

Warren County Board of Supervisors

RESOLUTION NO. 270 OF 2016

Resolution introduced by Supervisors Simpson, Conover, Dickinson, Frasier, Merlino, Sokol, Vanselow, Wood and MacDonald

INTRODUCING LOCAL LAW NO. 4 OF 2016 AND AUTHORIZING PUBLIC HEARING THEREON

RESOLVED, that proposed Local Law No. 4 of 2016 entitled "A Local Law Amending Local Law No. 3 of 2004 'A Local Law Amending Local Law No. 2 of 1971 Entitled A Local Law Establishing a Department of Public Works for the County of Warren, State of New York' ", attached hereto and made a part hereof, be, and the same hereby is, introduced before the Warren County Board of Supervisors, and in order to give interested members of the public the opportunity to be heard thereon, the Board of Supervisors shall hold a public hearing at the Supervisors' Room in the Warren County Municipal Center on the 15th day of July, 2016, at 10:00 a.m., on the matter of the adoption of said proposed Local Law No. 4 of 2016, and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to give notice of such public hearing in the manner provided by law.

PROPOSED COUNTY OF WARREN LOCAL LAW NO. 4 OF 2016

“A LOCAL LAW AMENDING LOCAL LAW NO. 3 OF 2004 ‘A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF 1971 ENTITLED A LOCAL LAW ESTABLISHING A DEPARTMENT OF PUBLIC WORKS FOR THE COUNTY OF WARREN, STATE OF NEW YORK’ ”

WHEREAS, Local Law No. 3 of 2004 amended Local Law No. 2 of 1971, which established a Department of Public Works for the County of Warren, State of New York, to restructure the Department for continuity and efficiency as well as to relieve the Superintendent of the Department of Public Works of direct management responsibilities for actual Airport operation and Civil Defense matters and accordingly modified titles of subordinates where necessary and/or appropriate; and

WHEREAS, the Superintendent of Public Works has recommended, and the Public Works Committee has approved, that the Local Law be amended to restore language included in Local Law No. 2 of 1971 with regard to authority to appoint Deputy Superintendents, as well as managers, assistants and employees of the Department of Public Works, now, therefore,

BE IT ENACTED, by the Board of Supervisors of the County of Warren, New York, as follows:

SECTION 1. Purpose. The purpose of this Local Law is to amend Local Law No. 2 of 1971 to restore statutory authority to the Superintendent of Public Works to appoint deputy superintendents as authorized by the Board of Supervisors.

SECTION 2. Amendments. Local Law No. 2 of 1971, as amended, is hereby amended such that current Section 5, “Powers and Duties of the Superintendent of Public Works”, paragraph (l) reads “Shall have the sole power to appoint such Deputy Superintendents of Public Works, managers, assistants and employees as shall be authorized by the Board of Supervisors. All persons so appointed shall be directly responsible to the Superintendent of Public Works, except where otherwise provided hereunder or by applicable law.”, and

Local Law No. 2 of 1971, as amended, is hereby further amended such that current Section 6,

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“Deputy ~~Superintendent~~ Superintendents of Public Works” reads: “There is hereby established a ~~the position~~ positions of Deputy of ~~Department Superintendent~~ Superintendents of Public Works. The Superintendent shall designate in writing, from the ~~Division Heads~~ Deputies, in order of succession, ~~a~~ Deputy Superintendent of Public Works who shall be the acting Superintendent of Public Works in the event of the absence of Superintendent of Public Works from the county or the inability of the Superintendent of Public Works to perform and exercise the powers and duties of the office. Such designation shall be filed with the County Clerk and the Clerk of the Board of Supervisors and may be revoked at any time by the Superintendent filing a new written designation and order of succession. The designated Deputy shall be the Acting Superintendent of Public Works and shall have all the powers and perform all the duties of the Superintendent.

SECTION 3. Except as otherwise amended herein, all provisions of Local Law No. 2 of 1971, as amended by Local Law No. 3 of 2004, shall remain as is and in full force and effect.

SECTION 4. Effective Date. This Local Law shall take effect immediately upon filing with the Secretary of State.