

ORDINANCE NO. 285

AN ORDINANCE CREATING THE OFFICE OF
ACTING CLERK OF THE VILLAGE OF LOCH ARBOUR,
COUNTY OF MONMOUTH, AND PRESCRIBING DUTIES AND COMPENSATION

BE IT ORDAINED by the Trustees of the Village of Loch Arbour, in the County of Monmouth and State of New Jersey, as follows:

Section 1. The office of Acting Clerk of the Village of Loch Arbour is hereby created pursuant to the provisions of N.J.S.A. 40A:9-157.

Section 2. The Acting Clerk shall be appointed by a majority vote of the Trustees present and voting. The appointment may be terminated at any time by a majority vote of the Trustees present and voting.

Section 3. The Trustees may appoint the Acting Clerk at the annual reorganization meeting or any meeting subsequent thereto. The term of the Acting Present shall expire at midnight on December 31 of the year of the appointment unless the appointment is terminated at an earlier date pursuant to Section 2 of this Ordinance.

Section 4. The Acting Clerk shall have all of the powers and duties, rights and responsibilities of the Clerk but shall perform them only in the event that the Clerk is temporarily absent, disabled or disqualified.

Section 5. The person appointed as Acting Clerk shall not commence the service of the duties of Clerk until the Trustees have adopted a Resolution recognizing the existence of a temporary absence, disability or disqualification of the Clerk. The Acting Clerk shall cease performing the duties of the President upon the adoption of a Resolution by the Trustees recognizing that the temporary absence, disability or disqualification of the Clerk has ended.

Section 6. The Acting Clerk shall receive as compensation the amount set forth in the Salary Ordinance of the Village of Loch Arbour and pursuant to a duly adopted Resolution of the Trustees. There shall be no salary earned, nor benefits received of any kind, by the Acting Clerk until the Governing Body has adopted a Resolution recognizing the temporary absence, disability or disqualification of the Clerk and directing the Acting Clerk to commence performing the Clerk's duties.

Section 7. The Acting Clerk shall not earn a right to tenure pursuant to N.J.S.A. 40A:9-133.1. If an Acting Clerk shall subsequently be appointed as the Clerk, the time that the appointee served as the Acting Clerk shall not be included in calculating the service required for tenure pursuant to N.J.S.A. 40A:9-133.1 and 40A:9-134.

Section 8. If any article, section, subdivision, sentence, clause, phrase or word of this Ordinance shall be held to be invalid for any reason, such decision shall not affect the remaining provisions of the Ordinance.

Section 9. All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance are hereby repealed to the extent of their inconsistency.

Section 10. This Ordinance shall take effect immediately upon its final passage and publication as required by law.

CERTIFICATION

I, LORRAINE CARAFA, CLERK OF THE VILLAGE OF LOCH ARBOUR, do hereby certify the above to be the true and exact copy of the Ordinance adopted by the Trustees at their meeting held the 5th day of May, 1999.

LORRAINE CARAFA, R.M.C.
Village Clerk

Introduction: April 7, 1999
First publication: April 15, 1999
Public hearing: May 5, 1999
Final adoption: May 5, 1999
Final publication: May 20, 1999

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that the following Ordinance as introduced and passed on first reading thereof at the regular meeting of the Board of Trustees of the Village of Loch Arbour held April 7, 1999 and was finally adopted after a public hearing thereon at the regular meeting held May 5, 1999:

ORDINANCE NO. 285

**AN ORDINANCE CREATING THE OFFICE OF
ACTING CLERK OF THE VILLAGE OF LOCH ARBOUR,
COUNTY OF MONMOUTH, AND PRESCRIBING DUTIES AND COMPENSATION**

DATED: May 10, 1999

LORRAINE CARAFA, R.M.C.
Village Clerk