

ORDINANCE NO. 18-02

**BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY**

AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT THE BOROUGH CODE OF THE BOROUGH OF NORTH PLAINFIELD, CHAPTER II ENTITLED, "ADMINISTRATION," ARTICLE I ENTITLED, "ADMINISTRATIVE CODE," SECTION 2-6 ENTITLED, "DEPARTMENT OF ADMINISTRATION," MOST NOTABLY, SECTION 2-6.5, ENTITLED "ESTABLISHMENT OF PARKS AND RECREATION COMMITTEE."

WHEREAS, the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey believes that it is in the best interest of the Borough to revise, amend and supplement Section 2-6.5 of the Borough Code of the Borough of North Plainfield, entitled "Establishment of Parks and Recreation Committee"; and,

WHEREAS, the Borough of North Plainfield, County of Somerset, State of New Jersey is authorized by State law to create certain commissions and committees and the rules that regulate them in the Borough of North Plainfield; and,

WHEREAS, the Borough of North Plainfield, County of Somerset, State of New Jersey has determined that the public health, welfare and safety are protected by regulating certain committees in the Borough of North Plainfield.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that Chapter II, Article I, Section 2-6.5 of the Borough Code of the Borough of North Plainfield, entitled "Establishment of Parks and Recreation Committee," is hereby revised, amended and supplemented as follows:

2-6.5 Establishment of Parks and Recreation Committee.

- a. There is hereby established a Parks and Recreation Committee.
- b. Membership. The Parks and Recreation Committee shall consist of thirteen (13) voting members, who shall be residents of the Borough and who shall be appointed by the

Mayor, which appointments do not require the consent of the Borough Council. The members of the Parks and Recreation Committee shall not receive compensation for their services. Each member of the Parks and Recreation Committee shall, before assuming office, take and subscribe an oath that he or she will faithfully and impartially discharge the duties of the appointment.

- c. Counsel Liaison. The Borough Council shall appoint one (1) of its members to be a liaison to the Parks and Recreation Committee for a term of one (1) year beginning on January 1 and terminating on December 31 of each year. The Council Liaison shall not be a voting member of the Parks and Recreation Committee.

- d. Terms of Office; Vacancies.
 - 1. The appointments by the Mayor to establish the initial membership of the Parks and Recreation Committee shall be as follows: (1) Existing Parks and Recreation Committee members as of the passage of the Ordinance; and, (2) Three (3) members who shall be appointed as follows: (a) Two (2) members whose terms shall expire January 1, 2020; and, (b) One (1) member whose term shall expire January 1, 2021.

 - 2. Thereafter, all appointments shall be for a term of three (3) years and members shall serve until their respective successors shall be qualified and appointed. Vacancies in the membership of the Parks and Recreation Committee, occurring for whatever cause, shall be filled by the Mayor, without the consent of the Borough Council, for the unexpired term only.

- e. Organizational matters.
 - 1. The Parks and Recreation Committee shall not be deemed to be a recreation commission pursuant to *N.J.S.A. 40:12-1 et seq.* or *N.J.S.A. 40:61-17 et seq.*, and shall have only those powers and duties as specifically set forth herein or as established by ordinance adopted by the Borough Council.

 - 2. The Parks and Recreation Committee shall have no spending and/or financial authority and no hiring authority.

 - 3. Meetings. The Parks and Recreation Committee shall, at its first (1st) meeting each year, set a schedule for the holding of open public meetings and shall annually elect from its membership a Chairperson, Vice Chairperson and Secretary. The Secretary shall arrange for the publication of the schedule of meetings with the Borough Clerk, keep minutes of all meetings and official correspondence and keep complete and detailed records of the Parks and Recreation Committee's activities. The Secretary shall submit a copy of the minutes to the Borough Clerk for public record as soon as they are approved by the Parks and Recreation Committee.

4. Schedule. The Parks and Recreation Committee shall hold periodic public meetings at a time and day determined at the beginning of each year. These meetings shall take place at Borough Hall or at such other suitable public place as it may determine upon notice to the Borough Clerk and to the public. Additional meetings may be called by the Chair at any time, upon written notice to the Borough Clerk, Mayor and to the public.
 5. Quorum. A majority of the membership (seven (7) members) shall constitute a quorum.
 6. Adoption of by-laws. The Parks and Recreation Committee may adopt its own by-laws for conducting its meetings, a copy of which shall be provided to the Borough Administrator before adoption.
- f. Powers and duties. The Parks and Recreation Committee shall perform the following functions:
1. Study and determine the extent to which existing recreation programs are adequately serving the recreation needs of all residents of the Borough.
 2. Determine the need for additional recreation activities and advise and assist in the development of new and innovative recreation programs.
 3. Assist the Parks and Recreation Director in the formulation of appropriate proposals for the funding of all parks and recreation programs in the Borough.
 4. Study and analyze trends in parks and recreation activities and provide appropriate information to assist in planning for increases or decreases in participation in various parks and recreation programs.
 5. Assist in disseminating information about Borough recreation programs.
 6. Assist in conducting parks and recreation program registrations.
 7. Report all of its activities and findings to the Parks and Recreation Director on a consistent basis.
 8. Have such other duties and responsibilities as are consistent with advising and assisting the Parks and Recreation Director in helping to carry out an effective system of parks and recreation programs and activities for the Borough.
 9. Assist in the planning of recreational special events, as well as attend and participate in them. Each special event will have a designated chairperson, who shall be a member of the Parks and Recreation Committee. The chairperson will work with the Parks and Recreation Director or his/her designee in the planning and organization of the special event.

10. Plan and organize the development and improvement of all parks and playgrounds, within the Borough, including maintenance where applicable.
11. Propose methods for safety and security in the Borough parks and playgrounds and the improvement of safety and security therein.
12. Recommend to the Parks and Recreation Director, for his/her consideration, rules and/or regulations for the use of parks and playgrounds in the Borough.
13. Plan and, where applicable, organize, supervise and control, a comprehensive program of activities for the Borough residents within the Borough parks, subject to the availability of funding from the Borough.

g. Mayor's Special Events. In addition to those powers and duties outlined above, act as the Mayor's Special Events Committee to plan and, where applicable, organize, supervise and control special events for the Borough residents at the behest of the Mayor, subject to the availability of funding from the Borough.

*** Additions in text indicated by underline; deletions by ~~strikeouts~~.**

NOW, THEREFORE, BE IT FURTHER ORDAINED that:

1. All ordinances or portions of ordinances that are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.

2. If any provision or paragraph of this Ordinance shall be held invalid by any court of competent jurisdiction, the same shall not affect the other provisions or paragraphs of this Ordinance, except so far as the provision or paragraph so declared invalid shall be separable from the remainder or any portion thereof.

3. This Ordinance shall take effect, after final passage, twenty (20) days following action or inaction by the Mayor as provided by law or an override of a mayoral veto by the council, whichever is applicable and publication in accordance with law, unless a resolution is adopted, pursuant to *N.J.S.A. 40:69A-181(b)*, declaring an emergency and providing that this Ordinance shall take effect at an earlier date.

INTRODUCED: January 22, 2018

PASSED: January 22, 2018
PUBLISHED: January 25, 2018
ADOPTED: February 13, 2018

ROLL CALL: AYES: Merrill, Miller, Schaefer, Singleterry, La Ronde
NAYS: None.
ABSTAIN: None.
ABSENT: Righetti, Stabile

APPROVED BY THE MAYOR: Yes xxx No _____

The above is a true copy of the Ordinance adopted by the Borough of North Plainfield on 13 February 2018.

ATTEST: BOROUGH OF NORTH PLAINFIELD

Richard K. Phoenix, RMC
Borough Clerk
Borough of North Plainfield

Lawrence La Ronde, Council President
Date signed: _____, 2018

Date signed: 13 February 2018

Michael Giordano, Mayor

Date signed: 14 February 2018