

## ORDINANCE 2020-9

### **AN ORDINANCE OF THE BOROUGH OF CHESTER, COUNTY OF MORRIS, STATE OF NEW JERSEY, TO MANDATE DIRECT DEPOSIT FOR MUNICIPAL EMPLOYEES BY THE BOROUGH OF CHESTER PURSUANT TO N.J.S.A. 52:14-15f**

**WHEREAS**, municipalities are empowered to make, amend, repeal, and enforce its ordinances pursuant to Statute (N.J.S.A. 40:48-1, et seq.); and

**WHEREAS**, municipalities are required by Statute to follow specific procedures for the passage of ordinances (N.J.S.A. 40:49-2 et seq.); and

**WHEREAS**, P.L. 2013 c. 28, authorizes local governments to mandate direct deposit for certain governmental employees effective after July 1, 2014; and

**WHEREAS**, P.L. 2013 c. 28 permits governing bodies to grant exemptions on such terms and conditions as they deem necessary.

**NOW, THEREFORE, BE IT ORDAINED**, by the Council of the Borough of Chester, County of Morris, State of New Jersey that the Borough Code is hereby amended and supplemented as follows:

**SECTION 1.** All full time employees and elected public officials who receive compensation from the Borough of Chester are mandated to have direct deposit of their compensation as of October 26, 2020 in accordance with Chapter 28 P.L. 2013 as defined under N.J.S.A. 52:14-15f.

**SECTION 2.** Municipal employees may request, in writing, an exemption from the direct deposit mandate to the Borough of Chester Administrator. Such requests will be presented to the Borough Council at the next regularly scheduled meeting of the Borough Council after the request is received by the Administrator. The Borough Council may grant such an exemption by Resolution and for good cause shown.

**SECTION 3.** The Borough Council may in the exercise of its sound discretion exempt a newly hired municipal employee by Resolution in the best interests of the Borough to secure qualified personnel.

**SECTION 4.** If any Chapter, Article, Section or Subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction such decisions shall not affect the remaining portions of this Ordinance.

**SECTION 5:** All ordinances or rules or regulations of the Borough of Chester, which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 6:** This ordinance shall take effect upon passage and publication according to law.

Dated: October 6, 2020

\_\_\_\_\_  
Janet Hoven, Mayor

Attest:

\_\_\_\_\_  
Denean Probasco, Municipal Clerk

**NOTICE OF FINAL ADOPTION**

Notice is hereby given that the Ordinance published herewith was introduced and passed upon first reading at a meeting of the Mayor and Council of the Borough of Chester, in the County of Morris, New Jersey, held on the 1st day of September, 2020, and the same came up for final passage at a remote meeting of said Borough Council on the 6<sup>th</sup> day of October, 2020 at which time, after persons interested were given an opportunity to be heard concerning said ordinance, the same was passed and will be in full force in the Borough according to law. By order of the Borough Council of the Borough of Chester, County of Morris and State of New Jersey.

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Denean Probasco, RMC  
Municipal Clerk  
Borough of Chester

Name	Aye	Nay	Absent	Abstain
Ferrone	X			
Goodwin	X			
Heil	2 <sup>ND</sup>			
Holman	1 <sup>ST</sup>			
Iversen	X			
Marshuetz	X			