

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underling to indicate new matter.

County
~~City~~ of Yates
~~Town~~
~~Village~~

LOCAL LAW 3-15 ENTITLED:

A LOCAL LAW AMENDING COUNTY OF YATES LOCAL LAW NO. 5 OF THE YEAR 2012

Be it enacted by the Legislature of the

County
~~City~~ of Yates as follows:
~~Town~~
~~Village~~

Section 1: Legislative Intent

The intent of this Local Law is to amend County of Yates Local Law No. 5 of the Year 2012, which establishes the Office of County Administrator for the County of Yates, to authorize and enable the County Legislature to appoint Acting County Administrator(s) and define the parameters thereof.

Section 2: Acting County Administrator

The Section numbered "8" of County of Yates Local Law No. 5 of the Year 2012, is hereby amended as follows:

SECTION 8. ACTING COUNTY ADMINISTRATOR

In the event of i) the County Administrator's absence or inability to perform and exercise the powers and duties of his/her office or ii) a vacancy in the office of County Administrator; the County Legislature may appoint a person to serve as Acting County Administrator or more than one person to serve simultaneously as Acting County Administrators.

Any person appointed as an Acting County Administrator shall have only those powers and duties of the County Administrator as are granted and directed to them by the County Legislature, as well as any other additional and related powers and duties granted and directed by the County Legislature. If any person appointed as an Acting County Administrator is a Department Head, such Department Head shall be wholly supervised by and shall report directly to, the County Legislature. Any person serving as Acting County Administrator does not have to possess the minimum qualifications prescribed for the office of County Administrator. The work hours, work schedule and total compensation for any person serving as an Acting County Administrator shall be determined by the County Legislature at its discretion.

The position of Acting County Administrator shall be at-will, and as such, any person so appointed as an Acting County Administrator shall serve at and during the pleasure of the County Legislature appointing him/her; but in no event shall such service extend beyond the time when the County Administrator is no longer absent or unable to act, or any vacancy in the office of County Administrator is filled by the appointment and qualification of a new County Administrator.

Section 3: Effective Date

This Local Law shall take effect immediately upon filing with the Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 3 of 2015 of the (County)(City)(Village) of Yates was duly passed by the Legislature on December 7, 2015, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20__, and was (approved)(not approved)(repassed after
(Name of Legislative Body)
disapproval) by the _____ and was deemed duly adopted on _____
(Elective Chief Executive Officer*)
20__, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20__, and was (approved)(not approved)(repassed after
(Name of Legislative Body)
disapproval) by the _____ and was deemed duly adopted on _____
(Elective Chief Executive Officer*)
20__. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20__, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20__, and was (approved)(not approved)(repassed after
(Name of Legislative Body)
disapproval) by the _____ and was deemed duly adopted on _____
(Elective Chief Executive Officer*)
20__. Such local law was submitted to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20__, in accordance with the applicable provisions of law.

***Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a countywide basis or, if there are none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.**

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20__, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript there from and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph __1__, above.

Clerk of the County legislative body, city, Town or Village Clerk
Or officer designated by local legislative body

(Seal)

Date: _____

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature

County Attorney_____
Title

County
~~City~~ of Yates
~~Town~~
~~Village~~

Date: