

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 Ontario

Local Law No. Three (3) of the year 2017

A local law Creating the Position of Deputy Director of Human Resources
(Insert Title)
and Abolishing the Position of Director of Employee Relations

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

County City Town Village
(Select one.)

of Ontario as follows:

Section 1: LEGISLATIVE INTENT

It is the intent of this local law to modify the Department of Human Resources, which was established by Local Law No. 4 of 1993, by creating a Deputy Director of Human Resources position to allow continuity during the absence or inability of the Director of Human Resources to act, and abolishing the position of Director of Employee Relations. It is not the purpose or the intent of the Board of Supervisors in the adoption of this local law to in any manner transfer to any department or to any other officer or employee of county government any power of the Board of Supervisors, or any other elected county official.

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

Section 2: DEPUTY DIRECTOR OF HUMAN RESOURCES.

Effective immediately there shall be a Deputy Director of Human Resources, who shall be appointed by and serve at the direction and pleasure of the Director of Human Resources. The appointee shall be directly responsible to the Director of Human Resources. The appointment will be made with the approval of the Board of Supervisors. The Deputy Director of Human Resources shall possess the powers and perform the duties of the Director of Human Resources during the absence or inability of the Director of Human Resources to act, and, in the event of a vacancy in the Office of Director of Human Resources, shall possess the powers and perform the duties of the Director of Human Resources until the disability is removed or until a successor is appointed by the Board of Supervisors and has qualified. The existence of a disability shall be determined by the Board of Supervisors. In the performance of duties assigned by the Director of Human Resources, the Deputy Director of Human Resources shall act with the authority and responsibility of the Director of Human Resources, and shall report thereto. The term "Director of Human Resources," for the purposes of this local law as well as all other enactments of this Board of Supervisors, shall be interpreted to mean the "Director of Human Resources or, where authorized and assigned by the Director of Human Resources, the Deputy Director of Human Resources."

Section 3: GENERAL POWERS

The Director of Human Resources shall assign such tasks and responsibilities as appropriate to the Deputy Director of Human Resources to assist the Director of Human Resources in the performance and fulfillment of the powers and duties of the office.

Section 4: DELEGATION OF AUTHORITY

The Deputy Director of Human Resources shall have all of the powers and perform all of the duties of the Director of Human Resources during the absence or inability of the Director of Human Resources to act, or until a new Director of Human Resources shall be appointed pursuant to law and shall qualify to assume the office.

Section 5: ABOLITION OF POSITIONS

The position of Director of Employee Relations will be abolished by resolution of the Ontario County Board of Supervisors, effective at the permanent appointment of the Deputy Director of Human Resources position.

Section 6: CLASSIFICATION

The position of Deputy Director of Human Resources shall be classified as Non-Competitive Policy Influencing.

Section 7: EFFECTIVE DATE

This Local Law shall take effect upon its being duly filed as provided by the Municipal Home Rule Law.

(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. 3 of 2017 of the (County)(City)(Town)(Village) of Ontario was duly passed by the Board of Supervisors on July 13 2017, 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.

Karen R. DeMay

Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: July 14, 2017

(Seal)