

VILLAGE OF EMPIRE

Ordinance No. 133

AN ORDINANCE TO PROVIDE FOR THE APPOINTMENT OF THE VILLAGE CLERK

THE VILLAGE OF EMPIRE ORDAINS:

Section 1. Establishment of office.

As authorized by section 1 (3) chapter 11 of the 1895 PA 3, as amended, the village clerk shall be chosen by nomination by the village president and appointment by a majority vote of the village council.

Section 2. Term of office.

The term of office of the village clerk shall be two years, beginning on November 20 of each even numbered year following the treasurer's appointment and qualification.

Section 3. Compensation.

The salary and other compensation to be paid to the village clerk for fulfilling his or her duties of office shall be established by resolution of the village council, but such salary shall not be reduced during the term of the village clerk's appointment.

Section 4. Duties.

The duties of the village clerk shall be those established by law and shall also include those duties assigned to the village clerk by ordinance or resolution of the village council, except that such additionally assigned duties shall be in conflict with, or be in lieu of, the duties imposed on the village clerk by law, or prevent the village clerk from performing the duties imposed upon him or her by law.

Section 5. Effective date.

This ordinance shall take effect 45 days after the date of its adoption unless a petition signed by not less than ten percent of the registered electors of the village is filed with the village clerk or village office within such 45 days.

If a petition is filed within such period of time, this ordinance shall then take effect only upon its approval at the next general village or special village election held on the question of whether the ordinance shall be approved. Notice of the delayed effect of this ordinance and the right of petition under this section shall be published separately at the same time and in the same manner as the ordinance or a notice of the ordinance is published in a local newspaper of general circulation.

Section 6. Existing Term of Village Clerk.

If this ordinance becomes effective, the current term of the village clerk shall end with the November, 2012 election, and no village clerk shall be elected at said election; provided, however, that said clerk's term shall be extended to such time as a new village clerk is appointed and qualified.

Section 7. Adoption

This ordinance shall be adopted by an affirmative vote of at least two-thirds of the members of the village council.

Section 8. Publication

The village clerk shall certify to the adoption of this ordinance and cause the same to be published as required by law.

At a regular meeting of the Village Council of the Village of Empire held on May 22, 2012, adoption of the foregoing ordinance was moved by David Sterling and supported by Sam Barr.

Voting for: Sam Barr, Daniel Davis, David Sterling, Cile Plumstead, Linda Payment and Susan Carpenter

Voting against: Karen Baja

The village president declared the ordinance adopted.



Susan A. Carpenter
Village President

CERTIFICATION

The foregoing is a true copy of Ordinance No. 133 which was enacted by the Empire Village Council at a regular meeting held on May 22, 2012.



Patricia L. Zoyhowski
Village Clerk