

**TOWNSHIP OF SOUTH ORANGE VILLAGE**

NOTICE IS HEREBY GIVEN, that at a Regular Meeting of the Board of Trustees of the Township of South Orange Village, held on Wednesday, February 24, 2010, an ordinance was introduced and passed on first reading of which the following is a copy:

**AN ORDINANCE PURSUANT TO THE REQUIREMENTS OF CHAPTER 9 OF TITLE 40A OF THE NEW JERSEY STATUTES, SUBSECTIONS 9.1, 9.2 AND 12.1, AMENDING CHAPTER 5, ADMINISTRATION OF GOVERNMENT, BY IMPLEMENTATION OF RESERVED SECTIONS 5-97, 5-98 AND 5-99 TO PROVIDE FOR METHODS OF APPOINTMENT AND REMOVAL OF MEMBERS OF BOARDS, COMMITTEES, COMMISSIONS, AUTHORITIES AND AGENCIES.**

**BE IT ORDAINED**, by the Board of Trustees of the Township of South Orange Village, a municipal corporation of New Jersey located in Essex County thereof, as follows:

**Section 1.**

Reserved Section 5-97 of the Code of the Township of South Orange Village (hereafter entitled "DIRECTORY OF LOCAL BOARDS, COMMITTEES, COMMISSIONS, AUTHORITIES AND AGENCIES.") is hereby implemented by the insertion of the following:

- A. The Village Clerk shall compile and on a current basis maintain a directory of all unpaid boards, committees, commissions, authorities or other agencies, whether statutory or advisory. Such boards, commissions and authorities shall include, but are not limited to the South Orange Board of Adjustment, South Orange Planning Board, South Orange Board of Health, South Orange Parking Authority and South Orange Board of the Free Public Library.
- B. The directory shall include at least the following information for every authority, board and commission:
  - 1. the name of the board, committee, commission, authority or other agency;
  - 2. the number of members or positions;
  - 3. a list of currently appointed members, together with their terms of office;
  - 4. vacancies;

5. general frequency of meetings; and
  6. the appointing authority and the enabling statute, ordinance, or resolution, if any.
- C. Any person interested in service on a municipal board, committee, commission, authority or other agency shall file an application (“Citizen Leadership Form”) with the Village Clerk expressing interest in public service. The application shall be substantially in the following form:

I hereby apply to perform volunteer, public service on the following municipal boards, committees, commissions, and authorities:

- a)
- b)
- c)

1. Full Name:
2. Address of Residence:
3. If Non-resident, Address of South Orange Property or Business:
4. Home Phone Number:
5. Work Phone Number (if available):
6. Cell Phone Number (if available):
7. E-mail Address:
8. Education, prior volunteer and/or work related experience, or other civic involvement which could be of use to the board, committee, commission, authority or other agency:

- D. The Village Clerk shall maintain the confidentiality of address, phone numbers and email address for the purposes of P.L.1963, c.73 (C.47:1A-1 et seq.) and P.L.2001, c.404 (C.47:1A-5 et al.).

## **Section 2.**

Reserved Section 5-98 of the Code of the Township of South Orange Village (hereafter entitled “OATH OF OFFICE”) is hereby implemented by the insertion of the following:

Notwithstanding any other statutory authority or requirement, the chairperson of every board, committee, commission, authority or other agency shall swear in every new appointee by administering an oath of office.

**Section 3.**

Reserved Section 5-99 of the Code of the Township of South Orange Village (hereafter entitled "VACANCY OF OFFICE") is hereby implemented by the insertion of the following:

- A. An office in any board, committee, commission, authority or other agency shall be deemed vacant upon the occurrence of any of the following events:
1. Upon its being so declared by judicial determination;
  2. Upon the filing with the Village Clerk by such appointee of his/her written resignation;
  3. Upon the refusal of a person designated for appointment to such office to qualify or serve;
  4. Upon the determination of the appointing authority that such appointee shall have become physically or mentally incapable of serving;
  5. Upon the death of such appointee;
  6. Upon the determination of the appointing authority that, in violation of a lawful residency requirement, such appointee no longer resides within the corporate limits of the Township of South Orange Village;
  7. In the case of a member of a board, committee, commission, authority or other agency, whenever the member, without being excused by a majority of the authorized members of such body, fails to attend and participate at meetings of such body for a period of eight (8) consecutive weeks, or for four (4) consecutive regular meetings, whichever shall be of longer duration, at the conclusion of such period, provided that such body shall notify the appointing authority in writing of such determination; provided, further, that such board, committee, commission, authority or other agency may refuse to excuse only with respect to those failures to attend and participate which are not due to legitimate illness; except in the case of any board, committee, commission, authority or other agency created or authorized by state statute, in which case failure to attend and participate at meetings of such bodies for a period of six (6) consecutive weeks, or for three (3) consecutive regular meetings, whichever shall be of longer duration, shall be cause for notification of the appointing authority;

8. Upon the removal of such appointee for cause in accordance with law, or for any other reason prescribed by law.

B. Upon the occurrence of a vacancy, the Village Clerk shall forthwith enter such vacancy in the Directory provided for in Section 5-97. Thereafter, the appointing authority shall forthwith fill the office for the unexpired term in the manner prescribed by law.

**Section 4.**

Repealer.

All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**Section 5.**

This ordinance shall take effect upon final passage and publication as required by law.

Trustee Member	Motion	Second	Ayes	Nays	Abstain	Absent
Bauer		X	X			
Davis Ford						X
Goldberg					X	
Gould			X			
Levison	X		X			
Rosner			X			

NOTICE IS HEREBY GIVEN, that a Regular Meeting of the Board of Trustees of the Township of South Orange Village will be held in Village Hall, South Orange, NJ on Monday, March 22, 2010 at 8:00 p.m. at which time and place a public hearing will be held on said ordinance to all parties interested, after which hearing the board will proceed to take up said ordinance on second and final reading.

LYNN M. CUCCINIELLO  
ACTING VILLAGE CLERK