

February 13, 1973
 Print No. 1
 Intro No. 1

LOCAL LAW NO. 1

TO: The CLERK OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY

RE: A LOCAL LAW PROVIDING FOR A PERMANENT PLAN OF APPORTIONMENT FOR THE MONTGOMERY COUNTY BOARD OF SUPERVISORS ON A WEIGHTED VOTE BASIS

Introduced by Supervisor Barone:

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY AS FOLLOWS:

SECTION 1. LEGISLATIVE INTENT. It is the intention of the Board of Supervisors of Montgomery County by this local law to comply with the constitutional requirements established by the Supreme Court of the United States and the Court of Appeals of the State of New York.

SECTION 2. THE BOARD OF SUPERVISORS. On and after January first, nineteen hundred seventy-four, the legislative body of the County of Montgomery shall continue to be known and designated as the board of supervisors, but their respective votes as such members thereof shall, on and after the first day of January, nineteen hundred seventy-four be and fixed in accordance with the provisions of this local law to accomplish the permanent reapportionment of the board of supervisors of the County of Montgomery.

SECTION 3. VOTING STRENGTH. The apportionment of the voting strength of the members of the board of supervisors shall be determined by the nineteen hundred seventy federal census in the County of Montgomery, until the next decennial federal census, in which event the voting shall be changed, if necessary, to conform to such decennial federal census. On and after the first day of January, nineteen hundred seventy-four, and continuing until the decennial federal census unless an official county census shall be made sooner, each of the eighteen members of the board of supervisors of Montgomery County shall be entitled to the following number of votes an any resolution, local law, motion or proposal to be voted on by the board of supervisors, to wit:

Simple Majority Vote

Town or City Ward	Population	Weighted Vote
Amsterdam	5,795	100
Canajoharie	4,319	77
Charleston	658	12
Florida	2,283	42
Glen	1,797	33
Minden	4,691	83
Mohawk	3,677	66
Palatine	2,711	49
Root	1,513	28
St. Johnsville	2,915	53
Amsterdam City Ward 1	3,205	58
Amsterdam City Ward 2	3,270	59
Amsterdam City Ward 3	3,068	55
Amsterdam City Ward 4	3,268	59
Amsterdam City Ward 5	3,388	61
Amsterdam City Ward 6	3,202	58
Amsterdam City Ward 7	3,055	55
Amsterdam City Ward 8	3,068	55
Totals	55,883	1,003

Two Thirds Majority Vote

Town or City Ward	Population	Weighted Vote
Amsterdam	5,795	109
Canajoharie	4,319	78
Charleston	658	12
Florida	2,283	40
Glen	1,797	32
Minden	4,691	85
Mohawk	3,677	66
Palatine	2,711	47
Root	1,513	26
St. Johnsville	2,915	52
Amsterdam City Ward 1	3,205	57
Amsterdam City Ward 2	3,270	58
Amsterdam City Ward 3	3,068	54
Amsterdam City Ward 4	3,268	58
Amsterdam City Ward 5	3,388	60
Amsterdam City Ward 6	3,202	57
Amsterdam City Ward 7	3,055	54
Amsterdam City Ward 8	3,068	54
Totals	55,883	999

A total of five hundred two (502) affirmative votes shall be required for the adoption of any resolution, local law, motion or proposal requiring a simple majority vote, and a total of six hundred sixty-seven (667) affirmative votes shall be required for the adoption of any resolution, local law, motion or proposal requiring a two-thirds vote.

SECTION 4. EFFECT OF OTHER OR ACTS. Any law, resolution or other act to the extent inconsistent herewith shall be superceded by the within law.

SECTION 5. SEPARABILITY. If any clause, sentence, paragraph or section of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such adjudication shall not effect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph or section thereof directly involved in the proceeding in which such adjudication shall have been rendered.

SECTION 6. This local law shall become effective only if approved by an order of the New York State Supreme Court and shall otherwise comply fully with the requirements of the applicable provisions of the Municipal Home Rule Law of the State of New York.