township of Princeton, New Jersey, 1968" for purposes of repealing the article and sections pertaining to pay-to-play and campaign contributions.

NOW, THEREFORE, BE IT ORDAINED by the Princeton Council as follows:

Section 1. Article XXI, entitled “Pay-to-Play Regulations; Campaign Contributions,” consisting of sections 2-87 through 2-93 of Chapter 2 of the "Code of the Township of Princeton,

New Jersey, 1968,” is hereby repealed in its entirety.

Section 2. All ordinances and resolutions or parts thereof inconsistent with this ordinance are repealed.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portion thereof.

Section 4. The foregoing provisions of this ordinance shall be applicable within Princeton upon final adoption and shall become a part of the new Princeton Code once completed and adopted.

Rayna Harris, RMC, Clerk

Hon. Mark Freda, Mayor

Ordinance Introduced: October 23, 2023
Ordinance Adopted: November 21, 2023

NEWSPAPER PUBLICATIONS:

First Insertion: October 27, 2023
Final Insertion: December 1, 2023

STATEMENT OF PURPOSE: The purpose of this ordinance is to repeal Princeton’s local “pay-to-play” and campaign contributions regulations in accordance with P.L. 2023, c.30, which law nullifies such ordinances.