

**TOWNSHIP OF DENNIS**

**COUNTY OF CAPE MAY  
STATE OF NEW JERSEY**

**ORDINANCE NO. 2022-06**

**AN ORDINANCE OF THE TOWNSHIP OF DENNIS, COUNTY OF CAPE MAY,  
STATE OF NEW JERSEY AMENDING CHAPTER 40 OF THE CODE OF THE TOWNSHIP OF  
DENNIS, ENTITLED "PERSONNEL POLICIES"**

**WHEREAS**, the Township Committee of the Township of Dennis, have determined that certain amendments to Chapter 40 entitled "Personnel Policies" are necessary; and

**WHEREAS**, in all other respects Chapter 40 entitled "Personnel Policies" shall remain in full force and effect.

**NOW, THEREFORE, BE IT ORDAINED**, by the Township Committee of the Township of Dennis, in the County of Cape May and State of New Jersey, and it is hereby enacted and ordained by the authority of same as follows:

**Section 1.**

§40-2. entitled "Cost of Coverage" shall be amended as follows:

**§ 40-2. Costs of coverage.2**

- A. As to retired employees with twenty-five (25) years or more of service, or with fifteen years (15) of continuous service upon attaining the age sixty-two (62), the township shall assume the entire costs of such coverage for the retired employees and their spouses, as provided by N.J.S.A. 40A:10-23.
- B. As to retired employees on a disability pension, who have met the State of New Jersey Public Employees' Retirement System qualifications, the township shall assume the entire costs of such coverage for the retired employees and their dependents, as provided by N.J.S.A. 40A:10-23.

**Section 2.**

§40-4. entitled "Policy established" shall be amended as follows:

**§ 40-4. Policy established.**

- A. The averments of the preamble are incorporated herein by reference.
- B. Employees employed by the Township As of May 8, 2022.

All covered members who end their employment with the Township through a qualified service retirement, early retirement, or disability retirement as established by and under the NJ Public Employees Retirement System and their spouse shall continue to receive

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health insurance benefits which shall be defined as Medical/Prescription/Dental/Vision) as afforded to all other Township employees until they qualify for Medicare.

C. Employees employed by the Township After May 8, 2022.

All covered members who end their employment with the Township through a qualified service retirement, early retirement, or disability retirement as established by and under the NJ Public Employees Retirement System and their spouse shall continue to receive health medical and prescription benefits as afforded to all other Township employees until they qualify for Medicare.

D. Contributions

1. Notwithstanding the terms set forth in **§40-2**, the Chapter 78 requirement for retiree health insurance contributions does not apply to employees who had twenty (20) years or more of service in a state or local retirement system as of June 28, 2011, and/or meet the eligibility requirements N.J.S.A. 40A:10-23.
2. Notwithstanding the terms set forth in **§40-2**, under Chapter 78, if an employee had twenty (20) or more years of service credit before June 28, 2011, they would only contribute one and one-half (1.5%) percent of their retirement allowance provided they retired with twenty-five (25) years of credible service pursuant to P.L. 2010, Chapter 2.
3. Notwithstanding the terms set forth in **§40-2**, at no time shall any retired employee hired after May 21, 2010, contribute less than one and one-half (1.5%) percent of their retirement allowance pursuant to P.L. 2010, Chapter.

E. Expiration

1. Upon becoming eligible for Medicare, the retiree shall no longer be eligible for Township-provided health insurance benefits of any kind. After reaching Medicare age, the Township will pay for supplemental insurance pursuant to the provisions under the New Jersey State Health Benefits Plan, but the Township shall not be responsible for any payments under Medicare Parts A, B or D. Employees hired after May 8, 2022, shall not be eligible for supplemental insurance paid by the Township.
2. Should an employee, who is employed on or before May 8, 2022 and retire after January 1, 2022, pass away, the employee's spouse will be provided medical and prescription coverage as established herein until the surviving spouse reaches Medicare age. However, all said benefits shall immediately cease upon remarriage. This provision shall not apply to employees hired after May 8, 2022, as spouse of retirees shall not be eligible for coverage.
3. At any point, that an employee's surviving spouse (except if ineligible for benefits as set forth above) be employed or accepts employment where they have access to health care through that employer, the surviving spouse shall be required to accept such health care benefits regardless of the benefit level. The failure of the surviving

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spouse to accept health benefits from their employer shall result in an immediate waiver of health benefits

- F. All employees who retire with twenty-five (25) years of continuous service, or with fifteen years (15) of continuous service upon attaining the age sixty-two (62), shall, for themselves and their spouses, continue to receive those health insurance benefits afforded to full time employees until they qualify for Medicare at which time the township will continue to supply the necessary supplemental insurance pursuant to the provisions then existing with the New Jersey State Health Benefits Plan, as provided by N.J.S.A. 52:14-17.38.
- G. All employees who retire on a disability pension, who have met the State of New Jersey Public Employees' Retirement System qualifications shall, for themselves and their dependents, continue to receive those health insurance benefits afforded to full time employees until they qualify for Medicare at which time the township will continue to supply the necessary supplemental insurance pursuant to the provisions then existing with the New Jersey State Health Benefits Plan.
- H. In the event that the township, at its sole option, becomes self-insured or it provides any other form of health insurance to its full-time employees, for medical coverage, the retired and the disabled retired employees and their qualifying dependents, if any, shall receive the same benefits afforded to full time employees including the same supplements then necessary to supplement Medicare benefits in order to equalize them with the then existing benefits given to full time employees.
- I. This policy shall be incorporated into the Township of Dennis Personnel Handbook under the section entitled, "Employee Benefits".

**Section 3.**

**Severability.**

Should any section, clause, sentence, phrase, or provision of this Ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

**Section 4.**

**Repealer.**

All prior Ordinances or parts of Ordinances inconsistent with this Ordinance be and the same are hereby repealed to the extent of such inconsistencies.

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**Section 5.**

**When effective.**

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

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Zeth A. Matalucci, Mayor

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Scott J. Turner, Deputy Mayor

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Frank L. Germanio, Jr., Committee Member

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Matthew Cox, Committee Member

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Thomas Van Artsdalen, Committee Member

The foregoing Ordinance was introduced at a meeting of the Township Committee of the Township of Dennis on June 28, 2022. Publication will be held on July 04, 2022 and a Public Hearing will be held at a meeting of the said Township Committee to be held on July 12, 2022 at 5:30 p.m. in the Municipal Building located at 571 Petersburg Road in Dennisville.

**ATTEST** \_\_\_\_\_  
**Jacqueline B. Justice, RMC/Clerk**