

ORDINANCE NO. 2041-11

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 17, FIRE DEPARTMENT, BY ADDING THERETO ARTICLE IV, CLOTHING ALLOWANCE, OF THE CODE OF THE BOROUGH OF HAWTHORNE

BE IT ORDAINED by the Municipal Council of the Borough of Hawthorne, in the County of Passaic and State of New Jersey, that:

Section 1. Chapter 17 of the Code of the Borough of Hawthorne, Fire Department, is hereby amended and supplemented so as to add thereto Article IV, Clothing Allowance, to read as follows:

CHAPTER 17
FIRE DEPARTMENT
ARTICLE IV
CLOTHING ALLOWANCE

17-41. Definitions.

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

BOROUGH - The Borough of Hawthorne.

CLOTHING ALLOWANCE - A sum of money, as determined by Ordinance, designed to reimburse certain qualifying members of the Fire Department for wear and tear on their personal clothing based upon criteria established by this ordinance.

FIRE BOARD - The Fire Board of Commissioners of the Borough of Hawthorne.

FIRE DEPARTMENT - The Hawthorne Volunteer Fire Department.

FIREFIGHTER - A Member of the Hawthorne Volunteer Fire Department.

17-42. Clothing Allowance.

Firefighters serving in the Borough of Hawthorne shall be eligible to receive a clothing allowance, payable each year such member meets the eligibility requirements for such award, the amount of such allowance to be determined by the Municipal Council of the Borough of Hawthorne by ordinance.

17-43. Qualification for Allowance.

In order to qualify for the clothing allowance, a firefighter must meet the following eligibility requirements:

a. For firefighters having less than six months experience as a member of the Hawthorne Fire Department, no compensation shall be awarded.

b. For firefighters having six months to one year of experience as a member of the Hawthorne Fire Department, a

member must have attended not less than 33 1/3 percent of all fire calls and mandatory drills for his or her fire house for the year and shall receive a clothing allowance pro rated by the total number of months he or she has served during the year.

c. For firefighters having more than one but less than 20 years of experience as a member of the Hawthorne Fire Department, a member must have attended not less than 33 1/3 percent of all fire calls and mandatory drills for his or her fire house for the year.

d. For firefighters having 20 to 24 years of experience as a member of the Hawthorne Fire Department, a member must have attended not less than 25 percent of all fire calls and mandatory drills for his or her fire house for the year.

e. For firefighters having 25 or more years of experience as a member of the Hawthorne Fire Department, a member must have attended not less than 20 percent of all fire calls and mandatory drills for his or her fire house for the year.

17-44. Records for attendance.

It shall be the duty of the Assistant Chief of each fire house to maintain records of all fire calls and mandatory fire drills as well as attendance by the individual members of the department and present those records to the Fire Board each year for determination as to which members are eligible for the clothing allowance. In no event shall members be given credit for any other service rendered on behalf of the Department and only attendance at fire calls and mandatory drills shall be considered in making award of a clothing allowance.

17-45. Military and Medical Leave.

a. Any member on military leave or on medical leave resulting from an injury related to service as a volunteer firefighter shall be entitled to the full clothing allowance for any given year provided that member attends the requisite percentage of fire calls and mandatory drills for the time period the member was not on military or duty-related medical leave during the year.

b. Any member on medical leave not related to duty as a firefighter shall be entitled to the full clothing allowance for any given year provided that the member attends the requisite percentage of fire calls and fire drills for the time period the member was not on medical leave during the year, provided that the member served for not less than six months during that year.

c. In the case of medical leave for either duty-related or non-duty related injury or illness, the minimum time period shall be two consecutive weeks. Documentation from a medical provider must be supplied. All requests for medical leave must be approved by the Board of Fire Commissioners.

d. No credit shall be given any firefighter on personal leave or suspended from service and such member may only qualify for the clothing allowance if he or she attends the requisite number of fire calls or mandatory drills for the entire year.

17-46. Amount of Award.

The amount of the clothing allowance shall be established by the Municipal Council of the Borough of Hawthorne and set forth in the annually adopted salary ordinance of the Borough. The final award of compensation shall be made by the Municipal Council, based upon recommendation by the Fire Board. No service credit may be given for service to any other organization or for firefighting activities on behalf of any other municipality, except in the case of mutual aid rendered by the Borough of Hawthorne.

Section 2. All sections of this Ordinance not affected or amended herein shall remain in full force and effect.

Section 3. This Ordinance shall take effect twenty (20) days after final adoption and publication as provided by law.

Frank Matthews
Council President

Attest:
Susan Witkowski, RMC
Borough Clerk

NOTICE OF PENDING ORDINANCE

The Ordinance published herewith was introduced and passed upon

first reading at a meeting of the Municipal Council of the Borough of Hawthorne, in the County of Passaic, New Jersey, held on May 18, 2011. It will be further considered for final passage after public hearing thereon at a meeting of said Municipal Council to be held in the Municipal Building, 445 Lafayette Avenue, in said Borough on June 15, 2011, at 8:00 p.m., at which time and place all interested members of the public who desire will be given an opportunity to be heard in connection with said Ordinance.

Susan Witkowski, RMC
Borough Clerk