

CITY OF VINELAND

ORDINANCE NO. 2022-08

ORDINANCE AMENDING ORDINANCE 2017-52,  
CHAPTER 56, ARTICLE I OF THE CODE OF THE CITY OF  
VINELAND ENTITLED FIRE DEPARTMENT,  
ESTABLISHMENT, COMPOSITION.

WHEREAS, on August 8, 2017 City Council adopted Ordinance 2017-52, Chapter 56 Article I setting forth the powers and duties of the Director of the Fire Department; and

WHEREAS, at Section 56-5 A, the Director of the Fire Department shall be a full-time position with the authority to appoint subordinate officers and employees of the Fire Department; and

WHEREAS, the Director of the Fire Department and Chief of the Department have recommended the position of Director need not be a full time position but should be one for which the Director shall be required to serve for such time as necessary to carry out the duties of the Director of the Fire Department.

WHEREAS, Section 56-5 A incorrectly states that the Director appoints officers and employees of the Fire Department instead of recommends such appointment to the Appointing Authority in as much as the Director does not have the authority to appoint officers or employees but such authority is left to the Appointing Authority in accordance with N.J.S.A. 40:69A-32 and therefore Ordinance 2017-52 should be corrected to reflect such authority.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Vineland that Ordinance 2017-52, as amended, Chapter 56, Article I, Section 56-5 A shall be amended as follows:

1. Chapter 5 Article I, Section 56-5 Powers and Duties of Director shall be deleted and replaced as follows:
  - A. The Director of the Fire Department shall have general administrative authority over the Department of Fire. He/she shall recommend to the Appointing Authority the appointment of subordinate officers and employees of said Department under his/her jurisdiction, which are herein or which may be hereafter be authorized by ordinance, subject to the provisions of the Laws of the State of New Jersey. The Director of the Fire Department shall be required to serve in that capacity for such time as necessary to carry out the duties of the Director of the Fire Department as specified herein.

BE IT FURTHER ORDAINED that the balance of Ordinance 2017-52 not amended hereby shall remain in full force and effect.

BE IT FURTHER ORDAINED that should any portion of this Ordinance be deemed unenforceable by a court of competent jurisdiction, that portion so determined to be unenforceable, shall be void and the balance hereof shall remain in full force and effect.

This Ordinance shall take effect upon adoption and publication according to law.

Passed first reading: January 25, 2022

Passed final reading: February 8, 2022

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President of Council

Approved by the Mayor:

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Mayor

ATTEST:

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City Clerk