

VILLAGE OF ELBERTA
Ordinance No. 42 of 2022

AN ORDINANCE TO PROVIDE FOR THE APPOINTMENT OF THE
VILLAGE CLERK AND VILLAGE TREASURER.

THE VILLAGE OF ELBERTA ORDAINS:

Section 1. Establishment of Offices.

As authorized by Section 1(3), Chapter II of Act 3 of the Public Acts of 1895, as amended, being MCL 62.1(3), the village clerk and village treasurer shall be chosen by nomination of the village president and appointment by a majority of the village council.

Section 2. Terms of Office.

The terms of office of the village clerk and village treasurer shall be indefinite and the individual(s) appointed to be the village clerk and village treasurer shall serve at the pleasure of the village council. The individual(s) appointed shall subscribe the respective oaths of office and file them with the village clerk, together with the filing of any bond required by law.

Section 3. Repeal.

Ordinance No. 27 and Ordinance No. 28 are hereby repealed in their entirety.

Section 4. 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 (10%) 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 5. Adoption.

This ordinance shall be adopted by an affirmative vote of at least two-thirds (2/3) of the members of the village council.

Section 6. Severability.

If any section, provision or clause of this ordinance or the application thereof to any person or circumstance shall be invalid, such invalidity shall not effect any remaining portion or application of this ordinance which can be given effect without the invalid portion or application.

Section 7. Publication.

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

Ordinance No. 42 of 2022 was adopted on the 21st day of July, 2022, by the Elberta Village Council as follows:

Motion by: Emily Votruba

Seconded by: Bill Soper

Yeas: 4 Emily Votruba, Bill Soper, Jennifer Wilkins, Ken Holmes

Nays: 0

Absent: Ryan Fiebing

Roberta Benedict, Clerk

Jennifer Wilkins, President

I certify that this is a true copy of Ordinance No. 42 of 2022 that was adopted at a regular meeting of the Elberta Village Council on July 21, 2022 and published in the Record Patriot on July 27, 2022.

Dated: July 28, 2022

Roberta Benedict, Clerk