

# 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 Livingston

Local Law No. 4 of the year 2013

A local law An Act To Provide For a Voluntary Separation Program For Livingston County Employees

(Insert Title)

Who Voluntarily Separate From County Service

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

County  City  Town  Village  
(Select one.)

of Livingston

as follows:

See Attached Pages

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

Be it enacted by the Board of Supervisors of the County of Livingston as follows:

**Section 1:**

The County of Livingston shall provide a Voluntary Separation Program for eligible full-time active employees of the County of Livingston who voluntarily separate from County service on or before August 31, 2013. By providing this Voluntary Separation Program, the County of Livingston anticipates savings in salary, fringe benefits and employer retirement contributions that will exceed the cost associated with providing the benefit granted under this program.

**Section 2:**

To qualify under the County's Voluntary Separation Program, the employee:

- (a) must be a full-time active employee of the County of Livingston who is receiving County health insurance benefits as of the time they elect to participate in the program and up to the time they are off the County payroll; and
- (b) must have a minimum of twenty three years of full-time service with the County of Livingston by August 1, 2013.

**Section 3:**

Notwithstanding Section 2 above, an employee is not eligible to participate in the county's Voluntary Separation Program if said employee is:

- (a) a member of Livingston County's Civil Service Employee Association (CSEA) full time and part time units, Livingston County Coalition of Patrol Services (LCCOPS), Livingston County Deputy Sheriff's Association/Council 82 (LCDSA/Council 82), or New York State Nurse's Association (NYSNA); or
- (b) an elected official; or
- (c) an employee who is the subject of a pending disciplinary proceeding.

**Section 4:**

Those County employees choosing to participate in this Voluntary Separation Program must:

- (a) submit an irrevocable letter of retirement to the County Administrator no earlier than August 1, 2013 and no later than August 15, 2013; and
- (b) be off the County payroll no later than August 31, 2013.

**Section 5:**

County employees choosing to participate in this Voluntary Separation Program shall receive fully paid retiree health insurance benefits for themselves and their covered dependents

as described in Article 19, section 7 of the CSEA full-time employee unit contract for the period January 1, 2010 to December 31, 2012, except that 25 years of service shall not be required.

**Section 6:**

Any employee who participates in this Voluntary Separation Program shall not be eligible for subsequent employment with the County without the prior written authorization of the Livingston County Administrator.

**Section 7:**

This Local Law shall take effect August 1, 2013.

(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 2013 of the ~~(County)~~(City)(Town)(Village) of Livingston was duly passed by the Board of Supervisors on July 24 2013, 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) *(Name of Legislative Body)* (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted *(Elective Chief Executive Officer\*)* on \_\_\_\_\_ 2013, in accordance with the applicable provisions of law.

**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) *(Name of Legislative Body)* (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. *(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) *(Name of Legislative Body)* (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.

\* 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.

Deputy Janm Gile  
Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body  
Date: 07-25-13

(Seal)