

**BOROUGH OF PENNINGTON
ORDINANCE 2023-18**

**AN ORDINANCE REPEALING PENNINGTON’S LOCAL
ORDINANCE CONCERNING “PAY-TO-PLAY” PURSUANT
TO THE NEW STATE LAW PROHIBITING MUNICIPALITIES
FROM ADOPTING MORE RESTRICTIVE ORDINANCES
ON THE SAME SUBJECT.**

WHEREAS, the State of New Jersey has adopted P.L.2023, c.30, effecting substantial revisions to campaign finance laws designed, among other things, to ensure public confidence in the integrity of elections (the New Law”);

WHEREAS, provisions of the New Law of particular interest at the moment restrict the levels of contributions permitted by designated vendors and service providers doing business with government in order to prevent “pay to play,” the appearance or reality of campaign contributions influencing the award of public contracts;

WHEREAS, Pennington has its own ordinance addressing pay-to-play, Article I, Chapter 15 of the Code of the Borough of Pennington, Section 15-1 through 15-5 (“the Pennington Pay-to-Play Ordinance”), which was intended to be more restrictive than the prior State pay-to-play law (“the Prior State Pay-to-Play Law”) and conflicts as well with parts of the New Law, for example, in the range of contracts covered;

WHEREAS, the Pennington Pay-to-Play Ordinance was authorized by the Prior State Pay-to-Play Law under N.J.S.A. 40A:11-51, permitting more restrictive local pay-to-play ordinances;

WHEREAS, the New Law has amended the Prior State Pay-to-Play Law to now prohibit the adoption of local ordinances on this subject;

WHEREAS, municipalities with local pay-to-play ordinances or resolutions have been directed to repeal them by the New Jersey Department of Community Affairs;

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Pennington, that the Pennington Pay-to-Play Ordinance, Article I, Chapter 15 of the Code of the Borough of Pennington, Sections 15-1 through 15-5, is hereby repealed and of no further force or effect; and

BE IT FURTHER ORDAINED that this ordinance shall be effective upon passage and publication as provided by law.

Introduced: _____

Advertised: _____

Public Hearing: _____

Adopted: _____

Published: _____

ATTEST:

APPROVED:

Elizabeth Sterling, Borough Clerk

James Davy, Mayor

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RECORD OF COUNCIL VOTE ON INTRODUCTION

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Marciante				
Chandler					Stern				
Gnatt					Valenza				

RECORD OF COUNCIL VOTE ON ADOPTION

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Marciante				
Chandler					Stern				
Gnatt					Valenza				