

**BOROUGH OF HAMPTON  
HUNTERDON COUNTY, NEW JERSEY**

**ORDINANCE # 05 -2024**

**AN ORDINANCE AMENDING CHAPTER 40 OF THE CODE OF THE BOROUGH OF HAMPTON  
ENTITLED, LENGTH OF SERVICE AWARD PROGRAM**

**WHEREAS**, the Borough of Hampton (the “Borough”) has adopted a Length of Service Awards Program (“LOSAP”) in Chapter 40 of the Borough Ordinances covering incentives for volunteers in the former Borough of Hampton Emergency Squad, and

**WHEREAS**, the former Borough of Hampton Emergency Squad, has merged its membership with the former Town of Clinton First Aid and Rescue Squad in a combined entity known as South Branch Emergency Services, Inc. (the “Squad”);

**WHEREAS**, the Borough has entered into a Shared Services Agreement with the Town of Clinton for the administration of the LOSAP Program for members of the Squad, and the Shared Services Agreement requires the Borough and Town of Clinton to adopt identical LOSAP plans, which requires minor modifications to the existing Borough ordinances; and

**WHEREAS**, the Borough seeks to amend the provisions in Chapter 40 to reflect the modifications in the LOSAP program for members of the Squad.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Hampton, Hunterdon County, State of New Jersey, that Chapter 40 entitled “Length of Service Program” of the Code of the Borough of Hampton is hereby amended as follows:

**Section 1.** Chapter 40 of the Code of the Borough of Hampton, entitled “Length of Service Award Program,” is hereby amended as follows (deletions noted in strikethrough ~~thus~~; and additions noted in bold italic *thus*)

§ 41-1 Program created.

A Length of Service Awards Program (LOSAP) is herewith created in accordance with Chapter 388 of the Laws of 1997 (*N.J.S.A. 40A:14-183 et seq.*),<sup>[1]</sup> to reward members of the ~~Borough of Hampton Emergency Squad~~ ***South Branch Emergency Services, Inc. (the “Squad”) who are residents of the Borough of Hampton*** for their loyal, diligent, and devoted services to the residents of the Borough of Hampton. ***Borough residents who are volunteer members of the Squad, shall be entitled to participate in the LOSAP program for the squad that is administered by the Town of Clinton pursuant to the Borough's shared services agreement with the Town of Clinton. The existing LOSAP accounts for members of the former Borough First Aid and Rescue Squad shall be transferred to the LOSAP provider as set forth in the shared services agreement.***

§ 41-2 Fixed annual contributions; administration.

The LOSAP shall provide for fixed annual contributions to a deferred-income account for each volunteer member that meets the criteria set forth below. Such contributions shall be made in

accordance with a plan that shall be established by the Borough of Hampton pursuant to P.L. 1997, c. 388, and such plan shall be administered in accordance with the laws of the State of New Jersey, the U.S. Internal Revenue Code, and this chapter.

§ 41-3 Criteria for contribution.

The LOSAP shall provide for annual contributions to each eligible member that meets the criteria as follows:

- A. Fifty points in a calendar year are required for a member of the Hampton Emergency Squad to be eligible for an annual contribution.
- B. Five cumulative years shall be required for vesting. ***If a member misses three consecutive years without earning the required points, they are no longer in the vesting loop.***
- C. The annual contribution shall be as follows: ~~each qualifying member will be eligible to receive \$600 after accumulating 50 points in one calendar year.~~

***(1) Each member with zero to 10 years of service will be eligible to receive \$600 after accumulating 50 points in one calendar year.***

***(2) Each member with 10 to 20 years of service will be eligible to receive \$700 after accumulating 50 points in one calendar year.***

***(3) Each member with 20 or more years of service will be eligible to receive \$800 after accumulating 50 points in one calendar year.***

§ 41-4 Annual estimated cost.

The estimated cost of the program has been calculated as follows. For regular annual services: per \$8000.00 per year.

§ 41-5 Point system.

Each active ***eligible*** volunteer member shall be credited with points for volunteer services provided to the Hampton Emergency Squad in accordance with the ***following*** schedule ***Attachment 1*** which is attached hereto and made a part hereof and incorporated herein by reference.[1]

[1] Editor's Note: Said ~~schedule~~ ***attachment*** is included at the end of this chapter.

§ 41-6 Certification list ***and Maintenance of Records.***

Pursuant to N.J.S.A. 40A:14-191, the Emergency Squad Captain shall furnish to the Borough Council an annual certification list, certified under oath, of all volunteer members who have qualified for credit under the award program for the previous year. This list shall be submitted annually. ***Pursuant to the shared services agreement, the Town of Clinton and the Squad shall be responsible for maintaining records and providing certifications as required by N.J.S.A. 40A:14-190 and 40A:14-191.***

***§ 41-7 Referendum.***

This Chapter was originally approved by voters at the November 8, 2005 election.

~~§ 41-7 Approval and review of certification list.~~

~~The Borough of Hampton shall review the annual certification list furnished by the Emergency Squad Captain and approve by resolution the final annual certification. The approved list of active certified volunteer members shall then be returned to the Emergency Squad Captain and posted for at least 30 days for review by members. The Emergency Squad Captain shall provide any information concerning the annual certification list that the Borough Council shall require as part of its review.~~

~~§ 41-8 Appeal.~~

~~An active volunteer member whose name does not appear on the approved certification list may appeal within 30 days of posting of the list. The appeal shall be in writing and mailed to the Borough Clerk. The Borough Council shall investigate the appeal and render a decision regarding the appeal. The decision of the Borough Council regarding the approved certification list shall be subject to appropriate judicial review.~~

~~§ 41-9 Referendum required.~~

~~The provisions of this chapter establishing a Length of Service Awards Program shall not take effect unless it is approved by voters as a public question at the next general election and a qualified vendor to administer the program is engaged.[1]~~

~~[1]Editor's Note: This chapter was originally approved by voters at the 11-8-2005 election.~~

~~§ 41-10 Referendum question.~~

~~The following referendum question shall be submitted to the voters of the Borough of Hampton at the November 8, 2005 general election:~~

~~Shall the Borough of Hampton be authorized to establish a Length of Service Awards Program for the volunteer first aid organization members that serve the Borough of Hampton pursuant to the following terms and conditions:~~

- ~~1. The program shall provide for annual contributions to a deferred account for each active volunteer member that meets the eligibility criteria and in accordance with the schedules adapted by the Borough of Hampton.~~
- ~~2. The proposed annual contribution for an active volunteer is as follows: \$600 for each eligible member.~~
- ~~3. The estimated cost of the program has been calculated as follows: For regular annual services: \$11,400 per year.~~
- ~~4. The program will not take effect until a qualified vendor to administer the program is engaged.~~

~~YES~~

~~NO~~

Explanatory Statement

The Borough of Hampton has decided to create a Length of Service Awards Program (LOSAP) for members of the Borough of Hampton Emergency Squad that serve the citizens of the Borough of Hampton. The Borough of Hampton has determined that the creation of a LOSAP will enhance the ability of the Borough of Hampton Emergency Squad to recruit and retain volunteer first aid squad members. The general requirements for a LOSAP are set forth in state law (N.J.S.A. 40A:14-183 et seq.).

Each volunteer emergency squad member that performs the required amount of service will have \$600 deposited in a tax deferred income account that will earn interest for the volunteer.

The cost will be budgeted annually in the budget of the Borough of Hampton and is anticipated to be \$11,400 per year.

Additional details of the program may be found in the ordinance adopted by the Borough of Hampton, which is available for public inspection, along with a copy of the State enabling law at the Borough Clerk's Office, Hampton, New Jersey between the hours of 8:30 a.m. to 4:00 p.m., Monday to Friday.

**Section 2.** Attachment 1 to Chapter 41 of the Code of the Borough of Hampton is hereby amended as follows:

LENGTH OF SERVICE AWARD PROGRAM

41 Attachment 1

Borough of Hampton

Schedule A

**Hampton South Branch** Emergency Squad LOSAP Point System

A year of service shall be credited under a service award program for each year after establishment of the program to an active volunteer Emergency Squad member in good standing who accumulates at least 50 points within that year. Points shall be granted in accordance with the system adopted by the Hampton Borough Council as follows:

- I. MEETINGS - ~~10~~ **12** POINT MAXIMUM
  - a. 4 points after 4 meetings **attended (must be present)**
  - b. 1 point per meeting over initial 4
  - c. ~~Attendance at any official meetings -1 point per meeting.~~
  
- II. DRILLS (**2 HOUR MINIMUM**) - ~~20~~ **12** POINT MAXIMUM
  - a. **4 points after 4 drills attended (must be present)**
  - b. One point per drill, **over initial 4** minimum two-hour drill.
  
- III. WORK DETAIL/STAND-BYS/SUPPORT ACTIVITIES - ~~20~~ **15** POINT MAXIMUM

**Points will be awarded for activities approved by Chief or President**

  - a. **4 points for 4 activities attended** One point for each activity.

b. **1 point per activity over initial 4 activities**

IV. ELECTED **OR APPOINTED** POSITIONS -45 **20** POINT MAXIMUM

- a. **Chief or President – 20 points**
- b. **Appointed or elected office (line or administrative) – 15 points**
- c. **Committee Chairs (as appointed by the President) – 10 points**
- d. **Members can only be awarded one of the above**
- e. ~~Treasurer – 15 points~~
- f. ~~Secretary – 10 points~~

V. **RESCUE COMPANY/WATER RESCUE TEAM MEMBERS - 10 POINT MAXIMUM**

- a. **10 points awarded for members of either team.**
- b. **Must meet Rescue Company or Water Rescue Team Member requirements as set forth by Rescue Captain.**

VI. EMERGENCY RESPONSES -15 POINT MINIMUM/25 POINT MAXIMUM

- a. Each response to a call is worth 2 points.
- b. Minimum of 75 calls and maximum of 125 calls will be awarded each year.

VII. ~~TRAINING COURSES – 20 POINT MAXIMUM~~

- a. ~~Course under 20 hours in duration - 1 point per hour, maximum 5 points~~
- b. ~~Courses 20 to 45 hours in duration - 1 point per hour for each hour over initial twenty hours, with a maximum of 10 points~~
- c. ~~Courses over 45 hours - 15 points per course~~

**Section 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**Section 4.** If any section, phrase or portion of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction for any reason, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**Section 5.** This Ordinance shall take effect upon final passage and publication according to law.

ATTEST:

BOROUGH OF HAMPTON

By \_\_\_\_\_  
Linda Leidner, Borough Clerk

By \_\_\_\_\_  
TODD SHANER, Mayor