

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 Montgomery

Introductory Local Law No. 1 of the year 2021

**A LOCAL LAW ADJUSTING THE SALARIES AND BENEFITS OF THE TOWN
BOARD MEMBERS AND DEPUTY SUPERVISOR**

Be it enacted by the Town Board of the Town of Montgomery as follows:

See attached.

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

TOWN OF MONTGOMERY

INTRODUCTORY LOCAL LAW NO. 1 OF 2021

A LOCAL LAW OF THE TOWN OF MONTGOMERY ADJUSTING THE SALARIES AND BENEFITS OF THE TOWN BOARD MEMBERS AND DEPUTY SUPERVISOR

Be it enacted by the Town Board of the Town of Montgomery, County of Orange, State of New York as follows:

Section 1. Title.

This Local Law shall be referred to as “**A LOCAL LAW OF THE TOWN OF MONTGOMERY ADJUSTING THE SALARIES AND BENEFITS OF THE TOWN BOARD MEMBERS AND DEPUTY SUPERVISOR**”.

Section 2. Purpose.

The Town Board of the Town of Montgomery has conducted an analysis of the current salary and benefit structure provided to Board members. Based thereon, the Town Board is of the opinion that in order to reduce future potential Town Board member compensation to the taxpayers while balancing the overall compensation of Board members in relation to comparable Towns within Orange County, it is equitable to increase the base salary of Board members and the Deputy Supervisor while simultaneously eliminating: i) any eligibility for paid health insurance coverage; and ii) eliminating any health insurance premium buyout availability.

Section 3. Change in 2021 Salary and Benefits.

The following salary and benefit structure shall be applicable to the four members of the Town Board:

1. The annual salary of Town Board Members between January 1, 2021 and December 31, 2021 shall be \$16,000.00;
2. The annual additional salary of the Deputy Town Supervisor between January 1, 2021 and December 31, 2021 shall be \$3,000.00
3. Effective June 1, 2021, all current and future part-time elected Town Board members shall be ineligible for health insurance coverage (either while active or in retirement) from or through the Town, including by its participation in the New York State Health Insurance Plan. However, nothing herein shall be deemed to restrict or negatively impact, in any way, any current or former Town Board member’s accrued rights to continue health insurance coverage in retirement or as a vestee, pursuant to the policies, and rules and regulations, of the New York State Health Insurance Plan.

Section 4. Severability.

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the Town Board of the Town of Montgomery hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

Section 5. Authority.

This Local Law is enacted pursuant to Section 24 of the New York State Municipal Home Rule Law.

Section 6. Repeal.

All ordinances, local laws, resolutions and parts thereof inconsistent with this Local Law are hereby repealed.

Section 7. Effective Date.

This Local Law shall take effect forty-five (45) days after its filing in the office of the New York State Secretary of State, subject to the permissive referendum requirements as set forth in accordance with Sections 24 and 27 of the New York 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 Introductory Local Law No. 1 of 2021 of the (County)(City)(Town)(Village) of Montgomery was duly passed by the Town Board of the Town of Montgomery on _____, 2021, in accordance with the applicable provisions of law.

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____.

(Name of Legislative body)
(Elective Chief Executive Officer*)

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 _____ 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 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.

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

(Seal)

Date: _____