

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

ORDINANCE NO. 2020-01

**AN ORDINANCE REPEALING CHAPTER 13 (COURT, MUNICIPAL) IN ITS
ENTIRETY AND ESTABLISHING A NEW CHAPTER 13 (COURT,
MUNICIPAL) OF THE CODE OF THE TOWNSHIP OF VERONA**

BE IT ORDAINED by the Township Council of the Township of Verona, in the County of Essex and New Jersey, as follows:

SECTION 1. Chapter 13 (Court, Municipal) of the Code of the Township of Verona is hereby repealed in its entirety.

SECTION 2. There is hereby established a new Chapter 13 (Court, Municipal) of the Code of the Township of Verona to read as follows:

CHAPTER 13 COURT, MUNICIPAL

§ 13-1. Court established.

The Municipal Court is hereby created and established pursuant to *N.J.S.A. 2B:12-1 et seq.* and by *Rule 7:1 et seq.* The Municipal Court shall be presided over by the Judge of the Municipal Court.

§ 13-2. Name.

The name of the Municipal Court shall be the "Municipal Court of the Township of Verona in the County of Essex."

§ 13-3. Seal.

The Municipal Court shall have an official seal which shall bear the impress of the name of the Court.

§ 13-4. Judges; appointment; term.

There shall be one Judge of the Municipal Court who shall be appointed by the Township Council for a term of three years from the date of their appointment and until their successors are appointed and qualified.

§ 13-5. Temporary Acting Judge.

In the event that the Judge of the Municipal Court is unable to perform his/her duties, due to either illness, absence, or physical and/or mental disability, the Court Administrator shall select a Municipal Court Judge from a list established by the Assignment Judge to serve as a Temporary Acting Judge of the Municipal Court during the period of incapacity of the Judge.

§ 13-6. Compensation of Judges.

- A. The Judge of the Municipal Court shall receive compensation as determined and adopted by Ordinance of the Township Council upon recommendation of the Township Manager. The salary shall be paid in the same manner as the salaries of other municipal officers are paid and shall be in lieu of all fees, costs and any other allowances whatsoever.
- B. The compensation of an acting judge, assigned in accordance with § 13-4, shall be at the rate of \$300 per session.

§ 13-7. Compensation for additional court sessions for driving-while-intoxicated matters.

- A. The Judge and Prosecutor who are assigned to an additional Court session for the handling of driving while intoxicated matters shall receive compensation for the additional Court session from funds to be paid out of the Alcohol Education and Rehabilitation Fund of the State of New Jersey:
 - (1) Judge: \$300.
 - (2) Prosecutor: \$250.

- B. All requests for disbursement of Alcohol Education and Rehabilitation Fund monies shall be approved by the Assignment Judge.

§ 13-8. Jurisdiction; powers and duties.

The Municipal Court and the Municipal Judges thereof shall have, possess, and exercise all the functions, powers, duties and jurisdiction which are or may be conferred by general law and the applicable rules of the Supreme Court of New Jersey.

§ 13-9. Court Administrator; appointment; term.

There shall be a Municipal Court Administrator who shall be appointed by the Township Manager. They shall perform such functions and duties as shall be prescribed by law, the rules applicable to Municipal Courts of the State of New Jersey and by the Judge of the Municipal Court. (N.J.S.A. 2B:12-10)

§ 13-10. Sessions.

The Municipal Court shall be held in the Municipal Building. The Municipal Judges shall sit at such times as the business of the Court may require, subject to the rules of the New Jersey Supreme Court applicable to municipal courts.

SECTION 3. If any section, sub-section, 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 4. 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 5. This ordinance shall take effect after final adoption and publication and otherwise as provided by law.

ATTEST:



Jennifer Kiernan
JENNIFER KIERNAN
MUNICIPAL CLERK

NOTICE

I HEREBY CERTIFY THAT THE AFOREMENTIONED ORDINANCE WAS PUBLISHED IN THE STAR LEDGER, A NEWSPAPER PUBLISHED IN THE COUNTY OF ESSEX AND CIRCULATED IN THE TOWNSHIP OF VERONA, IN THE JANUARY 10, 2020 AND JANUARY 31, 2020 ISSUE.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

INTRODUCTION: January 6, 2020
PUBLIC HEARING: January 27, 2020
EFFECTIVE DATE: February 16, 2020