

# MOTION FAILS

## TOWNSHIP OF HILLSIDE ORDINANCE NUMBER O-22-03

### AN ORDINANCE AMENDING CHAPTER 93 SWIMMING POOL COMMISSION TO DISSOLVE THE SWIMMING POOL COMMISSION AND PLACE THE ADMINISTRATION OF THE POOL UNDER THE HILLSIDE DEPARTMENT OF RECREATION

**WHEREAS**, The Township of Hillside owns and operates the *Margaret M. Roche Swimming Pool* ("Pool") which is currently a separate Township utility and the operation and maintenance thereof is currently under a Swimming Pool Commission as set forth in Chapter 93; and

**WHEREAS**, the Margaret M. Roche Swimming Pool is currently in extreme disrepair and requires substantial maintenance. To restore the pool to its full use the Township must issue a bond for its repair; and

**WHEREAS**, the most efficient way to accomplish this is as a capital expense which requires the pool administration to be placed under the Hillside Township Recreation Department; and

**WHEREAS**, The Township has determined that dissolving the Swimming Pool Commission will not materially impact the residents of Hillside, nor the financial operations of the Township.

**NOW THEREFORE BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF HILLSIDE THAT:**

#### **Section 1. Dissolution.**

The Swimming Pool Commission created by Ordinance on or about December 21, 1971, as amended is hereby dissolved in its entirety and all powers and duties set forth in Chapter 93 and all references to the Swimming Pool Commission set forth in Chapter 269 §1-17 shall now fall under the administration of the Hillside Department of Recreation.

#### **Section 2. All Powers to be assumed by the Hillside Department of Recreation.**

Upon the effective date of the dissolution as set forth in this Ordinance, all powers and duties exercised by the Swimming Pool Commission including the rules and regulations set forth in §269-1 through 17 for the use and operation of the swimming pool shall also be undertaken by the Department of Recreation.

#### **Section 3. Authorization of Township to Take all Necessary Actions to Execute documents.**

The Mayor, Business Administrator, and Chief Financial Officer are authorized to take all steps necessary to appropriate funds for the repair, operation and maintenance of the pool as may be required by subsequent resolution, if necessary.

#### **Section 4. Notification to State of New Jersey.**

A copy of this Ordinance shall be sent to the Local Finance Board in the Division of Local Government Services, Department of Community Affairs.

#### **Section 5. Severability**

If any provision of this Ordinance, or the application of any such provision to any person or circumstances, shall be held invalid, the remainder of this Ordinance to the extent it can be given effect, or the application of such provision to persons or circumstances other than those to which it is held invalid shall not be affected thereby, and to this extent the provisions of this Ordinance are severable.

#### **Section 6. Repealer**

All ordinances or parts of ordinances which are inconsistent with any provisions of this Ordinance are hereby repealed as to the extent of such inconsistencies.

**Section 7. Effective Date**

This Ordinance shall become effective twenty (20) days following the final adoption thereof by the Township Council of the Township of Hillside and shall be published as required by law.

First Reading and Introduction: January 4, 2022

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT	EXCUSED
	X	Bonanno	X				
		DeAugustine		X			
		Freedman		X			
		Hyatt		X			
X		Rios	X				
		Mobley - CVP		X			
		Epps - CP	X				

Public Hearing: February 8, 2022

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT	EXCUSED
		Bonanno					
		DeAugustine					
		Freedman					
		Hyatt					
		Rios					
		Mobley - CVP					
		Epps - CP					

Final Adoption: February 8, 2022

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT	EXCUSED
		Bonanno					
		DeAugustine					
		Freedman					
		Hyatt					
		Rios					
		Mobley - CVP					
		Epps - CP					