

BOROUGH OF WESTWOOD

NOTICE

NOTICE IS HEREBY GIVEN that the following Ordinance was introduced and passed on first reading at a special meeting of the Mayor and Council on the 20<sup>th</sup> day of February, 2024, and that said Ordinance will be taken up for further consideration for final passage at a regular meeting of the Mayor and Council to be held on the 19<sup>th</sup> day of March, 2024 at 8:00 p.m. or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein will be given an opportunity to be heard concerning same.

Jean-Marie Vadovic, Deputy Borough Clerk  
Borough of Westwood

ORDINANCE NO. 24-6

An Ordinance to Amend Chapter 40 Article VII Parking Enforcement Officer

BE IT ORDAINED by the Mayor and Council of the Borough of Westwood that Chapter 40 Article VII entitled Parking Enforcement Officer, is hereby amended as follows (deleted sections are noted by strikethroughs, new sections underlined and bold):

Section 1. Amend

§ 40-20 Creation of position.

The office of Parking Enforcement Officer as defined in N.J.S.A. 40:11A-22.1 is hereby created within the Borough of Westwood.

§ 40-21 Number of offices.

The Mayor and Council creates ~~three~~ **10** such offices within the Borough of Westwood, reserving, however, the right to fill such number of the offices thus created as from time to time appears prudent and necessary.

§ 40-22 Qualifications.

No person shall be appointed as a Parking Enforcement Officer unless said person:

- A. Is and remains a resident of the State of New Jersey during the term of appointment.
- B. Is able to read, write and speak the English language well and intelligently.
- C. Is of sound mind and in good health.
- D. Is of good moral character.
- E. Has not been convicted of any offense involving dishonesty **theft, burglary, larceny, looting, embezzlement, shoplifting, or any offense** which would make said person unfit to perform the duties of office.

§ 40-23 Fingerprinting **Background check** required.

**A background check will be completed for every applicant** ~~must be fingerprinted pursuant to N.J.S.A. 40:11A-22.3.~~

§ 40-24 Procedure for appointment; eligibility.

- A. The Parking Authority **Utility** shall recommend suitable applicants to the ~~Mayor and Council~~ **Borough Administrator**.
- B. Said applicants shall complete such preemployment application **and** documentation ~~and examinations~~ as are required by the Borough Administrator.
- ~~C. The Chief of Police shall ascertain the eligibility and qualifications of the applicant and report, in writing, these determinations to the Mayor and Council.~~
- C. D.** The Mayor and Council, in its discretion, shall thereafter appoint such persons as appear to be suitable and qualified. Nothing in this article shall require the Mayor and Council to appoint any particular applicant or to take any action based upon **the Borough Administrator's** ~~a Parking Authority~~

recommendation.

D. All hiring shall be done in accordance with applicable statutes and procedures.

E. The Parking Authority Utility shall establish an outline for a training course to be conducted by it for all persons employed pursuant to this article. The outline of said training course shall be filed with and approved by the ~~Chief of Police~~ and the Administrator of the Borough of Westwood. At a minimum, said training course shall:

- (1) Acquaint the Parking Enforcement Officer with the traffic and parking regulations of the Borough of Westwood.
- (2) Acquaint the Parking Enforcement Officer with the applicable statutes pertaining to motor vehicles and parking.
- (3) Acquaint the Parking Enforcement Officer with the general interrelationship of the Parking Authority Utility, the Police Department, Violations Bureau and the Mayor and Council as a functioning governmental unit.
- (4) Acquaint the Parking Enforcement Officer with such safety and due process requirements and considerations as are necessary to avoid bodily injury, personal injuries or other claims and losses.
- (5) Acquaint the Parking Enforcement Officer with the proper means of completing summons/complaints in such a manner as to ensure their enforceability.

~~§ 40-25 Waiver of training course.~~

~~Pursuant to N.J.S.A. 40:11A-22.7, the Mayor and Council may waive the training requirements hereinabove set forth, provided that the Chief of Police shall certify, in writing, that the said individual has the substantial equivalent training and background so as to make the training hereinabove prescribed unnecessary.~~

§ 40-26 25 Uniforms.

Every Parking Enforcement Officer, prior to the commencement of their full duties after the appropriate training period, shall be furnished with a uniform which shall have been designed by the Parking Authority Utility of the Borough of Westwood, subject to the approval of the Mayor and Council of the Borough of Westwood. ~~At a minimum, said uniform shall identify the person's function and shall include a hat, an appropriate badge and an insignia.~~

~~§ 40-27 Applicability to existing employees.~~

~~All persons currently employed under the supervision and direction of the Parking Authority, if any, as special law enforcement officers and/or exercising the powers and authorities herein described for Parking Enforcement Officers are hereby designated as same in the same manner and to the extent as if they had been appointed hereunder.~~

Section 2. If any section, subsection, paragraph, sentence or any other part of this ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance.

Section 3. All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 4. If any section, subsection, part, clause or phrase of this Ordinance shall be declared invalid by judgment of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of this Ordinance.

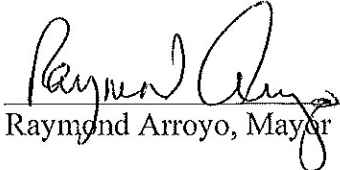
Section 5. This Ordinance shall take effect immediately upon final passage and publication as required by law.

Adopted: 3/19/24

Approved:

Attest:

  
Jean-Marie Vadovic, Deputy Borough Clerk

  
Raymond Arroyo, Mayor