

ORDINANCE NO. 2011-1

**ORDINANCE OF THE BOROUGH OF RED BANK,
COUNTY OF MONMOUTH, NEW JERSEY
AUTHORIZING TENURE OF OFFICE FOR GARY A. WATSON, SR.
AS DIRECTOR OF PUBLIC UTILITIES**

WHEREAS, Gary A. Watson, Sr., has been serving as the full time Director of Public Utilities or the Acting Director of Public Utilities for more than five years; and

WHEREAS, Mr. Watson has been Certified by the Department of Community Affairs of the State of New Jersey as a Certified Public Works Manager; and

WHEREAS, N.J.S.A. §40A:9-154.5 defines a Municipal Superintendent of Public Works as the officer or employee of a municipality whose duties include supervising the care and maintenance of streets, roads, avenues, public buildings, public places, sewers and motor vehicles of the municipality, notwithstanding the job title given the office or position; and

WHEREAS, N.J.S.A. §40A:9-154.6 provides that the governing body may, by ordinance, authorize tenure for a person holding office, position or employment as a full time-municipal superintendent of public works, as defined above, who has held the office, position or employment continuously for five years or more; and

WHEREAS, Mr. Watson's duties for more than the past five years met the statutory definition of Municipal Superintendent of Public Works;

WHEREAS, Mr. Watson has fulfilled the requisite training and experience to fulfill the position however denominated; and

WHEREAS, the Mayor and Council desire to authorize tenure of office for Mr. Watson as Director of Public Utilities, as authorized by Statute;

NOW, THEREFORE, BE IT ORDAINED that the Mayor and Council of the Borough of Red Bank as follows:

SECTION ONE: Gary A. Watson, Sr. is hereby authorized to receive tenure of office as Director of Public Utilities in accordance with N.J.S.A. §40A:9-154.6.

SECTION TWO: Any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance.

SECTION THREE: If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION FOUR: This Ordinance shall take effect immediately upon its passage and adoption according to law.

First Reading: January 24, 2011

Final Reading: February 14, 2011