

Warren County Board of Supervisors

RESOLUTION NO. 4 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS LEGGETT, SIMPSON, BRAYMER, DIAMOND, DRISCOLL, SEEBER AND SHEPLER (2020 PUBLIC SAFETY COMMITTEE)

ENACTING LOCAL LAW NO. 2 OF 2021, ENTITLED “A LOCAL LAW AMENDING LOCAL LAW NO. 5 OF 2009, ESTABLISHING THE OFFICE OF EMERGENCY SERVICES FOR WARREN COUNTY”

WHEREAS, a proposed Local Law was duly presented to the Board of Supervisors and considered by them, said proposed Local Law entitled “A Local Law Amending Local Law No. 5 of 2009, Establishing the Office of Emergency Services for Warren County”, and

WHEREAS, the Board of Supervisors adopted Resolution No. 521 of 2020 on December 18, 2020, authorizing a public hearing to be held by the Board of Supervisors on the 15th day of January, 2021, at 10:00 a.m. via Zoom on the matter of the proposed Local Law, and notice of such public hearing having been duly published and posted as required by law, and said public hearing having been held and all persons appearing at said public hearing to be heard, having been heard, now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Warren, New York, on this 15th day of January 2021, does hereby enact and adopt Local Law No. 2 of 2021 as annexed hereto, and be it further

RESOLVED, that the Chairman of the Board of Supervisors, Clerk of the Board of Supervisors, and County Attorney are hereby authorized to make such minor modifications to the Local Law as deemed necessary, and are authorized to execute, file and publish the Local Law and take all necessary actions for the promulgation thereof.

**COUNTY OF WARREN
LOCAL LAW NO. 2 OF 2021**

**A LOCAL LAW AMENDING LOCAL LAW NO. 5 OF 2009,
ESTABLISHING THE OFFICE OF EMERGENCY SERVICES FOR WARREN COUNTY**

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

SECTION 1. Title. This Local Law shall be known as “A Local Law Amending Local Law No.5 of 2009, Establishing the Office of Emergency Services for Warren County.”

SECTION 2. Legislative Intent and Purpose. The Warren County Board of Supervisors desires to amend Local Law No. 5 of 2009, by creating the position of Director of the Office of Emergency Services and amending the position of Fire Coordinator.

SECTION 3. Enactment Authority. This Local Law is enacted under the authority of Section 10 of the Municipal Home Rule of New York State.

SECTION 4. Establishment of the Office of Emergency Services. There is hereby created in Warren County the Office of Emergency Services, which shall contain the following County functions: Natural Disaster and Civic Defense; Fire Coordination; and Emergency Medical Services Coordination.

SECTION 5. Section 5 of Local Law No. 5 of 2009 is hereby amended to read as follows:

“**SECTION 5. Director.** There is hereby established the position of Director of the Office of Emergency Services (hereinafter referred to as “Director”), as the administrative head of the Office of Emergency Services. The Director shall be appointed by the Board of Supervisors in accordance with any requirement of the Civil Service Law or rule or any other State or Federal Laws or rules that may apply. The Director shall be appointed by a majority of all members of the Warren County Board of Supervisors and shall serve at the pleasure of the Board of Supervisors.”

SECTION 6. Section 6 of Local Law No. 5 of 2009 is hereby amended to read as follows:

“**SECTION 6. Director’s Duties/Powers.** The Director shall:

- a) be responsible for the administration and provision of services for all functions of the Office of Emergency Services, and
- b) have all the powers and perform the duties conferred or imposed by law upon a head of Natural Disaster and Civil Defense, except that nothing contained herein shall prevent or limit the right of the Director to delegate and/or assign such duties and responsibilities as herein provided

or contemplated unless prohibited by federal or state law, rule or regulation.

- c) may act as Chairperson of the Local Emergency Planning Council [LEPC].
- d) have the power of appointment for the positions created by the Board of Supervisors, with the exception of Fire Coordinator which will be appointed by the Director with the approval of the Warren County Board of Supervisors.
- e) have such other duties as the Warren County Board of Supervisors may prescribe.”

SECTION 7. Section 7 of Local Law No. 5 of 2009 is hereby amended to read as follows:

“**SECTION 7. Emergency Services Coordinator.** There is hereby established a position of Emergency Services Coordinator, who shall be appointed by the Director, with the approval of the Warren County Board of Supervisors and shall be acting administrative head of the Office of Emergency Services in the event of the absence of the Director or the inability of the Director to perform and exercise the powers and duties of the office. The Emergency Services Coordinator shall have such duties and powers as the Director may assign and/or delegate.”

SECTION 8. Section 8 of Local Law No. 6 of 2007 is hereby amended to read as follows:

“**SECTION 8. Office Personnel.** Personnel assigned to the Office of Emergency Services shall include: Fire Coordinator; Deputy Fire Coordinators; EMS Coordinator; Deputy EMS Coordinators and an Office Specialist. The Director shall have such additional staff and personnel as the Board of Supervisors shall, from time to time determine. The Fire Coordinator shall have all the powers and perform the duties conferred or imposed by law upon a Fire Coordinator pursuant to County Law section 225-a, and shall oversee the Warren County Cause and Origin Team.”

SECTION 9. Section 9 of Local Law No. 5 of 2009 is hereby amended to read as follows:

“**SECTION 9. Severability.** If any provision of this Local Law or the application of such provision to any person, body, or circumstances shall be held invalid, the remainder of this Local Law or the application of such provision to persons, bodies or circumstances other than those concerning which it shall have been held invalid shall not be affected thereby.”

RESOLUTION NO. 4 OF 2021

PAGE 4 OF 4

SECTION 10. Effective Date. This Law shall be effective immediately upon filing with the Secretary of State as provided by the law.

SECTION 11. Prior Local Laws Amended and/or Superseded. This Local Law amends and supersedes Warren County Local Law No. 6 of 2007 “A Local Law Establishing the Office of Emergency Services for Warren County” and Local Law No. 5 of 2009 “A Local Law Amending Local Law No. 6 of 2007, Establishing the Office of Emergency Services for Warren County”.