

A RESOLUTION PROVIDING FOR THE APPOINTMENT OF SCHOOL CROSSING GUARDS AND SETTING THE CONDITIONS OF EMPLOYMENT IN THE CITY OF LINDEN.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN:

- Section 1.** The Police Chief of the City of Linden is hereby authorized and empowered to appoint school crossing guards as he may deem necessary and within the limits of the funds that may be available in the budgetary appropriation for the Police Department, out of which appropriation the school crossing guards shall be paid.
- Section 2.** Every school crossing guard shall be a citizen of the United States, a resident of the City of Linden, able bodied, of good moral character, and able to speak, read and write the English language understandably.
- Section 3.** It shall be the duty of the school crossing guards to maintain the orderly and safe passage of school children to and from school at the respective street intersections to which they may be assigned and to maintain the orderly and proper movement of vehicular and pedestrian traffic consistent with the safety of children attending schools in the City of Linden.
- Section 4.** School crossing guards shall have no police power and shall not be members of the Police Department but shall be subject to the supervision of the Police Chief and any officer or officers designated from time to time by the Police Chief.
- Section 5.** School crossing guards shall perform their duties at the intersection to which they may be assigned at times as specified by the Police Chief.
- Section 6.** School crossing guards shall be governed by all the rules and regulations laid down for the guidance and control of the members of the Police Department insofar as such rules and regulations are applicable and consistent with the duties prescribed for school crossing guards and such other rules and regulations as may be hereafter specifically fixed by the Council. In addition, school crossing guards shall comply with all directions from the Police Chief and from the officer or officers designated from time to time by the Police Chief as above mentioned.
- Section 7.** School crossing guards shall wear the prescribed and issued uniform and equipment at all times when on duty.
- Section 8.** School crossing guards shall perform all duties assigned to them in the manner prescribed and pursuant to the instructions which they shall receive from time to time. They shall attend meetings called for the purpose of receiving instructions and shall cooperate with any safety patrols or others who may be designated to assist in the control of traffic and the maintenance of peace and in good order.
- Section 9.** School crossing guards shall try to instill proper crossing habits in children, a high regard for caution and safety, and make every attempt to prevent jaywalking, running in the street, or other acts interfering with the orderly and safe passage of school children to and from school and the orderly and proper movement of vehicular and pedestrian traffic.

Section 10. School crossing guards shall receive no less than three and one half (3½) hours wages per day, one hundred eighty (180) guaranteed days of employment during the twelve (12) month period commencing July 1 of each year, and ending June 30 of the following year.

In addition to the one hundred eighty (180) guaranteed days, school crossing guards shall be paid at their regular daily rate of pay for the following: the first five (5) days of hospital confinement; three (3) days in the event of a death in the family; and ten (10) holidays. Holidays shall be paid for in the payroll period in which they fall.

For the purposes of death leave, family is defined as spouse, child, parents, mother and father-in-law, brother and sister.

Paid holidays are as follows: New Year's Day, Martin Luther King's Birthday, Lincoln's Birthday, Good Friday, Memorial Day, Columbus Day, Election Day, Thanksgiving Day, Day after Thanksgiving and Christmas Day.

If and when the City goes to private hospitalization plan, it will be offered to members who are carrying private insurance as primary; carrier.

Section 11. School crossing guards shall report all violations to the Police Chief or other officer or officers designated by the Police Chief and shall set forth the license number, and if possible the make, body type, and color of any car involved in the violation, the description of any driver involved in such violation, the names and addresses of any persons, if known, who may be involved in a violation, and generally such other and additional information as may enable the school crossing guards with assistance of the aforesaid member of the Police Department to swear out a complaint and present the necessary testimony for the prosecution of the violation in the Municipal Court.

Section 12. Employment shall be on a basis as determined by the Governing Body. School crossing guards shall not work on holidays, but shall be paid for these holidays, as designated by the Governing Body. The school crossing guards shall be enrolled in the Public Employees' Retirement System of the State of New Jersey. Upon the hiring of the school guards by the City of Linden, they agree to observe the requirements of employees for eligibility in the Public Employees' Retirement System of the state of New Jersey.

Section 13. The school crossing guard shall strictly observe the requirements that may be established and the instructions they may be given relating to their reporting for duty and their reporting off duty.

Section 14. A. For the purpose of this Section, sick leave shall be defined as paid leave granted to a school crossing guard, who through illness or injury becomes incapacitated to a degree that makes it impossible to perform the duties of his or her assigned job.

B. All school crossing guards shall be entitled to three (3) days paid sick leave at their regular daily rate of pay during the twelve (12) month period of employment, commencing July 1 of each year, and ending June 30 of the following year.

C. If a school crossing guard is on sick leave more than one (1) consecutive scheduled day of work, a medical doctor's certificate evidencing the need for sick leave must be submitted to the City to qualify for sick leave pay. A medical doctor's certificate must be presented to receive pay for hospital confinement.

D. Paid sick leave not used during the twelve (12) month period of employment commencing July 1 of each year and ending June

30th the following year, shall be paid to school crossing guards

so entitled following the end of the period, but no later than July 15 of said following year.

Section 15. School crossing guards shall be paid bi-weekly, in accordance with the following pay schedule:

	<u>First Year</u>	<u>Second Year</u>	<u>Third Year</u>
1/1/93 through 12/31/93	\$7.35/hr.	\$8.24/hr.	\$8.82/hr.
1/1/94 through 12/31/94	\$7.68/hr.	\$8.61/hr.	\$9.21/hr.

Section 16. This resolution is in furtherance of Chapter 82, or the Public Laws of 1979, N.J.S.A. 40A: 9-154.1 to 40A:9-154.4.

Section 17. This resolution shall terminate on December 31, 1994. Until such date as the City Council extends, renews, amends or revokes this resolution at a public meeting, all terms and conditions shall remain in full force and effect.

PASSED: December 21, 1993

George Luchessa
PRESIDENT OF COUNCIL

APPROVED: December 22, 1993

John P. Ryan
MAYOR

ATTEST: Val D. Ambrose
CITY CLERK

We hereby consent to the terms set forth in the within resolution.

LINDEN SCHOOL CROSSING GUARD ASSOCIATION

BY: Paul Dubitsky
PRESIDENT

ATTEST: Val D. Ambrose ^{v.p.}
SECRETARY

Maria Marotta

Certified to be a true and exact copy.

Val D. Ambrose

City Clerk, City of Linden, N. J.

Date: DEC 28 1993