

TOWNSHIP OF WALL

ORDINANCE NO. 9-2026

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, TO AMEND WALL TOWNSHIP CODE CHAPTER 2, WHICH PERTAINS TO ADMINISTRATIVE OFFICES

WHEREAS, the Wall Township Committee desires to amend and supplement Chapter 2; and

WHEREAS, all additions are shown in ***bold italics with underlines***. The deletions are shown as ~~***strikeovers in bold italics***~~. Sections of Chapters 2 that will remain unchanged are shown in normal type.

NOW, BE IT ORDAINED by the Township Committee of the Township of Wall, in accordance with the foregoing Recitals, which are incorporated herein, as follows.

**STATEMENT OF PURPOSE**

The purpose of the Ordinance is to amend Chapters 2-1 and 2-3 of the Township Code to revise and supplement the regulations relating to the positions of Township Administrator and Township Attorney.

**SECTION I**

§2-1G(5) is added as follows.

(5) *Except as provided by law, all legal counsel and other professionals retained by the Township shall work at the direction of the Township Committee and Township Administrator, and such professionals shall not render advice or provide services unless approved by the Township Committee, the Township Administrator, or by persons authorized by the Township Committee or Township Administrator to obtain said services. Only the Township Committee may authorize individual elected officials or committees of the governing body to engage professionals for advice or any other billable service. In the event a conflict of interest or investigation relating to the Township Administrator exists, all decisions relating to the direction of legal counsel and other professionals relating to those issues shall reside with the Township Committee. The Township Committee may reverse any decision to direct such services by resolution.*

**SECTION II**

§2-3D, C, and E are repealed and replaced as follows. The remainder of §2-3 shall remain unchanged.

D. Compensation. ~~*For attendance and services performed at all regular meetings of the Township Committee, the Township Attorney shall receive the salary provided for in the Annual Salary Ordinance. For all other services,*~~ The Township Attorney shall be paid such additional fees as set forth in an agreement for legal services which shall be executed annually. Payment for all such services as actually rendered shall be made on the basis of vouchers properly executed and furnished to the Township Administrator. *All invoice time entries shall set forth details sufficient to advise the Township regarding the nature of the specific services provided. No time entries shall contain information that requires redaction under the Open Public Records Act. All invoices submitted that require redaction prior to public disclosure shall be*

required to be redacted by the professional who submitted the invoice without charge to the Township.

- C. Functions and duties. The Township Attorney shall, pursuant to the applicable law and at the discretion of the Township Committee and/or Township Administrator, where appropriate, perform the following functions and duties: Subject to the applicable law, the Township Committee shall have the discretion to designate its legal matters and the required appearances to the Township Attorney, the Assistant Township Attorney, and/or its special and conflict counsel.
- (1) Serve as legal advisor to the Township Committee, Township Administrator, Board of Health, Water and Sewer Utility, and the various departments of the Township.
  - (2) Attend meetings of the Township Committee including regular, special, and executive meetings as requested by the Township Committee.
  - (3) Examine and approve as to form and sufficiency all performance bonds, insurance certificates, and maintenance bonds submitted by the contractors as required by the Township and its ordinances.
  - (4) Draft or approve as to form and sufficiency all resolutions and ordinances as requested by the Township Committee.
  - (5) Prepare, review, and approve all contracts, deeds, documents, and instruments prior to execution thereof by or on behalf of the Township.
  - (6) Represent the Township and its officers and employees in all litigation wherein the Township is named a party defendant or the officers or employees are named parties defendant as the result of performing their duties as officers or employees of the Township, ~~with the exception of litigation wherein~~ except when the Township or its officers or employees are named defendants and the defense of the action is the obligation of an insurance company such decisions relating to the assignment of counsel shall be made in accordance with the policy guidelines ~~under a policy wherein the Township is designated an insured.~~
  - (7) Prosecute and defend such other actions and proceedings instituted by or against the Township as directed by the Township Committee.
  - (8) Conduct appeals from orders, decisions or judgments affecting any interest of the Township as directed by the Township Committee.
  - (9) With the approval of the Township Committee, compromise, settle or adjust any rights, claims, demands or causes of action in favor of or against the Township when authorized by the Township Committee.
  - (10) Represent the Township in matters in the Municipal Court involving violations of the land use ordinances of the Township and such other ordinance violations as may be directed by the Township Administrator or Township Committee.
  - (11) Have such other different functions, powers and duties as may be provided by law or be from time to time conferred ~~upon him~~ by the Township Committee.
- ~~E. Special counsel. If the Township Attorney by reason of disability, personal disqualification or for any other reason advises that he will be unable to represent the Township on a specific matter, the Township Committee may, within the limits of the budgetary appropriations and amendments thereto, appoint special counsel to represent the Township with respect to the matter.~~
- E. Assistant Township Attorney. An Assistant Township Attorney may be appointed by majority vote of the Township Committee for a term of one year. Except as otherwise provided by law, the assistant township attorney shall perform the following duties:

- (1) Perform such duties as are assigned by the Township Committee, the Township Attorney, or the Township Administrator.
- (2) Assume all duties of the Township Attorney in the absence or disability of the Township Attorney.
- (3) Exercise such powers and perform such duties of Township Attorney as directed by the Township Committee, the Township Attorney, and/or the Township Administrator.
- (4) In the absence of the Township Attorney or at the request of the Township Committee and/or the Township Administrator, attend regular, special, or work session meetings of the township Committee or other meetings as directed.

F. Special and Conflict Counsel. The Township Committee may appoint special and/or conflict counsel to perform legal services in designated matters. Special and conflict counsel shall perform such duties as are assigned by the Township Committee, the Township Attorney, and/or the Township Administrator.

### **SECTION III**

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

### **SECTION IV**

If any word, phrase, clause, section, or provision of this ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal, or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect.

### **EFFECTIVE DATE.**

This ordinance shall take effect after final adoption and publication as required by law.

**Introduced:** April 14, 2026

**Adopted:** May 12, 2026

Attest: Roberta M. Lang  
Roberta M. Lang, RMC  
Township Clerk

Approve: Erin M. Mangan  
Erin M. Mangan  
Mayor

SUMMARY AND NOTICE  
TOWNSHIP OF WALL

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WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY TO  
AMEND WALL TOWNSHIP CODE CHAPTER 2 TO WHICH PERTAINS TO  
ADMINISTRATIVE OFFICES

Adoption of this ordinance revises and supplements the regulations relating to the positions of Township Administrator and Township Attorney.

Notice is hereby given that, pursuant to P.L. 2025, c. 72, the Township of Wall will publicize all legal notices, ordinance, and required resolutions on its official website.

- View Full Notices Here: <https://wallnj.gov/243/Legal-Notices>
- Statewide Portal: [New Jersey Department of State - Statewide Legal Notices Listings](#)
  - (Legal Notices Portal Under Construction pursuant to P.L. 2025, c. 72).

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading by the Township Committee of the Township of Wall on **April 14, 2026** and will further be considered for final passage and adoption at the Wall Township Municipal Building, 2700 Allaire Road, Wall, New Jersey, on, **May 12, 2026**, at 7:00 p.m., or as soon thereafter as the matter can be reached on the agenda, at which time and place all persons interested therein shall be given an opportunity to be heard, and during the week prior to and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's Office in the Township of Wall, Town Hall, to the members of the general public who shall request the same or may be viewed on our website at [www.wallnj.gov](http://www.wallnj.gov).

Roberta M. Lang, RMC  
Municipal Clerk