

BOROUGH OF BRADLEY BEACH, MONMOUTH COUNTY

ORDINANCE 2024-6

AN ORDINANCE AUTHORIZING THE BOROUGH CLERK TO PLACE UPON THE NOVEMBER 5, 2024 GENERAL ELECTION BALLOT A QUESTION ASKING VOTERS WHETHER OR NOT THEY WISH TO ESTABLISH A CHARTER COMMISSION TO STUDY AND POSSIBLY RECOMMEND CHANGES TO THE BOROUGH'S FORM OF GOVERNMENT.

Councilman Weber offered the following Ordinance and moved its introduction:

WHEREAS, the Borough of Bradley Beach (the "Borough") is presently governed by a charter which establishes a Small Municipality Plan form of government pursuant to the provisions of the Optional Municipal Charter Law, at N.J.S.A. 40:69A-115, *et seq.*; and

WHEREAS, the Optional Municipal Charter Law of 1950, also known as the Faulkner Act, N.J.S.A. 40:69A-1, *et seq.*, provides a procedure for adoption of optional charter plans; and

WHEREAS, the Borough's Mayor & Council believe that it is in the best interests of the Borough's residents to review the current charter of the Borough through the establishment of a five (5) member Charter Commission, which would be charged with the responsibility and be authorized to hold hearings and public forums, to take evidence and to make recommendations in order to determine whether or not, in comparison with other forms of government in this State, the current form of government is the most appropriate for the Borough;

NOW, THEREFORE, BE IT ORDAINED by the Mayor & Council of the Borough of Bradley Beach, County of Monmouth, State of New Jersey, that the following question be placed on the November 5, 2024 General Election ballot pursuant to the Optional Municipal Charter Law, N.J.S.A. 40:69A-1, *et seq.*, regarding the creation and election of a Charter Commission for consideration by all of the eligible voters of the Borough of Bradley Beach:

Shall a charter commission be elected to study the charter of the Borough of Bradley Beach and to consider a new charter or improvements in the present charter and to make recommendations thereon?

BE IT FURTHER ORDAINED by the Mayor & Council of the Borough of Bradley Beach, County of Monmouth, State of New Jersey, that:

1. The Charter Commission members shall also be elected at the same time as the public question is submitted.
2. The Borough Clerk shall instruct each voter to vote on the question and, regardless of the manner of his or her vote on the question, to vote for five (5) members of a Charter Commission who shall serve if the question is approved.
3. The nomination and election process for the Charter Commission members shall performed in accordance with N.J.S.A. 40:69A-2 through N.J.S.A. 40:69A-4.
4. This Ordinance shall take effect upon final passage in accordance with the Optional Municipal Charter Law, N.J.S.A. 40:69A-1, *et seq.*

SO ORDAINED as aforesaid.

Erica Kostyz

ERICA KOSTYZ, RMC, CMR
Municipal Clerk

Introduced: April 24, 2024

Date of Hearing and Adoption: May 8, 2024