

Laws & Ordinances
Police
Fire
Ambulance
Public Works
Borough Administrator
Mayor
Special Bodies

10- INTRODUCTION OF ORDINANCE

Introduction of Ordinance 06-11 entitled:

AN ORDINANCE TO AMEND THE CHAPTER IV OF THE CODE OF THE BOROUGH OF LEONIA TITLED "FEES FOR COPIES OF PUBLIC RECORDS (§123-32 - §123-32)."

A motion was made by Councilperson _____ seconded by Councilperson _____ to approve Resolutions

ROLL CALL Councilperson, Raucci (), Choi () De Simone (), Hawkins () Knott () Whitter

11 ADOPTION OF ORDINANCE

Adoption of Ordinance 04-11 entitled:

ORDINANCE AMENDING AND SUPPLEMENTING THE SALARY ORDINANCE OF THE BOROUGH OF LEONIA TO AMEND THE SALARY RANGES OF VARIOUS MUNICIPAL COURT EMPLOYEES

Public Hearing

A motion was made by Councilperson _____ seconded by Councilperson _____ to adopt on final reading Ordinance 04-11

ROLL CALL Councilpersons, Raucci, () Choi, (), De Simone, Hawkins, () Knott, () Whitter

Adoption of Ordinance 05-11 entitled:

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40a:4-45.14)

Public Hearing

A motion was made by Councilperson _____ seconded by Councilperson _____ to adopt on final reading Ordinance 05-11

ROLL CALL Councilpersons, Raucci, () Choi, (), De Simone, Hawkins, () Knott, () Whitter

12. **UNFINISHED BUSINESS**

- a) Yamato Property (Council President Raucci) (3/7/2011)
- b) Ambulance Stand-by (Councilman Choi)

13. **NEW BUSINESS**

- a)

14. **COMMENTS FROM THE PUBLIC**

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

15. **CORRESPONDENCE**

16. **CLOSED SESSION (C)**

- a) *Personnel* – Tax Attorney (Mayor Heveran)

17. **ADJOURNMENT** (10:00pm unless motion to extend)

FORMAL ACTION ON ANY BOROUGH BUSINESS MAY BE TAKEN

BOROUGH OF LEONIA RESOLUTION

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

#11 - 80
DATE 3/21/2011
Carried
Defeated
Tabled
Approved

RESOLVED: that the Mayor and Council hereby authorize the Treasurer to pay the following claims and charge the 2011 Temporary and/or Reserve Budget.

Current Fund	0-01	\$ 83,691.17
Current Fund	1-01	\$2,292,953.88
Swim Pool Fund	1-05	\$ 79,931.19
General Capital Fund	C-04	\$2,088,229.73
Dedicated Trust	T-03	\$ 23,551.77
Developers Escrow Trust	T-13	\$ 3,876.07
Recreation Activities Trust	T-20	\$ 25,695.09
Municipal Drug Alliance Trust	T-23	\$ 300.00
Animal Control Trust	T-25	\$ 281.40
	Total	\$4,598,510.30

Claims Resolution 3/21/2011

**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
Raucci						
Choi						
De Simone						
Hawkins						
Knott						
Whitter						
Heveran						

#11 -81
DATE 3/21/2011
Carried
Defeated
Tabled
Approved

WHEREAS, Stephen Portnoy started in the Leonia Fire Department as a Junior Fireman;
and

WHEREAS, Stephen Portnoy is now eligible to join Leonia Fire Department

NOW, THEREFORE, BE IT RESOLVED, that Stephen Portnoy is hereby appointed to the Leonia Fire Department.

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

BOROUGH CLERK

3/17/2011

4

BOROUGH OF LEONIA RESOLUTION

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

#11 -82
DATE 3/21/2011
Carried
Defeated
Tabled
Approved

WHEREAS, Mayor Heveran is authorized by the Borough code to appoint members to serve on the Board of Health with the advice and consent of the Council, and;

WHEREAS, a vacancy has occurred on the Board of Health with the resignation of Adele Marx; and

NOW, THEREFORE, BE IT RESOLVED, that John Stendor is hereby appointed to the position of Alternate II on the Leonia Board of Health for a term which expires December 31, 2011.

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

BOROUGH CLERK

**BOROUGH OF LEONIA
ORDINANCE 06-11**

**AN ORDINANCE TO AMEND THE CHAPTER IV OF THE CODE OF THE
BOROUGH OF LEONIA TITLED "FEES FOR COPIES OF PUBLIC RECORDS
(§123-32 - §123-32)."**

BE IT ORDAINED by the Mayor and Council of the Borough of Leonia, County of Bergen and State of New Jersey as follows:

Section 1. Ordinance §123-31 titled "Availability of records" shall be amended to read as follows:

§123-31 - Availability of records.

All public records which are required by law to be made, maintained or kept on file by the Borough shall be available to every citizen during regular business hours to copy such records by hand and to have the right to purchase copies of such records, pursuant to N.J.S.A. 47:1A-5.

Section 2. Ordinance §123-32 titled "Fees" shall be amended to delete the existing ordinance in its entirety and replace it with the following:

§123-31 - Fees.

A. Unless otherwise set forth herein, the fees for copies of documents shall be as set forth in N.J.S.A. 47:1A-5

B. Police escort for the transportation of monies, valuables or other personal property: \$5.00 per trip

C. Writs of discovery:

(1) All requests for discovery in matters pending in the Borough of Leonia Municipal Court shall be submitted through the Municipal Prosecutor.

(2) The following fees shall be payable by the requestor to the Borough of Leonia for the discovery provided:

(a) For each of the first 10 pages photocopied: \$0.75 per page.

(b) For each of the next 10 pages photocopied: \$0.50 per page.

(c) For each of the next 10 pages photocopied: \$0.10 per page.

(d) Actual postage for any discovery sent by mail.

(e) For the envelope for any discovery sent by mail: \$0.25.

(f) Photographs will be photocopied at the rates established herein. If requests are made for duplicate photographs, the actual cost of making the photographs will be charged.

(g) Duplication of videotapes constitutes an extraordinary duplication process and will be charged at the rate of \$5 per videotape.

(h) On any item that cannot be photocopied on the Borough copy machine or not otherwise provided for in this schedule, the actual cost incurred in making the copy shall be charged.

(3) Where the discovery must be obtained from an entity other than the Borough of Leonia, e.g., another police department, the actual cost paid to the other entity shall be paid by the requestor

Section 3. 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 4. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed or amended to the extent of such inconsistency.

Section 5. This Ordinance shall take effect upon final passage and publication according to law.

Attest:

Approved:

Fran Lehmann,
Borough Clerk

Mary Heveran,
Mayor

Introduced: _____, 2011
Adopted: _____ 2011

BOROUGH OF LEONIA
ORDINANCE 04-11

ORDINANCE AMENDING AND SUPPLEMENTING THE SALARY ORDINANCE
OF THE BOROUGH OF LEONIA TO AMEND THE SALARY RANGES OF
VARIOUS MUNICIPAL COURT EMPLOYEES

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the
Borough of Leonia, County of Bergen, State of New Jersey, as follows:

Section 1. The positions of Judge, Prosecutor, Public Defender and Deputy Court
Clerk are hereby amended as follows:

	<u>Salary Range</u>	
	Minimum	Maximum
Municipal Court Judge	\$20,000	\$30,000
Municipal Prosecutor	\$10,000	\$15,000
Municipal Public Defender	\$ 5,000	\$10,000
Deputy Court Administrator	\$30,000	\$40,000

The adjustments to the range for the Municipal Court Judge, Prosecutor and
Public Defender are intended to compensate those employees for the extended municipal
court sessions that began on January 1, 2011. The position of Deputy Court
Administrator was not included in the 2006 Salary Ordinance and is hereby included.

Section 2. All other parts, portions and provisions of the salary ordinance of the
Leonia Code, except where inconsistent with the terms hereof, are hereby ratified and
confirmed. In the event of any inconsistency, the terms and provisions here shall govern.

Section 3. The terms of this ordinance are hereby declared to severable; should
any part, portion, or provision be deemed invalid or unconstitutional, said finding shall
not affect any other part, portion, or provision thereof.

Section 4. This ordinance shall take effect immediately upon final passage and
publication according to law.

Introduced: _____

Adopted: _____

ATTEST:

Fran Lehmann, Borough Clerk

Mayor Mary Heveran

BOROUGH OF LEONIA
ORDINANCE 05-11

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40a:4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S.40A:4-45.1 et. seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Mayor and Council of the Borough of Leonia in the County of Bergen finds it advisable and necessary to increase its CY 2011 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Mayor and Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$332,069.00 in excess of the increase in the final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Leonia, in the County of Bergen, a majority of the full authorized membership of this governing Body affirmatively concurring, that , in the CY 2011 budget year, the final appropriations of the Borough of Leonia shall, in accordance with this ordinance and N.J.S.A 40A:4-45.14, be increased by 3.5% amounting to \$332.069.00, and that the CY2011 municipal budget for the Borough of Leonia be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days of such adoption.

ATTEST:

Fran Lehmann, Borough Clerk

Mayor, Mary Heveran

Introduced: March 7, 2011

Adopted