

**TOWNSHIP OF HILLSIDE
COUNTY OF UNION, STATE OF NEW JERSEY
(FROM THE FLOOR)
ORDINANCE NUMBER O-20-05**

**ORDINANCE AMENDING THE TOWNSHIP OF HILLSIDE TOWNSHIP CODE AT
ARTICLE XIII (ANNUAL AUDIT) SECTION §4-40 (INDEPENDENT AUDIT) OF THE
“REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HILLSIDE”**

WHEREAS, Article XIII was adopted by the Governing body to govern the annual audit for the Township of Hillside; and

WHEREAS, the Township has continuously abided by the aforementioned provisions but seeks to clarify same to set forth who is responsible for choosing the auditor; and

WHEREAS, it is the goal of the Township of Hillside to both inform its constituents regarding Township business and to have transparency in government; and

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of Hillside, County of Union, State of New Jersey, as follows:

1. Article XIII of the “Revised General Ordinance of the Township of Hillside, is hereby amended to read:

Section 4-40 – The Council will at least once annually, have an independent audit made of the Township’s accounts and financial records as required by law. The auditor for the aforementioned audit shall be selected and approved by the Township Council.

**All additions are denoted by underlines and excisions are denoted by strikethroughs*

AND BE IT FURTHER ORDAINED that:

1. All provisions of the Township of Hillside Code that are inconsistent with the provisions of this ordinance are repealed to the extent of such inconsistency.
 2. Severability. Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase. If any portion of this Ordinance, or its application to any person or circumstances, shall be adjudged or otherwise determined to be invalid, unconstitutional, void, or ineffective for any cause or reason, such determination shall not affect the remaining provisions of this Ordinance, and the application of such remaining provisions shall not be affected thereby and shall remain in full force and effect, and to this end, the provisions of this Ordinance are severable.
 3. Conflicts. This Ordinance is not meant to repeal any provisions of the Code, other than those specified herein above, but to add to its requirements, and all Ordinances or parts thereof inconsistent or in conflict with the provisions of this Ordinance are repealed only to the extent of such inconsistency or conflict.
- This Ordinance shall take effect 20 days after final passage and publication as provided by law.

**All additions are denoted by underlines and excisions are denoted by strikethroughs*

INTRODUCTION AND FIRST READING: February 25, 2020

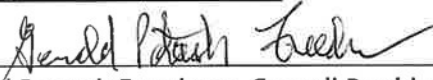
MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT	EXCUSED
		DeAugustine	X				
		Epps					X
		Hyatt	X				
		Mobley					X
	X	Mondella	X				
X		Cook, VP	X				
		Freedman, CP	X				

PUBLIC HEARING: March 10, 2020

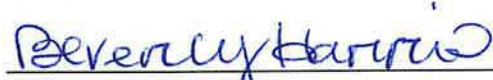
MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT	EXCUSED
		DeAugustine	X				
		Epps	X				
		Hyatt					X
X		Mobley	X				
		Mondella	X				
	X	Cook, VP	X				
		Freedman, CP	X				

FINAL ADOPTION: March 2020 - March 10, 2020

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT	EXCUSED
X		DeAugustine	X				
		Epps	X				
		Hyatt					X
		Mobley	X				
		Mondella	X				
	X	Cook, VP	X				
		Freedman, CP	X				


 Gerald Pateesh Freedman, Council President

ATTEST:


 Beverly Harris, Acting Township Clerk

Approved: _____


 Dahlia O. Vertreese, Mayor

3-18-2020
 Date

Vetoed:

Returned to the Township Clerk with the following statement of objections:

Procurement is an administrative function

ORDINANCE APPENDIX

O-20-05

I hereby certify that the attached ordinance, O-20-05, adopted by the Township Council of the Township of Hillside on the 10th day of March, 2020 was delivered to me on the 18th day of March, 2020, together with the Mayor's statement of the reasons for which she was constrained to withhold her approval of such ordinance, item or part thereof. On reconsideration thereof, on the 7th day of April, 2020, the Council duly resolved by the affirmative vote of two-thirds of its members to enact ordinance O-20-05, therefore notwithstanding the Mayor's veto.

Dated: April 13, 2020


Beverly Harris, Acting Township Clerk

**TOWNSHIP OF HILLSIDE
RESOLUTION R-20-084**

**RESOLUTION OVERRIDING THE MAYOR'S VETO OF ORDINANCE ENTITLED
ORDINANCE AMENDING THE TOWNSHIP OF HILLSIDE TOWNSHIP CODE AT
ARTICLE XIII (ANNUAL AUDIT) SECTION §4-40 (INDEPENDENT AUDIT) OF THE
"REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HILLSIDE": O-20-05**

WHEREAS, an ordinance entitled "ORDINANCE AMENDING THE TOWNSHIP OF HILLSIDE TOWNSHIP CODE AT ARTICLE XIII (ANNUAL AUDIT) SECTION §4-40 (INDEPENDENT AUDIT) OF THE "REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HILLSIDE" designated as **ORDINANCE NUMBER O-20-05** was introduced on February 25, 2020 and approved on March 10, 2020 by the Township Council of the Township of Hillside; and

WHEREAS, pursuant to N.J.S.A. 40:69A-41, the Mayor of the Township of Hillside may veto an ordinance approved by the Township Council by returning same to the Township Clerk within ten (10) days of the presentation of the ordinance to the mayor; and

WHEREAS, the Mayor of the Township of Hillside has returned Ordinance No. O-20-05 to the Township Clerk on March 18, 2020 within the time period required by statute and accompanied by her notice of rejection of same; and

WHEREAS, the Township Council of the Township of Hillside, upon reconsideration thereof, seeks and hereby resolves to override the Mayor's veto of Ordinance No. O-20-05 pursuant to the authority granted thereto under N.J.S.A. 40:69A-41; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Hillside, County of Union, State of New Jersey, does hereby override the veto of Ordinance No.: O-20-05 by the Mayor of the Township of Hillside to the authority granted to the Township Council under N.J.S.A. 40:69A-41.


Gerald Pateesh Freedman, Council President

ATTEST:

I, Beverly Harris, Acting Township Clerk of the Township of Hillside, County of Union, State of New Jersey, do hereby certify that this is a true copy of a Resolution adopted by the Township Council at a meeting duly held on April 7, 2020.


Beverly Harris, Acting Township Clerk

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT	EXCUSED
X		DeAugustine	X				
		Epps	X				
		Hyatt		X			
		Mobley	X				
		Mondella	X				
	X	Cook, CVP	X				
		Freedman, CP	X				

TOWNSHIP OF HILLSIDE

PUBLIC NOTICE

I hereby certify that the following ordinance published herewith adopted by the Township Council of the Township of Hillside on the 10th day of March 2020 was vetoed by the Mayor and returned to the Township Clerk on the 18th day of March, 2020. On reconsideration thereof, by Resolution R-20-084, on the 7th day of April 2020, the Council duly resolved by the affirmative vote of two-thirds of the members to enact said ordinance, items or parts thereof notwithstanding the Mayor's veto.

O-20-05

ORDINANCE AMENDING THE TOWNSHIP OF HILLSIDE TOWNSHIP CODE AT ARTICLE XIII (ANNUAL AUDIT) SECTION §4-40 (INDEPENDENT AUDIT) OF THE "REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HILLSIDE". Article XIII of the "Revised General Ordinance of the Township of Hillside, is hereby amended to read: Section 4-40 - The Council will at least once annually, have an independent audit made of the Township's accounts and financial records as required by law. The auditor for the aforementioned audit shall be selected and approved by the Township Council.

Attest: Beverly Harris, Acting Township Clerk