

O-01-24
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER II “ADMINISTRATION” ARTICLE III “DEPARTMENTS
ESTABLISHED” SECTION 2-42 “BOARD OF RECREATION COMMISSIONERS” OF
THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF MONMOUTH
BEACH

SECTION 1: BE IT ORDAINED by the Mayor and Commissioners of the Borough of Monmouth Beach that Chapter II ADMINISTRATION, Article III Section 2-42-1 entitled Board of Recreation Commissioners” be repealed in its entirety and replaced by the following amended and supplemented as follows:

2-42. RECREATION COMMITTEE

2-42.1 Creation.

The Mayor and Commissioners do hereby create a Recreation Committee of Monmouth Beach and dissolve the existing Recreation Commission. This enactment is not created under N.J.S.A. 40:12-1 et seq.

2-42.2 Appointment of members; term; vacancies.

The Committee shall consist of seven members appointed by the Mayor and Commissioners (hereinafter “Commissioners” or “Borough Commissioners”) who shall be designated "Members" and who shall be residents of the Borough. All appointments shall be for a term of one year to be appointed on or about the Reorganization Meeting of the Commissioners. Members shall serve until their successors are appointed and qualify, and they shall receive no compensation for their services.

2-42.3 Appointment of alternate members; term; vacancies.

- a. The Borough Commissioners may appoint up to two alternate members to the Committee. Alternate members shall be designated at the time of appointment as "Alternate No. 1" and "Alternate No. 2." who shall be appointed annually.
- b. Alternate members may participate in discussions of the proceedings but may not vote except in the absence or disqualification of a regular member of the Committee. A vote shall not be delayed in order that a regular member may vote instead of an alternate member. In the event that a choice must be made as to which alternate member is to vote, Alternate No. 1 shall vote.

2-42.4 Attendance.

Any regular or alternate member who attends less than 2/3 of the meetings for any calendar year may be discharged from the Committee by resolution of the Borough Commissioners and, in this event, a successor shall be appointed to serve for the unexpired term.

2-42.5 Election of Officers and Meetings

- a. In January of each year, the members of the Committee shall annually elect from their own number a Chairperson and Vice Chairperson. They may appoint a secretary and employ such other assistants as they may deem necessary within the limits of budget appropriations.
- b. The Committee shall meet regularly at least once each month in connection with the performance of its duties and for the consideration of matters affecting recreation in the Borough. It shall adopt rules and regulations for the purpose of facilitating the work of the department and for the purpose of regulating the conduct of the meetings of the Committee.

2-42.6 Powers and Duties

The Recreation Committee shall have all the advisory powers to assist the Borough Commissioners and continue to perform such duties related to organization of recreational programs for the Borough

2-42.7 Adoption of Code of Conduct.

There is hereby adopted a "Code of Conduct of Coaches" and regulations governing sports and recreation on the Borough of Monmouth Beach.

2-42.7 Definitions.

As used in this Section , the following terms shall have the meanings indicated:

BOROUGH SPORTS EVENT

Any competition, practice or instructional event involving one or more Borough internal sports organizations.

CODE OF CONDUCT OF COACHES

A written specification of the behavior of coaches prepared by the Borough of Monmouth Beach which will at a minimum incorporate the terms of this section and must be consented to in writing by the coaches of the minor participants of each youth sports organization utilizing any facilities or properties owned, controlled, leased or operated by the Borough.

INTERNAL SPORTS ORGANIZATION

Any sports organization pursuant to a Borough-sponsored or a nonprofit or similar charter which is affiliated with or receives monetary or other support or services from the Borough of Monmouth Beach or regularly utilizes any facilities owned, operated, or maintained by the Borough, which sports organization participates in sporting competitions involving minors, whose sports events are sponsored solely by the Recreation Commission.

RECREATION COMMITTEE

The Monmouth Beach Recreation Committee.

2-42.9 Adherence to Code of Conduct required.

The coaches of every sports organization shall be required to follow the Code of Conduct, set forth as follows:

I hereby pledge to be responsible for my words and actions while coaching in a Borough sports event and shall conform my behavior to the following Code of Conduct:

1.

I will not engage in unsportsmanlike conduct with any coach, parent, player, participant, official or any other attendee.

2.

I will not encourage any child, or any other person, to engage in unsportsmanlike conduct with any coach, parent, player, participant, official or any other attendee.

3.

I will not engage in any behavior which would endanger the health, safety or well-being of any coach, parent, player, participant, official or any other attendee.

4.

I will not encourage any child, or any other person, to engage in any behavior which would endanger the health, safety or well-being of any coach, parent, player, participant, official or any other attendee.

5.

I will not use drugs or alcohol while at a youth sports event and will not coach or participate in a youth sports event while under the influence of drugs or alcohol.

6.

I will not permit any child, or encourage any other person, to use drugs or alcohol at a youth sports event and will not permit any child, or encourage any other person, to attend, coach, officiate or participate in a youth sports event while under the influence of drugs or alcohol.

7.

I will not engage in the use of profanity.

8.

I will not encourage any child, or any other person, to engage in the use of profanity.

9.

I will treat any coach, parent, player, participant, official or any other attendee with respect regardless of race, creed, color, national origin, sex, sexual orientation or ability.

10.

I will encourage any child to treat any coach, parent, player, participant, official or any other attendee with respect regardless of race, creed, color, national origin, sex, sexual orientation or ability.

11.

I will not engage in verbal or physical threats or abuse aimed at any coach, parent, player, participant, official or any other attendee.

12.

I will not encourage any child, or any other person, to engage in verbal or physical threats or abuse aimed at any coach, parent, player, participant, official or any other attendee.

13.

I will not initiate a fight or scuffle with any coach, parent, player, participant, official or any other attendee.

14.

I will not encourage any child, or any other person, to initiate a fight or scuffle with any coach, parent, player, participant, official or any other attendee.

15.

I will abide by any decision rendered by the Code of Conduct Committee or the Borough Recreation Committee.

Signature

2-42.10 Availability of Code.

The Code of Conduct of Coaches will be made available to all coaches and players, parents and legal guardians of each child participating in a sports organization.

2.42.11 Prohibited acts/penalties.

a.

A coach who violates one or more of the provisions contained in the Code of Conduct may be banned from attending, coaching, or participating in at least one Borough sports event if the person:

1.

Has been issued a prior written warning for violating one or more of the provisions contained in the Code of Conduct of Coaches;

2.

Throws or causes to be deposited any object on the field of play, court or rink during any youth sports event; or

3.

Violates the Code of Conduct of Coaches by engaging in verbal or physical threats or abuse aimed at any coach, parent, player, participant, official or any other attendee.

b.

Any coach at any Borough sports event who participates in a fight, scuffle, or any type of physical confrontation, abuse or threats of abuse towards any player, coach, official, parent, or spectator will be banned from attendance at all Borough sports events within the Borough of Monmouth Beach for a period to be determined by the Code of Conduct Committee.

c.

Any violation of a discipline or ban issued by the Code of Conduct Committee of the Recreation Committee may result in additional penalties being added to the discipline or ban.

2-42.12 Authority of sports officials.

Any coach at any Borough sports event shall be subject to the authority of all field officials, including umpires, referees, elected league officials, Recreation Commission personnel or coaches of the Borough sports event. This authority shall include the authorization to direct any person or persons involved in any incident in violation of this section or the Code of Conduct to immediately remove themselves or be removed from the premises.

2-42.13 Violation procedures for internal sports organizations.

a.

Any violations of the Code of Conduct of Coaches will fall under the jurisdiction of Borough sports event officials.

b.

Any person receiving a penalty from Borough sports event officials who wishes to contest the same shall appeal to the Recreation Committee within 14 calendar days from the date of the penalty by forwarding a written statement of the penalty and the basis of such person's contest of the penalty via personal delivery, fax or certified mail to the Chairperson of the Recreation Committee, c/o Borough of Monmouth Beach, 22 Beach Road, Monmouth Beach, New Jersey 07750.

c.

Should no penalty be issued by Borough sports event officials, any individual involved in an incident which may violate the Code of Conduct of Coaches may report the incident to the Recreation Committee within 14 calendar days from the date of the incident to the Chairperson of the Recreation Committee, c/o Borough of Monmouth Beach, 22 Beach Road Monmouth Beach, New Jersey 07750.

d.

Upon receipt of such appeal, or upon receipt of a complaint from a parent, official, coach, Recreation Committee personnel, spectator, or participant, three members of the Recreation Committee shall convene within 14 calendar days and provide an opportunity for said person and any interested person or persons to appear and be heard with respect to the occurrence of any violation and action taken by the Borough sports event officials.

e.

The three members of the Recreation Committee will review statements, firsthand accounts and any other pertinent information or documentation relevant to the violation and, upon a majority vote of the members of the Recreation Committee present at such hearing, may sustain, overturn, or modify the penalty by increasing or decreasing the penalty, if any, or issue a penalty where none was previously issued, consistent with this chapter or the Code of Conduct.

f.

Any person who has been issued a penalty other than a ban from attending, coaching or participating in a Borough sports event will be reinstated with full rights and authority until such time that a determination and disposition of his/her appeal has been made by the members of the Recreation Committee who hear the appeal.

g.

All notices of banning shall remain in effect until overturned or modified by the three members of the Recreation Committee.

h.

In the event any notice of violation is not appealed within 14 calendar days of such notice, said notice of violation and action taken by the official or the Recreation Committee, including banning from Borough sports events, or other action taken shall become final.

i.

Any person who, in violation of a finding of the Recreation Committee, knowingly enters onto facilities or properties owned, controlled, leased or operated by the Borough, after being given notice of a ban pursuant to this section, shall be subject to prosecution as a defiant trespasser pursuant to N.J.S.A. 2C:18-3 or such other provisions of the law deemed appropriate.

SECTION 2. All ordinances or parts thereof inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistency.

SECTION 3. If any section, paragraph, subdivision, clause or provision of this ordinance is adjudged to be invalid, such adjudication shall apply only to section paragraph, subdivision, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.

SECTION 4. This ordinance shall take effect upon its passage and publication according to law.

Introduced: January 9, 2024
Passed & Adopted: February 20, 2024

ATTEST:

Joyce L. Escalante, RMC
Municipal Clerk