

**MAYOR AND COUNCIL
WORK SESSION/REGULAR MEETING
BOROUGH HALL ANNEX
February 6, 2012
7:30PM**

1. **FLAG SALUTE**
2. **ROLL CALL** Mayor DeSimone(), Councilpersons, Knott (), Choi (), Hawkins (), Salmon (), Whitter (), Borough Attorney Giblin (.)Borough Administrator Terhune (), Borough Clerk Fran Lehmann (), Deputy Borough Clerk Lynn Hemmer
3. **OPEN MEETING STATEMENT**

Conditions of the Open Meeting Act have been met by notice placed on the bulletin board at Borough Hall and notice sent to the official newspaper.
4. **PRESENTATIONS**
Report From Transportation Committee (questions from Council limited to 2 minutes)
5. **APPOINTMENTS**
Resolution 12-92 Appointing Economic Development Committee
Resolution 12-93 Appointing IT Committee
6. **COMMENTS FROM THE PUBLIC**

Limited to two (2) minutes per speaker (20 – minute duration)
7. **APPROVAL OF MINUTES**

Council Minutes January 18, 2012
Closed Session Minutes January 18, 2012
8. **RESOLUTIONS**
12-85 Authorizing the Agreement Between Leonia Swim Team Parents and the Borough for Disbursement of Funds to Umpires for Baseball and Softball
12-86 Appointing Substitute Crossing Guard Mikhail Khodik
12-87 Authorizing Tax Appeal Judgment in the Amount of \$4,288.13 Block 1217, Lot 13
12-88 Authorizing Tax Appeal Judgment in the Amount of \$5,022.25 Block 802, Lot9

- 12-89 Authorizing Tax Appeal Settlement Block 21, Lot 802
 - 12-90 Authorizing Tax Appeal Settlement Block 803, Lot 34
 - 12-91-Authorizing the Agreement Between the County of Bergen and the Borough of Leonia for Animal Control Services 2012
 - 12-92 Endorsing the Temporary Ice Skating Rink in Wood Park
 - 12-93 Appointing Economic Development Committee
 - 12-94 Appointing IT Committee
 - 12-95 Authorizing Mayor to Sign and Clerk to Attest the Agreements for Carmine Alampi to represent the Planning and Zoning Boards
 - 12-96 Appointment of Special I Police Officers
 - 12-97 Appointment if I. S. Pak as Councilman
- A motion was made by Councilperson _____, seconded by Councilperson _____ to approve the resolutions.

ROLL CALL Councilpersons, Knott, Choi, Hawkins, Salmon, Whitter

9. **INTRODUCTION OF ORDINANCES**

10. **ADOPTION OF ORDINANCES**

Adoption of Ordinance 01-12 entitled:

AN ORDINANCE AMENDING CHAPTER 267 OF THE CODE OF THE BOROUGH OF LEONIA TITLED "TOWING" BY AMENDING SECTIONS 267-3, 267-4, 267-5, 267-6 AND 267-10.

Public Hearing

A motion was made by Councilperson ____ Seconded by Councilperson _____ to approve on final reading Ordinance 01-12

ROLL CALL Councilperson, Knott, Choi, Hawkins, Salmon, Whitter

Adoption of Ordinance 02-12 entitled:

AN ORDINANCE AMENDING SALARIES, WAGES AND/OR COMPENSATION AND TO ESTABLISH SALARY & WAGE RANGES OF CERTAIN OFFICERS, EMPLOYEES AND PUBLIC SERVANTS OF THE BOROUGH OF LEONIA, IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY FOR THE YEAR BEGINNING JANUARY 1, 2012

Public Hearing

A motion was made by Councilperson ____ Seconded by Councilperson _____ to approve on final reading Ordinance 02-12

ROLL CALL Councilperson, Knott, Choi, Hawkins, Salmon, Whitter

11. **UNFINISHED BUSINESS**

12. **NEW BUSINESS**

- a) School Board Election (Borough Clerk)
- b)

13. **CORRESPONDENCE**

14. **COMMENTS FROM THE PUBLIC**

Limited to five (5) minutes per speaker at the discretion of the chair
(duration of thirty (30) minutes)

15. **CLOSED SESSION**

16. **ADJOURNMENT** (10 P.M. unless motion to extend)

FORMAL ACTION ON ANY BOROUGH BUSINESS MAY BE TAKEN

BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Knott						
Choi						
Hawkins						
Salmon						
Whitter						
DeSimone						

12-85

DATE: _____, 2012

Carried []

Defeated []

Tabled []

Approved on Consent Agenda []

Agreement

Whereas; the Borough Auditor has directed that only the Treasurer of the Borough of Leonia may issue checks for accounts payable by the Borough; and

Whereas; the Leonia Recreation Commission has a need to disburse funds to baseball and softball umpires at each and every game during the spring season; and

Whereas; the auditor has recommended that a third party group be responsible for the total amount of the funds and for processing a voucher system whereby all umpires will acknowledge receipt of funds and be paid on a timely basis; and

Now therefore; this Agreement between the Borough of Leonia and the Leonia Swim Team Parents Association, who has as current President, Mrs. Barbara Ryan and as current Treasurer, Mr. Robert Leap, will receive funds from the Borough of Leonia for the 2012 baseball/softball season in an amount not to exceed \$5,500.00; and

Furthermore, will maintain a voucher system as developed by Recreation Superintendent, Barbara H. Davidson and who will have each umpire sign a voucher indicating that they have been paid for each game; and

Furthermore, the Leonia Swim Team Parents Association will account for all monies disbursed during the 2012 baseball/softball season; and will provide a complete accounting of all the funds during the year and will return any unused funds to the Borough at the conclusion of the season.

CFO Myrna Becker for
The Borough of Leonia

For the Leonia Swim Team Parents

Date: _____

Date: _____

BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Choi						
Hawkins						
Knott						
Salmon						
Whitter						
De Simone						

#12 -87
DATE 02/06/2012
Carried
Defeated
Tabled
Approved

RESOLVED, by the Mayor and Council of the Borough of Leonia that the Collector shall and is hereby authorized to issue a check in the amount of \$4, 288.13 payable to Michael Shneck, as a result of Tax Court Judgment for the year 2010, dated October 14, 2011 on property known as Block, 1217, Lot 13, 200-210 Broad Avenue.

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to furnish copies of the Resolution to the following;

1. Chief Financial Officer
2. Collector

Approved:

Attest:

John De Simone, Mayor

Fran Lehmann, Borough Clerk

THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED
BY THE MAYOR AND COUNCIL ON _____

BOROUGH CLERK

BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Choi						
Hawkins						
Knott						
Salmon						
Whitter						
De Simone						

#12 -88
DATE 02/06/2012
Carried
Defeated
Tabled
Approved

RESOLVED, by the Mayor and Council of the Borough of Leonia that the Collector shall and is hereby authorized to issue a check in the amount of \$5,022.25 payable to Michael Shneck, as a result of Tax Court Judgment for the year 2010, dated October 14, 2011 on property known as Block, 802, Lot 9, 372 Grand Avenue.

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to furnish copies of the Resolution to the following;

3. Chief Financial Officer
4. Collector

Approved:

Attest:

John De Simone, Mayor

Fran Lehmann, Borough Clerk

**THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED
BY THE MAYOR AND COUNCIL ON _____**

BOROUGH CLERK

Kuott Aye Nay Abstain
Choi
Hawkins
Salmon
Whitter

By:
Seconded by:

Resolution No. 1279

Dated:

Whereas, Berk-Cohen Assoc at Willow Tree LLC filed a real property tax appeal for the year 2009; and

Whereas, the real property tax assessment for the subject premises, located at 400 Willow Tree Road, Leonia, New Jersey, Lot 802 in Block 21 on the Tax Assessment Map of the Borough of Leonia, for the year 2009 was as follows:

	<u>2009</u>
Land	\$1,799,000.00
Improvements	<u>8,733,300.00</u>
Total	\$10,512,300.00

and

Whereas, the 2009 tax appeal may be settled by reduction of the aforesaid 2009 assessment as follows:

	<u>2009</u>
Land	\$ 1,799,000.00
Improvements	<u>6,851,000.00</u>
Total	\$ 8,650,000.00

and

Whereas, said settlement will produce a loss in real property tax revenue lesser in amount than the costs of a successful defense of said appeal; and

Whereas, the Mayor and Council have been advised by the Borough Assessor and by contractual personnel that said settlement is in the Borough's interest;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF LEONIA that said settlement be and the same is hereby approved; and

BE IT FURTHER RESOLVED that all appropriate Borough officials or the contractual personnel be and are hereby authorized to take all steps necessary to effect said settlement; and

BE IT FURTHER RESOLVED that all actions taken by all appropriate Borough officials or

contractual personnel in effecting said settlement be and they are hereby ratified and confirmed.

The within Resolution was duly adopted
by the Borough Council at their meeting
on _____, 2011

Fran Lehman
Municipal Clerk

Aye Nay Abstain
 Knott
 Choi
 Hawkins
 Salmon
 Whitter

Resolution No. 12-90

Dated:

By:
 Seconded by:

Whereas, Fairlawn Co. et. al. filed real property tax appeals for the years 2009, 2010 and 2011;
 and

Whereas, the real property tax assessment for the subject premises, located at 363 Grand Avenue, Leonia, New Jersey, Lot 34 in Block 803 on the Tax Assessment Map of the Borough of Leonia, for the years 2009, 2010 and 2011 was as follows:

<u>2009 and 2010</u>		<u>2011</u>	
Land	\$3,600,000.00	Land	\$3,600,000.00
Improvements	<u>4,403,300.00</u>	Improvements	<u>3,900,000.00</u>
Total	\$ 8,003,300.00	Total	\$7,500,000.00

and

Whereas, the taxpayer has agreed to withdraw the 2009 tax appeal and the 2010 tax appeal may be settled by reduction of the 2010 assessment as follows:

<u>2009</u>	<u>2010</u>
WITHDRAWN	
	Land \$ 3,600,000.00
	Improvements <u>4,150,000.00</u>
	Total \$ 7,750,000.00

and

Whereas, the 2011 tax appeal may be settled by reduction of the aforesaid 2011 assessment as follows:

<u>2011</u>	
Land	\$ 3,600,000.00
Improvements	<u>3,900,000.00</u>
Total	\$ 7,500,000.00

and

Whereas, as part of the above Agreement the 2012 assessment will be further reduced to \$7,000,000 by the Tax Assessor; and

Whereas, said settlement will produce a loss in real property tax revenue lesser in amount than the costs of a successful defense of said appeal; and

Whereas, the Mayor and Council have been advised by the Borough Assessor and by contractual personnel that said settlement is in the Borough's interest;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF LEONIA that said settlement be and the same is hereby approved; and

BE IT FURTHER RESOLVED that all appropriate Borough officials or the contractual personnel be and are hereby authorized to take all steps necessary to effect said settlement; and

BE IT FURTHER RESOLVED that all actions taken by all appropriate Borough officials or contractual personnel in effecting said settlement be and they are hereby ratified and confirmed.

The within Resolution was duly adopted
by the Borough Council at their meeting
on _____, 2011

Fran Lehman
Municipal Clerk

BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Choi						
Hawkins						
Knott						
Salmon						
Whitter						
De Simone						

#12 -91
DATE 02/06/2012
Carried
Defeated
Tabled
Approved

WHEREAS, The County of Bergen has submitted a contract for Animal Control Services for the year 2012;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Leonia that the agreement for Animal Control Services between the Borough and the County of Bergen is hereby accepted; and

BE IT FURTHER RESOLVED, the Mayor is hereby authorized to sign and the Borough clerk to Attest the agreement.

THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED
BY THE MAYOR AND COUNCIL ON _____

BOROUGH CLERK

BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Choi						
Hawkins						
Knott						
Salmon						
Whitter						
De Simone						

#12 -92
DATE 02/06/2012
Carried
Defeated
Tabled
Approved

WHEREAS, the Recreation Commission at their meeting of January 24, 2012 approved and established guidelines for the use of installing and maintaining a temporary ice skating rink; and

WHEREAS, in conjunction with the Municipal Excess Liability Joint Insurance Fund Guidelines, the Mayor and Council under Title 59 of the Guidelines hereby approve the installation of the ice skating rink; and

WHEREAS, per the attached Resolution from the Leonia Recreation Commission Paragraph three (3) (attached and made part of this resolution) all rules and regulations for use of the ice skating rink will be posted

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Leonia they hereby authorize and approve the installation of a temporary ice skating rink in Wood Park.

**THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED
BY THE MAYOR AND COUNCIL ON _____**

BOROUGH CLERK

**LEONIA RECREATION COMMISSION
RESOLUTION**

#12-01

Date: January 24, 2012
 Carried Defeated Tabled
 Approved on Consent Agenda

COMMISSION	Motion	Second	Yes	No	Abstain	Absent
Gold			✓			
Mahoney		✓	✓			
Leap			✓			
Makroulakis	✓		✓			
Marquardt			✓			
Leonard			✓			
Puzzo			✓			

Resolution to Approve Wood Park Ice Rink and the Rules and Regulations

WHEREAS, the Borough of Leonia desires to establish a public outdoor ice rink for the benefit of it's citizens, and finds the establishment of such a facility serves the general welfare of the public as a whole; and

WHEREAS, the community of Leonia will provide general security for and oversight of the ice rink it establishes, it does not intend to directly supervise this facility on a continuous and regular basis; and

WHEREAS, the Borough of Leonia requires the posting of rules and regulations which have been established by the Leonia Recreation Commission for the safety of its citizens; and

WHEREAS, the proposed Wood Park Ice Rink will be donated and constructed for the Borough of Leonia at no cost to its citizens; and

WHEREAS, the Borough of Leonia will allow the use of a water source from either the Fire Department or Recreation Center to fill the Ice Rink; and

WHEREAS, the creation of the Wood Park Ice Rink will be a temporary facility on the Basketball Courts, from February through March 2012 and removed after said months; and

WHEREAS, the creation of the facility will be published through social media (Face book), local newspaper, Leonia Website and flyers to the schools to notify the public; and

WHEREAS, the Borough of Leonia desires to ensure a viable recreation activity which encompasses all ages at no cost to the Borough or its participants;

NOW THEREFORE, BE IT RESOLVED that the Leonia Recreation Commission hereby adopts Resolution 12-01.

ICE SKATING RULES AND REGULATIONS

LEONIA RECREATION COMMISSION
370 BROAD AVENUE
201-592-5783

POLICE EMERGENCY NUMBER 201-944-0800

HOURS OF USE

Monday to Thursday, Sunday: 9:00 am to 9:00 pm
Friday and Saturday: 9:00 am to 10:00 pm

RULES AND REGULATIONS

PEOPLE SKATE AT THEIR OWN RISK AND SAFETY GEAR RECOMMENDED. THERE IS NO ATTENDANT ON DUTY AND CHILDREN SHOULD BE SUPERVISED BY A RESPONSIBLE ADULT.

- CHILDREN MUST BE SEVEN OR OLDER TO SKATE.
- DO NOT THROW OR LEAVE ANY FOREIGN OBJECT ON THE RINK SURFACE.
- DO NOT INVESTIGATE OR BECOME INVOLVED IN ANY TYPE OF AMBASCATION WITH ANY OTHER SKATER AND/OR SPECTATOR, INCLUDING ABUSIVE, ABRASIVE OR DISORDERLY CONDUCT.

ASSUMPTION OF RISK AGREEMENT By engaging in skating, skaters are deemed to have knowledge of and assume the inherent risks of skating. These include, but are not limited to the following:

- Injuries resulting from collisions or contact with other skaters or individuals who are on the skating surface.
- Injuries resulting from falls
- Injuries that involve objects or artificial structures within the intended path travel of the skater.
- Ice Conditions that may change over the course of the day.

All questions or concerns should be referred to the Leonia Recreation Commission. The Recreation Commission reserves the right to revoke skating privileges to any group or individual not abiding by above rules

F2611883-SNB046W

BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Choi						
Hawkins						
Knott						
Salmon						
Whitter						
De Simone						

#12 -93
DATE 02/06/2012
Carried
Defeated
Tabled
Approved

WHEREAS, the Council has established a an Economic Development Committee to review real estate on behalf of the Borough; and

WHEREAS, the Economic Development Committee desires to solicit information and recommendations from residents and business owners in town in connection with the acquisition of property and determination of value; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council do hereby establish an Economic Development Committee and do hereby appoint the following persons to serve on that Committee until December 31, 2012:

- Frank Patti
- Leah Roland
- Barbara Marchant
- Pat Fusco
- Joe Bevacqua
- Peter Pulice

**THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED
BY THE MAYOR AND COUNCIL ON _____**

BOROUGH CLERK

BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Choi						
Hawkins						
Knott						
Salmon						
Whitter						
De Simone						

#12 -94
DATE 02/06/2012
Carried
Defeated
Tabled
Approved

WHEREAS, Mayor De Simone has the right to appoint an Advisory Committee;
and

WHEREAS, Mayor De Simone wishes to appoint and "IT Committee" to advise
The Governing Body on IT Technology for the Borough

NOW, THEREFORE, BE IT RESOLVED, the Council hereby confirms the
appointment of the following to the "IT Committee"

- John Kendrick
- Arnold Trachtenberg
- Mary Ellen Tucker
- Christopher Hesterbrink
- John Kender
- Paul Liebow

**THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED
BY THE MAYOR AND COUNCIL ON _____**

BOROUGH CLERK

BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Choi						
Hawkins						
Knott						
Salmon						
Whitter						
De Simone						

#12 -95
DATE 02/06/2012
Carried
Defeated
Tabled
Approved

WHEREAS, the Planning and Zoning Board of Adjustments have appointed Carmine Alampi, Esq. as the attorney to represent and guide them; and

WHEREAS, Mayor De Simone is hereby authorized to sign the agreement and the Borough Clerk to attest same

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council hereby approve the appointment of Carmine Alampi, Esq. as Attorney for the Planning and Zoning Board

**THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED
BY THE MAYOR AND COUNCIL ON _____**

BOROUGH CLERK

BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Choi						
Hawkins						
Knott						
Salmon						
Whitter						
De Simone						

#12 -96
DATE 02/06/2012
Carried
Defeated
Tabled
Approved

WHEREAS, the Mayor and Council of the Borough of Leonia is interested in appointing Special Police Officers; and

WHEREAS, the Police Chief hereby recommends the appointment of Ryan Burke and Ryan Panarotto as Special I Police Officers

NOW, THEREFORE, BE IT RESOLVED that Ryan burke and Ryan Panarotto are hereby appointed Class I Special Officers at no cost to the Borough of Leonia

THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED
BY THE MAYOR AND COUNCIL ON _____

BOROUGH CLERK

BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Choi						
Hawkins						
Knott						
Salmon						
Whitter						
De Simone						

#12 -97
DATE 02/06/2012
Carried
Defeated
Tabled
Approved

WHEREAS, there exists a vacancy on the Council created by the election of Mayor De Simone; and

WHEREAS, pursuant to N.J.S.A. 40A:16-11 the Municipal Committee Chair submitted a list of three names; and

WHEREAS, the Governing Body of the Borough of Leonia wishes to appoint I. S. Pak as Councilman for the remainder of 2012

NOW, THEREFORE, BE IT RESOLVED, I. S. Pak is hereby appointed to fill the Council seat vacated by Mayor De Simone for the remainder of 2012.

**THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED
BY THE MAYOR AND COUNCIL ON _____**

BOROUGH CLERK

BOROUGH OF LEONIA
ORDINANCE 01-12

AN ORDINANCE AMENDING Chapter 267 of the Code of the Borough of Leonia titled "Towing" by amending Sections 267-3, 267-4, 267-5, 267-6 and 267-10.

BE IT ORDAINED by the Mayor and Council of the Borough of Leonia as follows:

Section 1. Chapter 267 of the Code of the Borough of Leonia titled "Towing" is hereby amended as follows:

Section 2. Section 267-3 titled "List of approved towing and storage service providers" is amended by the addition of Section 267-3C to read as follows:

§267-3 - List of approved towing and storage service providers.

C. A maximum of six (6) entities shall be selected as licensed towing operators for the Borough of Leonia in any year. In the event that more than six (6) qualified entities apply to be towing operators, the Mayor and Council shall select a maximum of six (6) companies by random selection from the eligible applicants.

Section 3. Section 267-4 titled "Storage facility terms and conditions" is hereby amended by amending Section 267-4A to read as follows:

§267-4 - Storage facility terms and conditions.

A. Storage facilities shall be of sufficient size to properly accommodate a minimum of 15 vehicles for the Borough of Leonia. Storage facilities shall be fenced in and secured, and be located within a three-mile radius of the Borough of Leonia, in an area that permits the towing and storage of vehicles.

Section 4. Section 267-5 titled "License fees" is hereby amended by amending Section 267-5A to read as follows:

§267-5 - License fees.

A. Each towing operator shall be licensed. The fee for each towing operator who is listed on the call list under § 267-3 shall be \$1,000 per year. Each license shall be issued in duplicate. One copy of the license shall be kept at all times at the location at which the operator is domiciled. Each license shall be valid from the date of its issue through January 31 of year of its issuance. Licenses shall not be transferable.

Section 5. Section 267-6 titled "Towing, winching and storage fees" is hereby amended by amending Sections 267-7A and 267-7C to read as follows:

§267-6 - Towing, winching and storage fees.

Towing fees include tow truck, flatbed or dolly services. No mileage fees will be charged.

A. Towing fees.

Types of Vehicles	Fee
Automobile	\$100, plus \$35 administrative fee
Motorcycles or motor scooters	\$100, plus \$35 administrative fee
Trucks, one-ton capacity or less	\$100, plus \$35 administrative fee
Trucks over one-ton capacity but under five-ton capacity	\$200, plus \$35 administrative fee
Trucks, buses, tractor trailers and other heavy equipment over five-ton capacity	\$300, plus \$35 administrative fee

C. Storage charge (after first four hours).

1. Trucks one-and one-half-ton capacity or under: \$25 per day or part thereof.
2. Trucks over one-and-one-half-ton capacity but under five-ton capacity: \$45 per day or part thereof.
3. Trucks, buses, tractor trailers and other heavy equipment, five-ton capacity and over: \$60 per day or part thereof.
4. Motorcycles or motor scooters (inside): \$10.
5. All noncommercial passenger vehicles including sport utility vehicles (SUV's): no charge for first 24 hours; thereafter \$25 per day.

Section 6. Section 267-10 titled "Performance standards" is hereby amended by amending Section 267-10B to read as follows:

§267-10 - Performance standards.

B. Dispatch a tow truck or trucks, as circumstances warrant, when requested by the police to respond, in such a manner that the tow truck arrives at the scene within 15 minutes under normal and reasonable circumstances. A failure to respond within 15 minutes on more than 3 occasions within a year may result in the tower being removed from the approved list.

Section 7. If any part of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of the Ordinance.

Section 8. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed or amended to the extent of such inconsistency.

Section 9. This Ordinance shall take effect upon final passage and publication according to law.

Attest:

Approved:

Fran Lehmann,
Borough Clerk

John De Simone, Mayor

Introduced: _____, 2012
Adopted: _____, 2012

Borough of Leonia
ORDINANCE NO. 02-12

AN ORDINANCE AMENDING SALARIES, WAGES AND/OR COMPENSATION
AND TO ESTABLISH SALARY & WAGE RANGES OF CERTAIN OFFICERS,
EMPLOYEES AND PUBLIC SERVANTS OF THE BOROUGH OF LEONIA, IN
THE COUNTY OF BERGEN AND STATE OF NEW JERSEY FOR THE YEAR
BEGINNING JANUARY 1, 2012.

SECTION 1. BOROUGH HALL

SALARY RANGE

A. <u>Non-Union Personnel</u>	<u>Minimum</u>	<u>Maximum</u>
Borough Administrator	\$75,348	\$130,000
Borough Clerk	\$42,000	\$ 72,000
Administrator Assistant	\$30,000	\$ 60,500
Assistant Administrator	\$ 1	\$ 2
Borough Attorney	\$50,000	\$ 95,500
Tax Collector	\$ 1	\$ 83,000
CFO/Treasurer	\$62,000	\$112,500
Supervisor of Accounts/Assistant Treasurer	\$35,000	\$ 80,000
Construction Code Official (p/t)	\$ 8,400	\$ 12,000
Building Sub-Code Official (p/t)	\$ 2,100	\$ 3,000
Building Inspector (p/t)	\$ 7,686	\$ 30,000
Plumbing Inspector/Sub-Code Official (p/t)	\$ 5,000	\$ 12,000
Fire Sub-Code Official (p/t)	\$ 7,448	\$ 12,000
Zoning Officer (p/t)	\$ 5,000	\$ 10,764
Electrical Sub-Code Official (p/t)	\$ 6,000	\$ 12,000
Property Maintenance Officer	\$ 8,000	\$ 50,000
Recycling Coordinator (p/t)	\$9.27/hr	\$ 25.00/hr
<u>Non-Union Personnel (cont'd)</u>	<u>Minimum</u>	<u>Maximum</u>
Recording Secretary (Planning Board, Zoning Board of Adjustment, Health Secretary, Mayor and Council):	\$150/meeting	\$200/meeting
Temporary Clerical Services	\$8.28/hr	\$25.00/hr
Fire Marshal (p/t)	\$ 5,033	\$ 15,000
Fire Prevention Inspector (p/t)	\$ 2,636	\$ 12,000

Tax Assessor	\$ 9,900	\$ 30,000
Tax Assessor's Clerk (p/t)	\$ 10.07/hr	\$ 20.00/hr
Municipal Judge	\$13,844	\$ 35,000
Prosecutor	\$ 6,753	\$ 17,000
Court Administrator	\$32,000	\$ 60,000
Public Defender	\$ 4,000	\$ 12,000
Public Health Nurse (11 months per year)	\$29,553	\$ 75,000
Part-Time Permanent Clerical	\$ 9.00/hr	\$ 18.00/hr
Stand-by time: Fire Department	\$13.50/hr	\$30.00/hr

This subsection is reserved for white collar unionized personnel within this category with whom there is a separate contract for the years 2007, 2008, 2009, 2010 and 2011, 2012.

The Municipal Judge and Prosecutor shall be paid the amounts of \$521.09 and \$271.82, respectively, for each session of DWI Court.

SECTION 2. STIPENDS

SALARY RANGE

Borough Tax Search Officer	\$ 1	per annum
Municipal Lien Search Officer	\$ 1	per annum
OEM Coordinator	\$ 500	per annum
OEM Deputy Coordinators	\$ 500	per annum
C2 Waste Water Collection System Operator (p/t)	\$ 2,600	per annum

SECTION 3. POLICE DEPARTMENT

SALARY RANGE

A. <u>Non-Union Personnel</u>	<u>Minimum</u>	<u>Maximum</u>
Police Chief	\$105,000	\$180,000
Police Captain	\$99,000	\$165,000
Park Ranger	\$ 10.00/hr	\$ 30.00 hr
Administrative Manager	\$35,000	\$ 65,000

B. This subsection reserved for PBA union personnel, with whom there is a separate contract for the years 2012, 2013, 2014 and 2015.

SECTION 4. PUBLIC WORKS DEPARTMENT

A. Management employees of the Public Works Department shall be compensated for their services which are reflected in the following salary ranges:

POSITION	SALARY RANGE	
	<u>Minimum</u>	<u>Maximum</u>
DPW Superintendent	\$61,570	\$125,000
Assistant Superintendent	\$48,214	\$ 95,000
General Foreman	\$46,215	\$ 85,000
Chief Mechanic	\$46,758	\$ 80,000
Tree Foreman	\$45,714	\$ 85,000

B. This subsection reserved for union personnel, with whom there is a separate contract for the years 2008, 2009, 2010, 2011 and 2012.

C. Supervisors, with the exception of the Superintendent, shall receive the same compensation as DPW union employees for overtime.

SECTION 5. RECREATION DEPARTMENT

	SALARY RANGE	
	<u>Minimum</u>	<u>Maximum</u>
Recreation Superintendent/Pool Manager	\$59,202	\$105,000
Office Manager	\$30,000	\$ 60,500
Recording Secretary	\$100/per mtg.	\$200/per mtg.
Program Supervisor	\$30,000	\$ 55,500
Senior Coordinator	\$15,000	\$ 40,000

TEMPORARY PERSONNEL (SEASONAL)
PARKS AND PLAYGROUNDS

	<u>Minimum</u>	<u>Maximum</u>
Summer Playground Supervision (various individuals as determined by Recreation Commission with seasonal salary ranges)	\$ 5.33/hr	\$30.00/hr
Assistant Director	\$10.00/hr	\$20.00/hr
Director	\$15.00/hr	\$25.00/hr

MUNICIPAL POOL

Assistant Pool Manager	\$12.00/hr	\$30.00/hr
Concession Manager(seasonal stipend)	\$7,000	\$12,000

Life Guard	\$ 7.15/hr	\$18.00/hr
Supplemental Life Guards	\$ 7.15/hr	\$18.00/hr
Crossing Guards	\$ 7.15/hr	\$22.00/hr
Admissions Clerk	\$ 7.15/hr	\$18.00/hr
Concession Personnel	\$ 7.15/hr	\$20.00/hr
Site Manager	\$ 7.15/hr	\$20.00/hr
Art & crafts Personnel	\$10.00/hr	\$15.00/hr

SECTION 6. PUBLIC LIBRARY

A. <u>Non-Union Employee</u>	<u>Minimum</u>	<u>Maximum</u>
Library Director	\$55,000	\$ 95,000
Assistant Director	\$40,000	\$ 83,000
Children's Librarian	\$36,106	\$ 56,200
Administrative Assistant	\$25,000	\$ 55,000
Library Clerk	\$ 9.47/hr	\$16.00/hr
Page	\$ 6.50/hr	\$15.00/hr
Substitute Professional Assistant	\$10.20/hr	\$32.00/hr
Substitute Custodian	\$10.00/hr	\$23.00/hr

SUNDAY EMPLOYMENT

Professional Librarian	\$27.24/hr	\$45.00/hr
Clerk	\$16.36/hr	\$25.00/hr
Page	\$ 7.91/hr	\$15.00/hr

Explanatory Statement:

This subsection is reserved for Library union personnel, with whom there is a separate contract, for 2008, 2009, 2010, and 2011

SECTION 7. PART-TIME AND TEMPORARY EMPLOYEES

- A. Part-time employees not otherwise covered by the provisions of this ordinance, hired, during normal working hours on an hourly basis shall be compensated at a rate not less than \$7.15 per hour nor more than \$30.00 per hour; actual rate to be determined by Borough Administrator. Part-time employees paid on an hourly basis shall be paid at an hourly rate equal to one and one-half (1 ½) times the regular hourly rate for work in excess of eight (8) hours in any twenty-four (24) hour period, and/or in excess of forty (40) hours in any work week, at the option of the department head. Part-

time employees are not entitled to vacation, holiday pay, sick time or health care coverage.

SECTION 8. LONGEVITY AND OTHER EMPLOYEE BENEFITS

- A. All other employee benefits for non-union employees are specified in the Borough Personnel Policies. Union employees shall receive such benefits as specified by contract.
- B. Following one year of employment, any employee with the exception of employees covered under the PBA Union, DPW Union, Library Union and White Collar Union who requires less than ten days of sick leave during a calendar year, shall be paid by January 15 (or as soon thereafter as practical) of the following year for one-half of the difference between twelve days and the actual number of sick leave days taken at the regular daily rate. The unpaid portion of this difference shall accumulate to his or her credit from year to year and such employee shall be entitled to such accumulated sick leave if and when needed. In no event shall the total accumulated sick leave exceed one hundred eighty days. Union employees shall receive sick leave days pursuant to contract.

SECTION 9. OTHER PROVISIONS

- A. All salaries, wages and other compensation as provided by this ordinance shall be effective January 1, 2012 unless otherwise indicated and shall remain in effect until this ordinance is repealed, amended or supplemented.
- B. Notwithstanding the listing of maximums for various positions, no salary increase shall be given until after one full year of employment has been completed at which time increase will be made on the anniversary date of employment and annually at the beginning of the year thereafter.

SECTION 10. INCONSISTENCIES AND CONFLICT

All ordinances or parts of ordinances inconsistent with or in conflict with this ordinance are hereby repealed as to said inconsistencies and conflict.

SECTION 11. UNCONSTITUTIONAL AND INVALID

If any section, part of any section, or clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such Governing Board of the Borough of Leonia declares that it would have passed the ordinance and each section and sub-section thereof, irrespective of the fact that any one or more of the sections, sub-sections, sentences, clauses or phrases may be declared unconstitutional or invalid.

SECTION 12. EFFECTIVE DATE

This ordinance shall take effect immediately upon passage and publication according to law.

Explanatory Statement:

The figures above for salaries and wages for non-union personnel represent ranges, but do not stipulate that employees are making these salaries.

Approved this ____ day of _____, 2012

BY: _____
John DeSimone, Mayor

ATTEST:

Fran Lehmann, Borough Clerk