

SENATE, No. 2040

STATE OF NEW JERSEY

INTRODUCED MAY 8, 1997

By Senator SACCO

1 AN ACT authorizing the payment of honoraria to parking authority
2 members and amending P.L.1948, c.198.

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4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

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7 1. Section 5 of P.L.1948, c.198 (C.40:11A-5) is amended to read
8 as follows:

9 5. No commissioner of any authority may be an officer or employee
10 of the municipality or county for which the authority is created;
11 provided, however, that a municipality may appoint its traffic engineer
12 or chief of police to such authority. A commissioner shall hold office
13 until his successor has been appointed and has qualified. A certificate
14 of the appointment or reappointment of any commissioner shall be
15 filed with the clerk and such certificate shall be conclusive evidence
16 of the due and proper appointment of such commissioner. A
17 commissioner shall receive no compensation for his services but he
18 shall be entitled to the necessary expenses, including traveling
19 expenses incurred in the discharge of his duties; provided, however,
20 that a municipality may provide an annual honorarium of \$750 to the
21 chairman of the authority and \$500 to each authority member to
22 reward the efforts of those persons on behalf of the municipality. The
23 powers of each authority shall be vested in the commissioners thereof
24 in office from time to time. A majority shall constitute a quorum of
25 the authority for the purpose of conducting its business and exercising
26 its powers and for all other purposes. Action may be taken by the
27 authority upon a vote of the majority of the commissioners present,
28 unless in any case the bylaws of the authority shall require a larger
29 number. The authority shall select a chairman and a vice-chairman
30 from among its commissioners, and it may employ a secretary,
31 technical experts and such other officers, agents and employees,
32 permanent and temporary, as it may require, and shall determine their
33 qualifications, duties and compensation. For such legal services as it
34 may require, an authority may call upon any chief law officers of the

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

1 municipality, or the county, as the case may be, or may employ its own
2 counsel and legal staff. An authority may delegate to one or more of
3 its agents or employees such powers and duties as it may deem proper.
4 No commissioner or employee of an authority shall acquire any
5 interest direct or indirect in any parking project or in any property
6 included or planned to be included in the project nor shall he have any
7 interest direct or indirect in any contract or proposed contract for
8 materials or services to be furnished or used in connection with any
9 parking project. If any commissioner or employee of an authority
10 owns or controls an interest direct or indirect in any property included
11 or planned to be included in a parking project he shall immediately
12 disclose the same in writing to the authority and such disclosure shall
13 be entered upon the minutes of the authority. Failure so to disclose
14 such interest shall constitute misconduct in office. Upon such
15 disclosure such commissioner or employee shall not participate in any
16 action by the authority affecting such property. For inefficiency or
17 neglect of duty or misconduct in office, a commissioner of an authority
18 may be removed by the governing body which made the original
19 appointment, but a commissioner shall be removed only after he shall
20 have been given a copy of the charges at least 10 days prior to the
21 hearing thereon and had an opportunity to be heard in person or by
22 counsel. In the event of the removal of any commissioner, a record of
23 the proceedings, together with the charges and findings thereon, shall
24 be filed in the office of the clerk.

25 (cf: P.L.1978, c.98, s.1)

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27 2. This act shall take effect immediately.

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STATEMENT

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32 This bill would authorize municipalities to provide an annual
33 honorarium of \$750 to the chairman of the parking authority and \$500
34 to each of the parking authority members.

35 Although these amounts are small relative to the tremendous time,
36 effort and responsibility put forth by volunteers all over the State, this
37 bill would authorize municipalities to express a small token of
38 appreciation for those efforts on behalf of parking authorities.

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43 Authorizes annual payment of honoraria to parking authority members.