

Local Law Filing

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

(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~~ of LIVINGSTON
~~TOWN~~
~~VILLAGE~~

Local Law No. 4 of the year 1999

A local law ~~ESTABLISHING THE POWERS AND DUTIES OF THE COUNTY HIGHWAY SUPERINTEN-~~
(Insert Title)
~~DENT AND THE POWERS, DUTIES, MODE OF SELECTION AND REMOVAL, AND TERM~~
~~OF OFFICE OF THE DEPUTY SUPERINTENDENT OF HIGHWAYS.~~

Be it enacted by the ~~BOARD OF SUPERVISORS~~ of the
(Name of Legislative Body)

County

~~CITY~~ of LIVINGSTON as follows:
~~TOWN~~
~~VILLAGE~~

See attached.

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

Section 1.

The County of Livingston has the authority to adopt a local law setting forth the powers and duties of the County Highway Superintendent, and the powers, duties, mode of selection and removal, and term of office of the Deputy Superintendent of Highways provided they are not inconsistent with the Constitution or any general law of the State of New York.

Section 2.

The Livingston County Superintendent shall be the head of the County Highway Department and, as such, shall be vested with authority, direction and control over said department, and shall have the power and authority to appoint and remove officers and employees therein subject to the New York State Civil Service Law and any other applicable statutes, rules or regulations. The County Highway Superintendent shall have the power, with the approval of the Board of supervisors, to appoint a Deputy Highway Superintendent for such period or periods as the Board of Supervisors may determine, but limited to the term of office for which such County Highway Superintendent was appointed, with power and authority in the County Highway Superintendent to terminate such appointment at his pleasure.

Section 3.

The Deputy Superintendent of Highways shall have all the powers and duties of the County Highway Superintendent, and the authority to act generally for and in the place of the County Highway Superintendent, during the Superintendent's inability to act, during the Superintendent's regular or approved vacation periods and at such other times as designated in writing by the County Highway Superintendent.

Section 4.

The minimum qualifications for appointment to the position of County Highway Superintendent are as follows:

1. Graduation from a regionally accredited or New York State registered college or university with a Bachelor's degree in civil engineering or a closely related area of study and six years of progressively responsible experience in major highway construction, maintenance, design or development, including at least two years of responsible supervisory experience; or
2. Graduation from high school and ten years of progressively responsible experience in major highway construction, maintenance, design or development, including at least two years of responsible supervisory experience; or
3. An equivalent combination of training and experience.

Section 5.

The minimum qualifications for appointment to the position of Deputy Highway Superintendent are as follows:

1. Graduation from a regionally accredited or New York State registered college or university with an Associate's Degree in Civil Engineering, Construction

- Technology or a closely related area of study, and six years of progressively responsible experience in major highway construction, maintenance, design or development, including at least one year of responsible full-time supervisory experience; or
2. Graduation from high school or possession of a high school equivalency diploma and eight years of progressively responsible experience in major highway construction, maintenance, design or development, including at least two years of responsible supervisory experience; or
 3. An equivalent combination of training and experience.

Section 6.

This Local Law shall take effect immediately upon its filing in the Office of the Secretary of State.

Dated at Geneseo, New York
September 22 , 1999 (Introduced)
October 13, 1999 (Adopted)

(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. 4 of 1999 of the (County)(~~City~~)(~~Town~~)(~~Village~~) of LIVINGSTON was duly passed by the BOARD OF SUPERVISORS on OCTOBER 13, 1999, 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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19 __, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ 19____, 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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 19____. 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 _____ 19____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 19 __. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 19____, 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.)

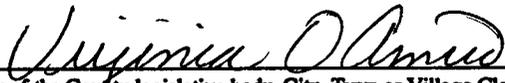
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19_____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 19____, 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 19_____ 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 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 County legislative body, City, Town or Village Clerk
or officer designated by local legislative body

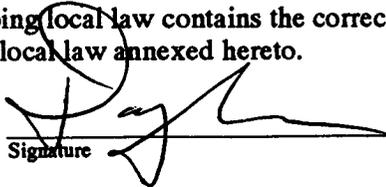
Date: OCTOBER 13, 1999

(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 LIVINGSTON

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~~ LIVINGSTON
~~City~~ of _____
~~Village~~

Date: OCTOBER 14, 1999