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ORDINANCE NO. 46-04

AN ORDINANCE AMENDING CHAPTER 3, ARTICLE IV, ENTITLED "POLITICAL CAMPAIGN CONTRIBUTION LIMITATIONS" (PAY TO PLAY)

WHEREAS, the Township adopted Chapter 3, Article IV of the South Brunswick Code entitled, "Political Campaign Contribution Limitations", by way of Ordinance 30-04 on May 4, 2004, instituting what has become known as "Pay to Play" legislation; and

WHEREAS, certain sections of said Code provisions prohibit political contributions between ninety days before the start of negotiations or submittal of the proposal relative to such an agreement or contract, whichever is earlier, and the termination of negotiations or the completion of the agreement or contract, whichever is later; and

WHEREAS, upon reflection, the Township Council believes that it is in the best interest of Township residents to increase the time period from ninety days to one year for such circumstances;

NOW THEREFORE BE IT ORDAINED by the Township Council of the Township of South Brunswick, County of Middlesex, State of New Jersey, that Chapter 3, Article IV of the South Brunswick Code shall be and is hereby amended as follows, with deletions in strikethrough and additions in underline:

I. §3-16. No individual that submits a proposal or enters into negotiations for or agrees to any agreement or contract with the Township on any agreement or contract that is not publicly bid, for goods, services, equipment or property, shall make a monetary campaign contribution in excess of $400.00 for a primary election and $400.00 for a general election to a candidate for or the holder of a Township or Middlesex County elective office or to the political action committee of a candidate for or the holder of a Township or Middlesex County elective office or to a Township or Middlesex County political committee or club between ~~ninety days~~ <u>one calendar year</u> before the start of negotiations or submittal of the proposal relative to such an agreement or contract, whichever is earlier, and the termination of negotiations or the completion of the agreement or contract, whichever is later

§3-17. No professional business entity that submits a proposal or enters into negotiations for or agrees to any agreement or contract with the Township on any agreement or contract that is not publicly bid, for goods, services, equipment or property, shall make a monetary campaign contribution in excess of $2,500.00 for a primary election and $2,500.00 for a general election to a candidate for or the holder of a Township or Middlesex County elective office or to the political action committee of a candidate for or the holder of a Township or Middlesex County elective office or to a Township or Middlesex County political committee or club between ~~ninety days~~ <u>one calendar year</u> before the start of negotiations or submittal of the proposal relative to such an agreement or contract, whichever is earlier, and the termination of negotiations or the completion of the agreement or contract, whichever is later.

§3-20. No individual who makes a development application before a Land Use Board shall make a monetary campaign contribution in excess of $400.00 for a primary election and $400.00 for a general election to a candidate for or the holder of a Township or Middlesex County elective office or to the political action committee of a candidate for or the holder of a Township or Middlesex County elective office or to a Township or Middlesex County political committee or club from ~~ninety days~~ <u>one calendar year</u> prior to the time the development application is filed with the Land Use Board to such time as the project is fully completed and constructed.

§3-21. No developer or professional business entity who makes a development application before a Land Use Board shall make a monetary campaign contribution in excess of $2,500.00 for a primary election and $2,500.00 for a general election to a candidate for or the holder of a Township or Middlesex County elective office or to the political action committee of a candidate for or the holder of a Township or Middlesex County elective office or to a Township or Middlesex County political committee or club from ~~ninety days~~ one calendar year prior to the time the development application is filed with the Land Use Board to such time as the project is fully completed and constructed.

II. If any clause, sentence, paragraph, section or part of this ordinance or any other codes or ordinances incorporated herein shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof, directly involved in the controversy in which said judgment shall have been rendered.

III. This ordinance shall become effective twenty (20) days after its final passage.

The above ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of South Brunswick held on July 20, 2004, and will be considered on second and final reading and final passage at a regular meeting of the Township Council of the Township of South Brunswick to be held at the Municipal Building, Monmouth Junction, New Jersey, at 7:30 p.m. on August 17, 2004, at which time and place any person having an interest therein will be given an opportunity to be heard.

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Township Clerk

This is to certify that the foregoing is a true copy of an ordinance adopted by the Township Council of South Brunswick Township on August 17, 2004.

Barbara Nyitrai

Barbara Nyitrai, RMC
Township Clerk