

ORDINANCE NO. 2018:05

AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF NEW MILFORD CHAPTER II ENTITLED “ADMINISTRATION” TO AMEND SECTION 2-16 “DIRECTOR OF PUBLIC WORKS/PRINCIPAL PUBLIC WORKS MANAGER” AND ADD SECTION 2-16A “SUPERINTENDENT OF PUBLIC WORKS”

2-16 DIRECTOR OF PUBLIC WORKS/PRINCIPAL PUBLIC WORKS MANAGER.

2-16.1 Position Established.

The Borough of New Milford recognizes the position of Director of Public Works/Principal Public Works Manager.

2-16.2 Tenure Eligibility.

The person serving the Borough of New Milford in this dual capacity shall be eligible for the right of tenure in his or her capacity as Director of Public Works, as specifically described in N.J.S.A. 40A:9-154.6.

- a. To acquire tenure the person must serve the Borough of New Milford exclusively.
- b. Said person must satisfy the statutory criteria to be Director of Public Works and meet the requirements of N. J. Stat. 40A:9-154.6. He or she must:
 1. Be employed on a full-time forty (40) hour per week basis; and
 2. Have held said position, continuously, for a period of five (5) years; and
- c. Said person must also satisfy the criteria to be Principal Public Works Manager and meet the requirements of N. J. Stat. 40A:9-154.6a. He or she must:
 1. Hold and maintain a public works manager's certificate as defined by N.J.S.A. 40A:9-154.6(c); and
 2. Also serve the Borough as the Principal Public Works Manager.
- d. Said person shall acquire the right of tenure as Director of Public Works and shall upon meeting the requirements of subsections 2-16.2b. and c. above, retain that right until he or she attains the age of seventy (70) after which should he or she continue to serve the Borough of New Milford he or she shall resume employment as an employee at-will and may be removed from the position of Director of Public Works at the election of the Mayor and Council, without regard for cause.
- e. Said person shall remain as the tenured Director of Public Works so long as he or she serves the Borough of New Milford in a full-time capacity as both Director of Public Works and Principal Public Works Manager, or is otherwise removed from the position of Director of Public Works, for good cause, based upon written charges filed with the Borough Clerk and after a public, fair and impartial hearing before the Mayor and Council, until he or she attains the age of seventy (70) years.

2-16.3 Compensation.

The Director of Public Works/Principal Public Works Manager shall be paid a salary established by the Annual Salary Ordinance.

2-16A SUPERINTENDENT OF PUBLIC WORKS.

2-16A.1 Position Established.

The Borough of New Milford recognizes the position of Superintendent of Public Works.

2-16A.2 Powers and Duties.

The Superintendent of Public Works, shall act at the direction of the Director of Public Works/Principal Public Works Manager, and shall assist the Director of Public Works/Principal Public Works Manager in the administrative and supervisory duties and the planning, organizing and directing all programs relating to a public works activity and such other duties as shall be prescribed or fixed by the Director of Public Works/Principal Public Works Manager. The Superintendent of Public Works shall serve as the Director of Public Works/Principal Public Works Manager in his/her absence. The Superintendent of Public Works shall hold and maintain a public works manager's certificate as defined by N.J.S.A. 40A:9-154.6(c);

2-16A.3 Compensation.

The Superintendent of Public Works shall be paid a salary established by the Annual Salary Ordinance.