

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 underlining to indicate new matter.

County City Town Village
(Select one:)

of Cortland

Local Law No. 5 of the year 2018

A local law to Amend Local Law 7 of 2002 Which Established the Office of
(Insert Title)
County Administrator for the County of Cortland

Be it enacted by the Cortland County Legislature of the
(Name of Legislative Body)

County City Town Village
(Select one:)

of Cortland as follows:

See attached

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(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. 5 of 2018 of the (County)(City)(Town)(Village) of Cortland was duly passed by the Cortland County Legislature on December 20 2018, 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 disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

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 disapproval) by the _____ on _____ 20____.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

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 disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

* 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 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.)

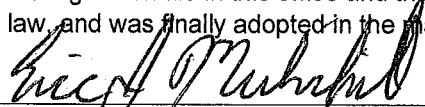
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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 therefrom 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

Date: _____

12/21/2018

(Seal)

ON MOTION OF KELLY FAIRCHILD-PRESTON

RESOLUTION NO. 429-18

**Local Law No. "5" of the Year 2018 A Local Law to Amend Local Law 7 of 2002 Which
Established the Office of County Administrator for the County of Cortland**

WHEREAS, the Cortland County Legislature adopted Local Law No.7 of 2002 on December 12th of 2002, AND

WHEREAS, Local Law No.7 of 2002 established the Office of County Administrator for the County of Cortland, AND

WHEREAS, the Cortland County Legislature's Personnel Committee has recommended revisions to said Local Law, AND

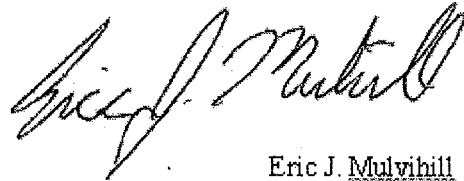
Whereas, a public hearing was held on December 20, 2018 before the Cortland County Legislature, AND

WHEREAS, said Local Law has been in its final form upon the desks of the Cortland County Legislature at least seven (7) calendar days exclusive of Sunday, prior to this date, NOW
THEREFORE BE IT

RESOLVED, that Local Law No." 5" for the year 2018 be and is hereby enacted.
STATE OF NEW YORK) SS:
COUNTY OF CORTLAND)

This is to certify that I, the undersigned, Clerk of the Cortland County Legislature, have compared the foregoing copy with the original now on file in this office, and that the above actions were passed by the Cortland County Legislature on the 20th day of December, 2018 and that the same is a correct and true transcript of such actions taken.

IN WITNESS WHEREOF I have hereunto set my hand
and the official seal of the CORTLAND COUNTY
LEGISLATURE, this 20th day of December, 2018.



Eric J. Mulvihill
Clerk of the Cortland County Legislature

Local Law No. 5 of the Year 2018

A local law to Amend Local Law 7 of 2002 which established the office of County Administrator for the County of Cortland

Be it enacted by the Legislature of the County of Cortland as follows:

SECTION 1 - Legislative Intent

The Personnel Committee having found that increased direction, control and coordination of County governmental functions would provide a more efficient administration of the various departments and agencies of Cortland County. The County of Cortland is being increasingly required to administer various programs which are either unfunded or not adequately funded by the State and Federal governments. Such mandates, together with the revenue constraints of the County, require the best administration possible. It is the purpose and intent of this local law to provide administrative assistance to the Cortland County Legislature, in order to provide uniformity in the day-to-day handling and management of the County affairs. It is not the purpose or intent of the Cortland County Legislature in the adoption of this local law to curtail, diminish, transfer or divest the Legislature of Cortland County of any of its functions, powers or duties.

SECTION 2 - Appointment, Term of Office

A. There shall be a County Administrator who shall be directly responsible to the County Legislature and, on behalf of the County Legislature, shall perform the functions of a chief administrative officer, with the County Legislature retaining the final administrative authority. The position of County Administrator shall be unclassified for Civil Service purposes.

B. The County Administrator shall be appointed by the County Legislature. The County Administrator shall serve at the pleasure of the County Legislature. The term of office of the County Administrator shall be up to four years from and including the first day of January. Successors shall be appointed for terms up to four years each.

SECTION 3 - Qualifications

A. Shall be in accordance with the Civil Service job description for County Administrator.

SECTION 4 - Salary

The County Administrator shall receive an annual salary to be fixed by the County Legislature.

SECTION 5 - Powers and Duties

Without curtailing, diminishing or transferring the powers of any elected or appointed County official, the County Administrator shall be responsible for the overall administration of County government and shall provide and coordinate staff services to the County Legislature, the Chairman of the Legislature and the Committees of the Legislature. Duties and Responsibilities shall be in accordance with the Civil Service job description for County Administrator.

SECTION 6 - Acting County Administrator

The Chairman of the Legislature shall be the acting County Administrator in the event of the County Administrator's absence from the County or inability to perform and exercise the powers and duties of the office. In the event of the Chairman's inability to serve as acting County Administrator, the Chairman, with the approval of the Legislature, shall appoint an acting County Administrator. In no event may a person serve as acting County Administrator for a period greater than sixty days in any calendar year, unless authorized by the Legislature. The acting County Administrator shall have all powers and duties of the County Administrator during the period of his or her designation or until a new County Administrator shall be appointed, pursuant to law, and shall qualify to assume that office.

SECTION 7 - No Divestiture of Powers and Duties of Legislature

Nothing contained in this local law shall operate or be construed to divest the County Legislature of Cortland County of any of its functions, powers and duties.

SECTION 8 - Severability of Provisions

If any clause, sentence, paragraph, subdivision, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgement, decree, or order shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part thereof directly involved in the controversy in which such judgment, decree or order have been rendered.

SECTION 9 - Conflicts with Previous Local Laws and Resolutions

In the event of a conflict or inconsistency between this local law and any previous local law or resolution of the County Legislature, this local law shall govern.

SECTION 10 - Effective Date

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 duly filed as provided by the Municipal Home Rule Law.