

FEE RECEIPT

ENTRY No. 150985

Received from Janet Tiemann
Montgomery County
County Annex Bldg.
Address
Fonda, NY 12068

Date received 11/25/86
Amount received \$ 5.50
Amount of fee \$ 5.50
Refund due \$ _____

- Check
- Cash
- Money Order
- Other

was received in payment of a plain copy of Local Law #1 of 1973

and a jurat(certified copy) of Local Law #2 of 1978 for the County of Montgomery

(Law Bureau)

Refund to: _____

Received by: Ingoldsby/ahe
for the Department of State

- 1st - Receipt Copy
- 2nd - Cashier's Copy
- 3rd - Office Copy

This is a copy of the Local Law from
the State, as filed with the Secretary
of State.

(Please Use this Form for Filing your Local Law with the Secretary of S

Text of law should be given as amended. Do not use brackets for matter to be eliminated and DO NOT
use italics for new matter.

County
~~CITY~~ of Montgomery
~~TOWN~~
~~VILLAGE~~

Local Law No. 1 of the year 19 78

A local law creating the office of County Administrator
(Insert title)

Be it enacted by the Board of Supervisors of the
(Name of Legislative Body)

County
~~CITY~~ of Montgomery as follows:

Section 1. COUNTY ADMINISTRATOR. There shall be a County Administrator who shall be directly responsible to the Board of Supervisors and perform the functions of an overall administrative officer on behalf of the Board of Supervisors which shall nonetheless retain final administrative authority.

Section 2. APPOINTMENT, QUALIFICATIONS. The County Administrator shall be appointed by the Board of Supervisors for a four year term. At the time of appointment the County Administrator shall possess at least six years of education or training or experience in any combination in the fields of public or business administration and be able to demonstrate a working knowledge of the organization and structure of county government. The County Administrator shall also be recommended by the Qualifications Committee established by this Local Law.

Section 3. POWERS AND DUTIES. There shall be no curtailment, diminution or transfer of any powers of any elected official to the County Administrator. The County Administrator shall be responsible for the overall administration of the county government. In addition the County Administrator shall have the following powers and duties:

- (a) Shall serve as the County Budget Officer and be responsible for the preparation and administration of the budget of the county.
- (b) Shall appoint such personnel within his office as may be authorized by the Board of Supervisors.
- (c) Shall work in conjunction with and coordinate the activities of the various county departments and offices.
- (d) Shall coordinate the administration of all county departments and county offices so as to effectively carry out the policies and directives of the Board of Supervisors.
- (e) Shall determine what officers of the county shall perform particular duties which are not established by statutes or local laws to equal work-loads and promote efficiency in the operation of the county government.
- (f) Shall execute all directives of the Board of Supervisors and cause enforcement and compliance with resolutions of the board as well as local laws enacted in the county.
- (g) Shall serve as an advisor to the Board of Supervisors and develop policy and procedural recommendations for consideration of the Board which will promote economy and efficiency in the operation of the county government.
- (h) Shall maintain liaison and represent the Board in contacts with political subdivisions, State and Federal officials and agencies.

(f) Shall have such other powers and perform such other duties as may now or hereafter be conferred upon him by a resolution or resolutions of the Board of Supervisors.

Section 4. QUALIFICATIONS COMMITTEE. The Board of Supervisors shall, in selecting a County Administrator first appoint a special advisory committee on qualifications of eleven members consisting of four supervisor-members from each of the two major political parties and three members selected from the electorate at large with not more than six members in all from any major political party. This committee shall interview and assess the qualifications of all applicants for the position and shall make recommendations to the Board of Supervisors with regard to the qualifications of all applicants.

Section 5. NO DIVESTITURE OF POWERS OR DUTIES OF BOARD. Nothing contained in this Local Law shall operate or be construed to divest the Board of Supervisors of the County of Montgomery of any of its functions, powers and duties.

Section 6. SEPARABILITY OF PROVISIONS. If any of the provisions of this Local Law or the application thereof to any person or circumstances is held invalid, the remainder of this Local Law and the application thereof to either persons and circumstances shall not be affected thereby. If any term of office created hereunder is deemed invalid by the length of such term of this law shall be construed to provide for the maximum term permitted by law for such office.

Section 7. WHEN TO TAKE EFFECT. This Local Law shall take effect when all applicable statutory requirements for its passage and adoption have been complied with fully and it has been filed in the Offices of the Secretary of State.

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

(Final adoption by local legislative body only.)

1. I hereby certify that the local law annexed hereto, designated as local law No. 1 of 19 78

County
of the ~~COCKX~~ Montgomery was duly passed by the Board of Supervisors
~~ROSEK~~
~~YARBOK~~ (Name of Legislative Body)
on June 27th 19 78 in accordance with the applicable provisions of law.

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

2. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____

County
of the City of _____ was duly passed by _____
Town of _____ (Name of Legislative Body)
Village _____
on _____ 19 _____ not disapproved
and was approved _____ by the _____
repassed after disapproval Elective Chief Executive Officer
and was deemed duly adopted on _____ 19 _____, in accordance with the applicable provisions of law.

(Final adoption by referendum.)

3. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____

County
of the City of _____ was duly passed by the _____
Town of _____ (Name of Legislative Body)
Village _____
on _____ 19 _____ not disapproved
and was approved _____ by the _____
repassed after disapproval Elective Chief Executive Officer
on _____ 19 _____. Such local law was submitted to the people by reason of a
mandatory referendum and received the affirmative vote of a majority of the qualified electors voting
permissive general
thereon at the special election held on _____ 19 _____, in accordance with the appli-
annual
cable provisions of law.

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

4. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____

County
of the City of _____ was duly passed by the _____ on _____
Town of _____ (Name of Legislative Body)
Village _____
_____ 19 _____ not disapproved
and was approved _____ by the _____ on _____
repassed after disapproval Elective Chief Executive Officer
_____ 19 _____. Such local law being subject to a permissive referendum and no
valid petition requesting such referendum having been filed, said local law was deemed duly adopted on
_____ 19 _____, 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 county-wide basis or if there be none the chairman of the board of supervisor, the mayor of a city or village or the supervisor of a town, where such officer is vested with power to approve or veto local laws or ordinances.

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

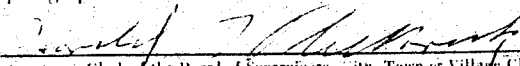
5. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____ of the City of _____, having been submitted to referendum pursuant to the provisions of $\frac{5}{37}$ of the Municipal Home Rule Law and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the ^{special} ~~general~~ election held on _____ 19 _____ became operative.

(County local law concerning adoption of Charter.)

6. I hereby certify that the local law annexed hereto, designated as Local Law No. _____ of 197 _____ of the County of _____ State of New York, having been submitted to the Electors at the General Election of November _____ 19 _____ 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 of 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 therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph _____ above.


Clerk of the Board of Supervisors, City, Town or Village Clerk or Officer designated by Local Legislative Body

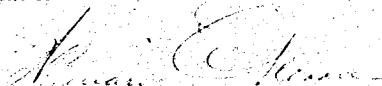
Date: October 24th, 1978

(Seal)

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

STATE OF NEW YORK
COUNTY OF MONTGOMERY

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.


County Attorney
County _____
~~City~~ of Montgomery
~~Town~~
~~Village~~

Dated: October 24th, 1978

(Please Use this Form for Filing your Local Law with the Secretary of S

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

County
~~City~~ of Montgomery
~~Town~~
~~Village~~
Local Law No. 1 of the year 19 78

A local law creating the office of County Administrator
(Insert title)

Be it enacted by the Board of Supervisors of the
(Name of Legislative Body)

County of Montgomery as follows:

Section 1. COUNTY ADMINISTRATOR. There shall be a County Administrator who shall be directly responsible to the Board of Supervisors and perform the functions of an overall administrative officer on behalf of the Board of Supervisors which shall nonetheless retain final administrative authority.

Section 2. APPOINTMENT, QUALIFICATIONS. The County Administrator shall be appointed by the Board of Supervisors for a four year term. At the time of appointment the County Administrator shall possess at least six years of education or training or experience in any combination in the fields of public or business administration and be able to demonstrate a working knowledge of the organization and structure of county government. The County Administrator shall also be recommended by the Qualifications Committee established by this Local Law.

Section 3. POWERS AND DUTIES. There shall be no curtailment, diminution or transfer of any powers of any elected official to the County Administrator. The County Administrator shall be responsible for the overall administration of the county government. In addition the County Administrator shall have the following powers and duties:

- (a) Shall serve as the County Budget Officer and be responsible for the preparation and administration of the budget of the county.
- (b) Shall appoint such personnel within his office as may be authorized by the Board of Supervisors.
- (c) Shall work in conjunction with and coordinate the activities of the various county departments and offices.
- (d) Shall coordinate the administration of all county departments and county offices so as to effectively carry out the policies and directives of the Board of Supervisors.
- (e) Shall determine what officers of the county shall perform particular duties which are not established by statutes or local laws to equal work-loads and promote efficiency in the operation of the county government.
- (f) Shall execute all directives of the Board of Supervisors and cause enforcement and compliance with resolutions of the board as well as local laws enacted in the county.
- (g) Shall serve as an advisor to the Board of Supervisors and develop policy and procedural recommendations for consideration of the Board which will promote economy and efficiency in the operation of the county government.
- (h) Shall maintain liaison and represent the Board in contacts with political subdivisions, State and Federal officials and agencies.

(i) Shall have such other powers and perform such other duties as may now or hereafter be conferred upon him by a resolution or resolutions of the Board of Supervisors.

Section 4. QUALIFICATIONS COMMITTEE. The Board of Supervisors shall, in selecting a County Administrator first appoint a special advisory committee on qualifications of eleven members consisting of four supervisor members from each of the two major political parties and three members selected from the electorate at large with not more than six members in all from any major political party. This committee shall interview and assess the qualifications of all applicants for the position and shall make recommendations to the Board of Supervisors with regard to the qualifications of all applicants.

Section 5. NO DIVESTITURE OF POWERS OR DUTIES OF BOARD. Nothing contained in this Local Law shall operate or be construed to divest the Board of Supervisors of the County of Montgomery of any of its functions, powers and duties.

Section 6. SEPARABILITY OF PROVISIONS. If any of the provisions of this Local Law or the application thereof to any person or circumstances is held invalid, the remainder of this Local Law and the application thereof to either persons and circumstances shall not be affected thereby. If any term of office created hereunder is deemed invalid by the length of such term of this law shall be construed to provide for the maximum term permitted by law for such office.

Section 7. WHEN TO TAKE EFFECT. This Local Law shall take effect when all applicable statutory requirements for its passage and adoption have been complied with fully and it has been filed in the Offices of the Secretary of State.

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

(Final adoption by local legislative body only.)

1. I hereby certify that the local law annexed hereto, designated as local law No. 1 of 19 78
County
of the ~~XXXX~~ of Montgomery was duly passed by the Board of Supervisors
~~XXXX~~ (Name of Legislative Body)
~~XXXX~~
on June 27th 19 78 in accordance with the applicable provisions of law.

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

2. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19_____
County
City
of the Town of _____ was duly passed by _____
Village (Name of Legislative Body)
on _____ 19_____, not disapproved
and was approved _____ by the _____
repassed after disapproval Elective Chief Executive Officer
and was deemed duly adopted on _____ 19_____, in accordance with the applicable provisions of law.

(Final adoption by referendum.)

3. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19_____
County
City
of the Town of _____ was duly passed by the _____
Village (Name of Legislative Body)
on _____ 19_____, not disapproved
and was approved _____ by the _____
repassed after disapproval Elective Chief Executive Officer
on _____ 19_____. Such local law was submitted to the people by reason of a
mandatory referendum and received the affirmative vote of a majority of the qualified electors voting
permissive general
thereon at the special election held on _____ 19_____, in accordance with the appli-
annual
cable provisions of law.

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

4. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19_____
County
City
of the Town of _____ was duly passed by the _____ on _____
Village (Name of Legislative Body)
_____ 19_____, not disapproved
and was approved _____ by the _____ on _____
repassed after disapproval Elective Chief Executive Officer
_____ 19_____. Such local law being subject to a permissive referendum and no
valid petition requesting such referendum having been filed, said local law was deemed duly adopted on
_____ 19_____, 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 county-wide basis or if there be none the chairman of the board of supervisor, the mayor of a city or village or the supervisor of a town, where such officer is vested with power to approve or veto local laws or ordinances.

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

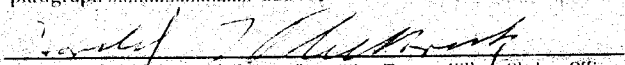
The local law annexed hereto, designated as local law No. _____ of 19 _____ of the City of _____, having been submitted to referendum pursuant to the provisions of § 30 of the Municipal Home Rule Law and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the ^{special} ~~general~~ election held on _____ 19 _____ became operative.

(County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as Local Law No. _____ of 197 _____ of the County of _____, State of New York, having been submitted to the Electors at the General Election of November _____, 19 _____, 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 of 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.)

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Clerk of the Board of Supervisors, City, Town or Village Clerk or Officer designated by Local Legislative Body

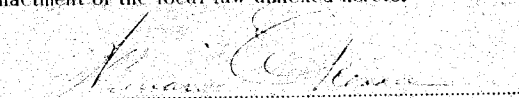
Date: October 24th, 1978

(Seal)

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

STATE OF NEW YORK
COUNTY OF MONTGOMERY

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.

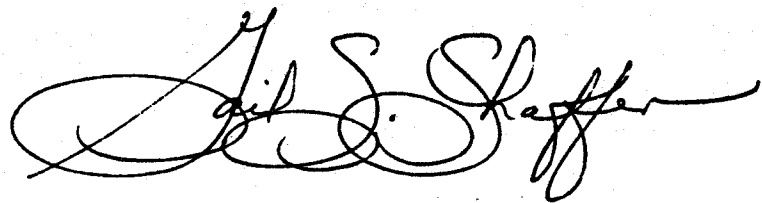

(Title of Officer) County Attorney
County _____
~~City~~ of Montgomery
~~Town~~
~~Village~~

Dated: October 24th, 1978

State of New York }
DEPARTMENT OF STATE } ss.:

It is Hereby Certified, That the attached is a true copy of the document designated as Local Law No. 2 of the year 1978 of the County of Montgomery, entitled "A local law requiring actual notice of dangerous conditions", which was received and filed in the Office of the Secretary of State on January 22, 1979.

*Witness my hand and the official seal of the
Department of State at the City of
Albany, this twenty-fifth day
of November one thousand
nine hundred and eighty-six.*



Secretary of State

LL # 1 of 1978
as filed w/ State

A LOCAL LAW
CREATING THE OFFICE OF COUNTY ADMINISTRATOR

Be it Enacted by the Board of Supervisors of the County of Montgomery as follows:

Section 1. COUNTY ADMINISTRATOR. There shall be a County Administrator who shall be directly responsible to the Board of Supervisors and perform the functions of an overall administrative officer on behalf of the Board of Supervisors which shall nonetheless retain final administrative authority.

Section 2. APPOINTMENT, QUALIFICATIONS. The County Administrator shall be appointed by the Board of Supervisors for a four year term. At the time of appointment the County Administrator shall possess at least six years of education or training or experience in any combination in the fields of public or business administration and be able to demonstrate a working knowledge of the organization and structure of county government. The County Administrator shall also be recommended by the Qualifications Committee established by this Local Law.

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(a) Shall serve as the County Budget Officer and be responsible for the preparation and administration of the budget of the county.

(b) Shall appoint such personnel within his office as may be authorized by the Board of Supervisors.

(c) Shall work in conjunction with and coordinate the activities of the various county departments and offices.

(d) Shall coordinate the administration of all county departments and county offices so as to effectively carry out the policies and directives of the Board of Supervisors.

(e) Shall determine what officers of the county shall perform particular duties which are not established by statutes or local laws to equalize work-loads and promote efficiency in the operation of the county government.

(f) Shall execute all directives of the Board of Supervisors and cause enforcement and compliance with resolutions of the board as well as local laws enacted in the county.

(g) Shall serve as an advisor to the Board of Supervisors and develop policy and procedural recommendations for consideration of the Board which will promote economy and efficiency in the operation of the county government.

(h) Shall maintain liaison and represent the Board in contacts with political subdivisions, State and Federal officials and agencies.

(i) Shall have such other powers and perform such other duties as may now or hereafter be conferred upon him by a resolution or resolutions of the Board of Supervisors.

Section 4. QUALIFICATIONS COMMITTEE. The Board of Supervisors shall, in selecting a County Administrator first appoint a special advisory committee on qualifications of seven members consisting of two supervisor-members from each of the two major political parties and three members selected from the electorate at large with not more than four members in all from any major political party. This committee shall interview and assess the qualifications of all applicants for the position and shall make recommendations to the Board of Supervisors with regard to the qualifications of all applicants.

Section 5. NO DIVESTITURE OF POWERS OR DUTIES OF BOARD. Nothing contained in this Local Law shall operate or be construed to divest the Board of Supervisors of the County of Montgomery of any of its functions, powers and duties.

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Section 7. WHEN TO TAKE EFFECT. This Local Law shall take effect when all applicable statutory requirements for its passage and adoption have been complied with fully and it has been filed in the Offices of the Secretary of State.

Adopted 6/22/78

BASIL A. PATERSON
Secretary of State



STATE OF NEW YORK
DEPARTMENT OF STATE
162 WASHINGTON AVENUE
ALBANY, NEW YORK 12231

February 5, 1979

William E. Moore, Esq.
42 Division Street
Amsterdam, NY 12010


Dear Sir / Madam:

Please be advised that Local Law(s) No. 1 & 2
of 1979 of the County of Montgomery
~~was~~/were received and filed on January 22, 1979.

We are enclosing additional forms for your future
use when filing local laws with this office.

Very truly yours,

BASIL A. PATERSON
Secretary of State

By: 
James C. Aube
Director
State Records
& Law Bureau

cc: State Comptroller
Division of Municipal Affairs

LAW OFFICES
MCKEE AND MOORE
42 DIVISION STREET
AMSTERDAM, NEW YORK 12010
AREA CODE 518-5630

ARCHIE C. MCKEE
WILLIAM E. MOORE

*Local Law
1
1978*

December 29, 1978

State of New York
Department of State
162 Washington Avenue
Albany, New York

Re: County of Montgomery
Local Law No. 1
Local Law No, 2

Dear Sir:

Enclosed please find Local Law No. 1 and Local Law No. 2 in quadruplicate which were enacted by the County of Montgomery during 1978.

Yours truly,

William E. Moore
County Attorney