

ORDINANCE NO. 2018-05

**TOWNSHIP OF HOLMDEL
COUNTY OF MONMOUTH**

**ORDINANCE AMENDING SECTION 2-2 OF THE REVISED
GENERAL ORDINANCES OF THE TOWNSHIP OF HOLMDEL,
TITLED “ORGANIZATION AND LEGISLATIVE AUTHORITY
OF THE TOWNSHIP COMMITTEE”**

WHEREAS, there exists a vacancy in the position of Deputy Mayor of the Township of Holmdel; and

WHEREAS, while the Revised General Ordinances of the Township of Holmdel (the “Code”) provide that the Mayor and Deputy Mayor shall each be elected by the Township Committee at its Reorganization meeting, the Code is silent as to the filling of a vacancy in Deputy Mayor between reorganization meetings; and

WHEREAS, in order to ensure continuity in office and continued good governance, the Township Committee of the Township of Holmdel hereby amends the Code to clarify the process to be followed in filling a vacancy in Deputy Mayor.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Holmdel in the County of Monmouth, State of New Jersey that the Revised General Ordinances of the Township of Holmdel be and are hereby amended as follows:

SECTION 1. Section 2.2 is hereby amended as follows (additions are underlined, deletions contain ~~strikethroughs~~):

2-2 ORGANIZATION AND LEGISLATIVE AUTHORITY OF THE TOWNSHIP COMMITTEE.

2-2.2 Organization.

The Township Committee shall organize annually on January 1 at 12:00 noon or during the first seven (7) days of January, at which time it ~~shall~~ will elect a Mayor and Deputy Mayor from among its membership, each elected by a majority vote of the full membership of the Township Committee, to serve a one-year term. ~~number. The Township Committee shall also elect one (1) of their number as a Deputy Mayor.~~

2-2.3 Duties of the Mayor. [UNCHANGED]

2.-2.4 Duties of the Deputy Mayor. [UNCHANGED]

2-2.5 Succession of Mayor and Deputy Mayor

In the event of a vacancy in Mayor, the Deputy Mayor shall become Mayor for the unexpired term. In the event of a vacancy in Deputy Mayor, the office shall be filled following the election procedure set forth in Section 2-2.2 for the unexpired term.

SECTION 2. Severability.

If any section, subsection or paragraph of this ordinance be declared unconstitutional, invalid or inoperative, in whole or in part, by a court of competent jurisdiction, such chapter, section subchapter or paragraph shall to the extent that is not held unconstitutional, invalid or inoperative remain in full force and effect and shall not affect the remainder of this ordinance.

SECTION 3. Repealer.

All ordinances and resolutions, and parts of ordinances and resolutions which are inconsistent with provisions of this ordinance shall be, and are hereby, repealed to the extent of any such inconsistency.

SECTION 4. Effective Date.

This ordinance shall take effect after final adoption and approval pursuant to law.

LEGAL NOTICE

The foregoing ordinance was introduced and passed on the first reading at a meeting of the Township Committee of the Township of Holmdel held on March 13, 2018 and will be considered for final passage and adoption at a meeting of said Township Committee to be held on March 27, 2018 at Township Hall, 4 Crawford's Corner Road, Holmdel, NJ at 7:30 PM at which time and place all persons desiring to be heard thereon will be given full opportunity.

Thomas Critelli, Mayor

Attest:
Wendy L Patrovich, RMC/CMR
Deputy Township Clerk