

BOROUGH OF PINE VALLEY

ORDINANCE 2008-05

AN ORDINANCE FOR DETERMINING POSITIONS ELIGIBLE FOR THE DEFINED CONTRIBUTION RETIREMENT PROGRAM

WHEREAS, the State Legislature recently adopted Chapter 92 of the Laws of 2007 (N.J.S. 43:15C-1 et.seq.) to create the Defined Contribution Retirement Program to provide retirement benefits to various county and municipal officials; and

WHEREAS, N.J.S.43:15C-2 requires the governing body of each county, municipality, an other local entity to adopt, as appropriate, either a resolution or ordinance to determine the positions that are substantially similar in nature to the advice and consent of the Senate for appointments by the Governor of the State, pursuant to guidelines or policy that shall be established by the Local Finance Board in the Department of Community Affairs, and for which officials appointed to such positions shall be eligible for and shall participate in the Defined Contribution Retirement Program, subject to the provisions of law; and

WHEREAS, the Mayor and Commissioners of the Borough of Pine Valley has considered the guideline issues by the Local Finance Board:

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Commissioners of the Borough of Pine Valley, County of Camden, State of New Jersey that:

1. Pursuant to N.J.S. 43:15C-2, the following positions are deemed to be eligible for and shall participate in the Defined Contributions Retirement Program:

- a. Municipality Attorney
- b. Municipal Engineer
- c. Municipal Prosecutor
- d. Municipal Court Judge

2. Individuals serving in the following positions are exempt from Defined Contributions Retirement Program membership, pursuant to N.J.S. 43:15C-2:

- a. Municipal Tax Collector
- b. Chief Financial Officer
- c. Construction Code Official
- d. Municipal Tax Assessor
- e. Registered Municipal Clerk

f. Registrar of Vital Statistics

g. Licensed Uniform Subcode Inspector

3. This Ordinance shall be implemented, construed and subject to the aforesaid Chapter 92 of the Laws of 2007 (N.J.S.43:15C-1 et. seq.) as amended from time to time, and any regulations or guidance documents from the Local Finance Board or the Division of Pensions and Benefits.
4. Should any part or parts of this Ordinance be held to be invalid by any competent court of law, such invalidity shall only affect the part or parts held to be invalid, and all other parts shall remain in effect.
5. A copy of this Ordinance shall be filed with the Director of the Division of Pensions & Benefits of the New Jersey Department of the Treasury.
6. This Ordinance shall take effect after public hearing, adoption and publication in the manner prescribed by law.

APPROVED:

Mayor
Pine Valley Borough

DATE: _____

I, Patricia M. Porter, Municipal Clerk of the Borough of Pine Valley, County of Camden, State of New Jersey do hereby certify the foregoing is a true and correct copy of an Ordinance adopted on first reading by the Mayor and Commissioners of the Borough of Pine Valley, County of Camden, State of New Jersey at a regular meeting held on Monday, July 28, 2008 and will be further considered for adoption after second reading and public hearing at a meeting scheduled for Monday, August 25, 2008, beginning at 10:30 a.m. in the Municipal Building, 1 Club Road, Pine Valley, NJ.

Patricia M. Porter, RMC
Pine Valley Borough

(Alice, please publish next issue without this of course)

State of New Jersey County of Camden

Kathleen J. Guthrie
Of full age, being duly sworn according to law that she is

Legal Clerk of the:

Record Breeze

A legal weekly newspaper published in the County of Camden within the State of New Jersey, that notice of which the annexed is a true copy, as published in said newspaper on:

August 7 20 08 and
continued therein for weeks
successfully at least once each week, to wit:

Making in all _____ publications:
Kathleen J. Guthrie
Signature

Sworn and subscribed before me this 7th

Day of August 20 08

KATHLEEN J. GUTHRIE
NOTARY PUBLIC OF NEW JERSEY
MY COMMISSION EXPIRES JULY 25, 2013

Commissioners of the Borough of Pine Valley has considered the guideline issues by the Local Finance Board.
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Patricia M. Porter, RMC
Pine Valley Borough
PTR FEE: \$43.25
RB 8/7/08

BOROUGH OF PINE VALLEY NOTICE OF INTRODUCTION ORDINANCE 2008-05

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