

LEGISLATIVE, RULES & GOVERNMENTAL OPERATIONS COMMITTEE

LEGISLATIVE AGENDA

MAY 2, 2024

***Committee Members: Supervisors Strough, Conover, Wild, Driscoll, Maday, Geraci and Thoms
Chair of the Board shall serve as an Ex-Officio member when needed in accordance
with Section C(4) of the Rules of the Board***

- I. Committee meeting called to order by Committee Chair
- II. Approval of minutes of prior Committee meeting - *February 1, 2024*
- III. Privilege of the Floor/Public Comment
- IV. Action Agenda/New Business Items:
 - 1) Request to introduce a proposed Local Law No. 4 of 2024, entitled, “A Local Law Superseding the Residency Requirement of the Public Officers Law for Certain Attorneys Employed by Warren County to Aid Recruitment”, and set public hearing for same.
- V. Discussion Items: None.
- VI. Referrals/Pending Items: None.
- VII. Privilege of the Floor to discuss any additional items to come before the Committee
- VIII. Motion to adjourn

Attachments:

- 1) *Proposed Local Law no. 4 of 2024 (Action Agenda/New Business Item 1).*

Warren County Board of Supervisors

RESOLUTION NO. OF 2024

Resolution introduced by Supervisors Strough, Conover, Wild, Driscoll, Maday, Geraci and Thomas

INTRODUCING PROPOSED LOCAL LAW NO. 4 OF 2024, ENTITLED “A LOCAL LAW SUPERSEDING THE RESIDENCY REQUIREMENT OF THE PUBLIC OFFICERS LAW FOR CERTAIN ATTORNEYS EMPLOYED BY WARREN COUNTY TO AID RECRUITMENT”

RESOLVED, that proposed Local Law No. 4 of 2024 entitled “A Local Law Superseding the Residency Requirement of the Public Officers Law for Certain Attorneys Employed by Warren County to Aid Recruitment,” attached hereto and made a part hereof, be, and the same hereby is, introduced before the Warren County Board of Supervisors, and in order to give interested members of the public the opportunity to be heard thereon, the Board of Supervisors shall hold a public hearing at the Supervisors’ Rooms in the Warren County Municipal Center on the 21st day of June, 2024 at 10:00 a.m., on the matter of the adoption of said Local Law No. 4 of 2024, and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to give such notice of such public hearing in the manner provided by law.

COUNTY OF WARREN
PROPOSED LOCAL LAW NO. 4 OF 2024

A LOCAL LAW SUPERSEDING THE RESIDENCY REQUIREMENT OF THE PUBLIC OFFICERS LAW FOR CERTAIN ATTORNEYS EMPLOYED BY WARREN COUNTY TO AID RECRUITMENT

BE IT ENACTED, by the Board of Supervisors of the County of Warren, New York, as follows:

Section 1. *Title & Statement of Intent.*

This local shall be entitled “A Local Law Superseding the Residency Requirement of the Public Officers Law for Certain Attorneys Employed by Warren County to Aid Recruitment.” The intent of this local law is to define the residency requirement as it pertains to the following public officers: Assistant District Attorneys, Assistant Public Defenders and Assistant County Attorneys. It is the intent of this local law to supersede the provisions of the New York State Public Officers Law Section 3(1) with respect to said public officers.

Section 2. *Residency Requirement: Assistant District Attorney, Assistant Public Defenders and Assistant County Attorneys.*

The provisions of Section 3(1) of the New York State Public Officers Law requiring a person to be a resident of the political subdivision or municipal corporation of the state for which he or she shall be chosen, or within which his or her official functions are required to be exercised, shall not prevent a person from holding the position of Assistant District Attorney, Assistant Public Defender or Assistant County Attorney of the County of Warren, provided that such person resides in Warren County or a geographically adjoining county within the State of New York.

The provisions of this local law shall not apply to any person holding the office of First Assistant District Attorney, holder of which officer would assume the duties of the District Attorney upon the District Attorney’s absence from the county or upon the District Attorney’s inability to perform his or her duties.

This local law shall only apply to Assistant District Attorneys, Assistant Public Defenders and Assistant County Attorneys.

Section 3. *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 judgment shall not impair or invalidate the remainder hereof, but shall be confined in its operation to the clause, sentence, paragraph or section directly involved in the controversy in which judgment shall have been rendered.

Section 4. *Effective Date.*

This local law shall take effect upon filing with the Secretary of the State of New York.