

**BOROUGH OF RIVERDALE**

**ORDINANCE NO. 11 - 2011**

**ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RIVERDALE AND ESTABLISHING A POLICY SETTING AN ABSENTEE THRESHOLD FOR BOROUGH BOARDS, COUNCILS, OR COMMISSIONS**

**WHEREAS**, N.J.S.A. 40A:9-12.1 permits a municipal appointing authority to adopt, by ordinance, a policy establishing an absentee threshold for municipal boards, Councils, or commissions to permit the removal of a member if the member has been absent, without being excused, for six consecutive weeks or three consecutive meetings, whichever shall be of longer duration; and

**WHEREAS**, the Borough Council desires to establish such a policy.

**NOW, THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Riverdale, in the County of Morris and State of New Jersey, as follows:

**Section 1.** The Revised General Ordinances of the Borough of Riverdale shall be amended by the inclusion of a new Chapter 4 which shall be entitled "Absentee Threshold for Boards, Councils, or Commissions" and which shall read in its entirety as follows:

**CHAPTER 4**

**ABSENTEE THRESHOLD FOR BOARDS, COUNCILS, OR COMMISSIONS**

Any Borough board, council, or commission position shall be deemed vacant, 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 6 consecutive weeks, or for three consecutive regular meetings, whichever shall be of longer duration, at the conclusion of such period, provided that such body shall notify the Borough Council in writing of such determination; provided, further, that such board, council, 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.

**Section 2.** If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

**Section 3.** All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

**Section 4.** This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

Adopted this \_\_\_\_ day of  
\_\_\_\_\_, 2011.

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Carol Talerico, Borough Clerk

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William Budesheim, Mayor

**NOTICE IS HEREBY GIVEN,** that the foregoing Ordinance was introduced in writing at a meeting of the Borough Council of the Borough of Riverdale, County of Morris and State of New Jersey, held on the 15th day of August, 2011, introduced and read by title and passed on the first reading and that the said Governing Body will further consider the same for second reading and final passage thereon at a meeting to be held on the 19th day of September, 2011, at 7:30 p.m., prevailing time, at the Municipal Building in said Borough, at which time and place a public hearing will be held thereon by the Governing Body and all persons and citizens in interest shall have an opportunity to be heard concerning same.

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Carol Talerico, Borough Clerk