

TOWNSHIP OF FRANKLIN, SOMERSET COUNTY  
ORDINANCE NO. 4047-13

ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF SOMERSET, NEW JERSEY, MORE PARTICULARLY, TRANSFERRING THE RESPONSIBILITY OF ETHICS COMPLAINTS TO THE STATE OF NEW JERSEY.

SUMMARY

This ordinance rescinds the ordinance that established the Township's Municipal Ethics Board and transfers the responsibility of ethics complaints to the State of New Jersey (Department of Community Affairs, Local Finance Board).

BE IT ORDAINED by the Township Council of the Township of Franklin, as follows:

SECTION I

Chapter 13, BOARDS, COMMISSIONS, COMMITTEES, Article XVI, Municipal Ethics Board, Sections 13-68 thru 13-71 are hereby repealed as follows:

~~Chapter 13, Boards, Commissions, Committees  
Article XVI: Municipal Ethics Board  
{Amended 4-9-1991 by Ord. No. 1631 (§ 3-73 of the 1990 Code)}~~

~~§ 13-68. Establishment; membership.~~

~~In accordance with the provisions of that certain law entitled "An Act Concerning Standards of Ethical Conduct for Officers and Employees of Local Government and Repealing Section 1 of P.L. 1983, c. 188, § 2-27," there is hereby established a Municipal Ethics Board of the Township of Franklin consisting of six members who shall be residents of the municipality, at least two of whom shall be public members. The members of the Ethics Board shall be appointed by the Township Council of the Township of Franklin and shall be chosen by virtue of their known and consistent reputation for integrity and their knowledge of local government affairs. No more than three members of the Ethics Board shall be of the same political party.~~

~~§ 13-69. Terms; vacancies.~~

~~The members shall serve for a term of five years, except that of the members initially appointed, two of the public members shall be appointed to serve for a term of five years, one member shall be appointed to serve for a term of four years, and the remaining members shall be appointed to serve for a term of three years. Each member shall serve until his successor has been appointed and qualified. Any vacancy occurring in the membership of the Ethics Board shall be filled in the same manner as the original appointment for the unexpired term.~~

~~§ 13-70. Chairman.~~

~~The members of the Municipal Ethics Board shall annually elect a Chairman from among the membership.~~

~~§ 13-71. Compensation.~~

~~The members of the Ethics Board shall serve without compensation but shall be reimbursed by the Township for necessary expenses incurred in the performance of their duties under the Act. All necessary expenses incurred by the Municipal Ethics Board and its members shall be paid, upon~~

~~certification of the Chairman, by the Township Treasurer within the limits of funds appropriated by the Township Council by annual or emergency appropriations for those purposes. The Municipal Ethics Board may appoint employees, including independent counsel and clerical staff as are necessary to carry out the provisions of law within the limits of funds appropriated by the Township Council for such purpose.~~

## SECTION II

The Township of Franklin hereby transfers the responsibility of ethics complaints to the State of New Jersey, Department of Community Affairs, Local Finance Board as pursuant to N.J.A.C. 5:35 - Local Government Ethics Law.

## SECTION III

Each clause, section or subsection of this ordinance shall be deemed a separate provision to the intent that if any such clause, section or subsection should be declared invalid, the remainder of the ordinance shall not be affected.

## SECTION IV

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

## SECTION V

This ordinance shall take effect immediately upon adoption and publication according to law.

### ORDINANCE NO. 4047-13

This is a true copy of an ordinance adopted by the Township Council Township of Franklin, Somerset County, New Jersey.

Introduced: November 26, 2013

Public Hearing: December 10, 2013

Adoption: December 10, 2013

Notice of Adoption: December 13, 2013

Effective Date: January 2, 2014



Ann Marie McCarthy, MMC, Township Clerk