

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 2, "ADMINISTRATION,"
SECTIONS 71.4c, 72.4c, and 73.4c, "FORMULA FOR REIMBURSEMENT," OF THE
MUNICIPAL CODE OF THE TOWNSHIP OF WEST ORANGE**

WHEREAS, The Mayor and Council of the Township of West Orange (the "Township"), have an interest in the efficient administration of government services; and

WHEREAS, pursuant to N.J.S.A. 40:48-1, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this State or Federal Government, as it may deem necessary and proper for the good of government, order and protection of person and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and

WHEREAS, the Township desires to amend Chapter 2, "Administration," Sections 71.4c, 72.4c, and 73.4c, "Formula for Reimbursement," of the Township Municipal Code to define and clarify the duties of the Engineering Department; and

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Township Council of the Township of West Orange, in the County of Essex, State of New Jersey, being the governing body thereof, that Sections 71.4c, 72.4c, and 73.4c, "Formula for Reimbursement," of Chapter 2 "Administration," shall be amended as follows.

Section 1. RECITALS. The foregoing whereas clauses are incorporated herein by reference and made a part hereof.

Section 2. Chapter 2, "Administration," Sections 71.4c, 72.4c, and 73.4c, "Formula for Reimbursement," to clarify and enumerate the duties and functions of the Engineering Department shall be amended as follows.

Note: Additions are shown in **bold and underline** and deletions are shown as ~~strikethrough~~.

§ 2-71.4c Formula for Reimbursement

- c. A yearly audit and analysis of the total cost, as defined in Subsection **b** above, shall be conducted for the Township by the Chief Financial Officer and the Director of Engineering ~~and Public Works~~ **or his/her representative** and the qualified private community shall provide to the Township any and all records it deems relevant to its inquiry.

§ 2-72.4c Formula for Reimbursement

- c. A yearly audit and analysis of the total cost, as defined in Subsection **b** above, shall be conducted for the Township by the Chief Financial Officer and the Director of

Engineering ~~and Public Works~~ and the Fire Chief, and/or their representatives. The qualified private community shall provide to the Township any and all records it deems relevant to its inquiry.

§ 2-73.4c Formula for Reimbursement

- c. A yearly audit and analysis of the total cost, as defined in Subsection b above, shall be conducted for the Township by the Chief Financial Officer and the ~~Director of Engineering and~~ Director of Public Works, and/or their representatives. and The qualified private community shall provide to the Township any and all records it deems relevant to its inquiry.

Section 3. If any provision of this Ordinance or application thereof, under any circumstances, is held invalid, the invalidity shall not affect any other provisions or applications of this Ordinance that can be given effect without the invalid provision(s) or application(s) and to this end the provisions of this Ordinance are severable. All other Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed.

Section 4. This Ordinance shall take effect upon final passage and publication in accordance with law.

Susan McCartney, Mayor

Susan Scarpa, Council President

Karen J. Carnevale, R.M.C.
Municipal Clerk

INTRODUCED: March 10, 2026

ADOPTED: March 24, 2026

LEGISLATIVE HISTORY

Ordinance 2717-13, adopted by the Township Council on April 4, 2023, separated the Department of Public Works and Department of Engineering to improve efficiency and effectiveness, since functions of the two departments have different duties and licensing requirements. While amending other Ordinances enumerating the duties and functions of the two departments and their directors, it became clear that additional changes were needed to Ordinance 2717-23 to reflect the tasks performed annually by both departments.