

(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~~

of _____ Niagara _____

Local Law No. _____ 4 _____ of the year 20 02

A local law _____ Electing an Early Retirement Incentive _____
(Insert Title)

Be it enacted by the _____ Legislature _____ of the
(Name of Legislative Body)

County

~~CITY~~

~~TOWN~~

~~VILLAGE~~

of _____ Niagara _____ as follows:

A LOCAL LAW ELECTING AN EARLY RETIREMENT INCENTIVE

Section 1. The County of Niagara hereby to provide all of its eligible employees with a retirement incentive program authorized by Chapter 69 of the Laws of 2002.

Section 2. The commencement date of the retirement incentive program shall be September 1, 2002 and extend to September 30, 2002 in which eligible employees may retire and receive the additional retirement benefit.

Section 3. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this local law shall be paid as one (1) lump sum or in five (5) annual installments. The amount of the annual payment shall be determined by the actuary of the New York State and Local Employees' Retirement System, and it shall be paid by the County of Niagara for each employee who receives the retirement benefits payable under this local law.

Section 4. The County of Niagara hereby establishes the following policy with regards to positions that become vacant as a result of employees retiring under this incentive: upon the retirement of each such employee, the position shall be abolished. The department(s) affected by such may seek to then re-create such position(s), permission for such to be granted upon a showing of the necessity for the position to the relevant home legislative committee and to the

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

Human Resources Committee. The unanimous approval of each of the committee's is required (unanimous being defined as the affirmative vote of all committee members in attendance at a meeting where a quorum is present). Thereafter, the re-creation of any such position shall also require approval by an affirmative vote of a majority of the entire Legislature.

Section 5. This act shall take effect on July 17, 2002.

(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 20⁰² of the (County)(City)(Town)(Village) of _____^{Niagara} was duly passed by the _____^{Niagara County Legislature} on _____^{July 16} 20⁰², 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.
(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____. 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.
(Elective Chief Executive Officer)*

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.
(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 _____, above.

Paul K. Oates

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

(Seal)

Date: 7/17/02

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF NIAGARA

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

[Signature]

Signature

Niagara County Attorney

Title

County
~~CITY~~ of Niagara
~~TOWN~~
~~VILLAGE~~

Date: July 17, 2002