ORDINANCE 19 - 2010
ORDINANCE AMENDING SUBSECTION 3-32.5(B)
OF THE WOODBURY HEIGHTS CODE
PERTAINING TO THE APPOINTMENT
OF AN ADMINISTRATOR

WHEREAS, Subsection 3-32.5(B) entitled "Appointment, term" currently provides that the Administrator shall be appointed for a term of office not exceeding two years; and

WHEREAS, the Courts have interpreted NJSA 40A:9-137 so as to prohibit appointment of Municipal Administrators for a fixed term of office which is inconsistent with Section 3-32.5(B) of the Woodbury Heights Code and this Ordinance is intended to correct such inconsistency;

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Woodbury Heights, with the Mayor concurring, that Subsection 3-32.5(B) of the Code is amended, in its entirety, to read as follows:

> §3-32.5(B) **Appointment.** The Administrator shall be appointed by the Mayor with the advice and consent of Council in accordance with NJSA 40A:9-137.

BE IT FURTHER ORDAINED, that all other,terms and provisions of §3-32.5 of the Code, to the extent not modified hereby, are hereby saved from repeal.

BOROUGH OF WOODBURY HEIGHTS

BY: _____
HARRY W. ELTON, JR., MAYOR

ATTEST: _____
JANET PIZZI, CLERK/ADMINISTRATOR

NOTICE

The foregoing Ordinance was introduced at the Regular Meeting of the Mayor and Borough Council of the Borough of Woodbury Heights conducted on October 20, 2010 and will be considered for final passage and adoption, after a public hearing hereon, at a meeting of the Borough Council of the Borough of Woodbury Heights, being held on the 23 day of November, 2010 at 7:30 P.M. at which time any objections hereto will be heard. During the week prior to and up to and including the date of said meeting, copies of said ordinances will be made available at the Office of the Borough Clerk, 500 Elm Avenue, Woodbury Heights, New Jersey for members of the general public who request same.

_____
JANET PIZZI, CLERK/ADMINISTRATOR

PUBLIC NOTICE

ORDINANCE 19 - 2010
ORDINANCE AMENDING SUBSECTION 3-32.5(B) OF THE WOODBURY HEIGHTS CODE PERTAINING TO THE APPOINTMENT OF AN ADMINISTRATOR

Notice is hereby given that the above Ordinance was adopted at a Regular meeting of the Mayor and Borough Council of the Borough of Woodbury Heights held on the 23rd day of November, 2010.

JANET PIZZI, BOROUGH CLERK