

Intro No. 54
Date 6/17/21
Reviewed by
Co. Attorney AGS
Date 5/25/21

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Permanent No. 2021-253
Date Adopted 7/22/2021
Effective Date 8/4/2021

Sponsored by: County Administration and Personnel Committees

Seconded by: Hon. Matthew J. Pasquale

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 4 OF 2021, ENTITLED: "A LOCAL LAW ESTABLISHING REVISED RESIDENCY REQUIREMENTS FOR COUNTY EMPLOYMENT"

WHEREAS, the County has established requirements that Broome County residency should be required for employment in certain positions within County government, and

WHEREAS, the County has established a rule that provides a preference on civil service eligible lists for Broome County residents, and

WHEREAS, the County has determined that the current residency requirements and preferences has resulted in difficulty attracting candidates and filling open positions, and

WHEREAS, the County intends to expand eligibility for County employment to persons who reside in counties adjoining Broome County within the State of New York and rescind the preference for Broome County residents on eligible lists, now, therefore be it

RESOLVED, that Local Law Intro. No. 4 of 2021, entitled: "A Local Law Establishing Revised Residency Requirements for County Employment," be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto., and be it

FURTHER RESOLVED, that Resolution 82 of 1989, as amended, is hereby repealed in its entirety, and be it

FURTHER RESOLVED, that effective September 1, 2021 the current residency preference policy for certifying Broome County residents ahead of non-residents is modified to grant a preference to individuals who at the time of examination reside in Broome County or an adjoining County within New York State, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

COUNTY OF BROOME) ss.:
STATE OF NEW YORK)

I, the undersigned, Clerk of the Legislature of the County of Broome, DO HEREBY CERTIFY that the above is an original resolution of such Legislature duly adopted on the 22nd day of July, 2021, by a majority of the members elected to the Legislature of said County at a regular meeting of said Legislature.

I FURTHER CERTIFY that at the time said resolution was adopted said Legislature was comprised of fifteen members.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Legislature this 26th day of July, 2021.

Date sent to County Executive: July 26, 2021.

Approved [Signature]
County Executive

[Signature]
Clerk, County Legislature
County of Broome

Date 8/4/21, 2021

A LOCAL LAW ESTABLISHING REVISED
RESIDENCY REQUIREMENTS FOR
COUNTY EMPLOYMENT

BE IT ENACTED, by the County Legislature of the County of Broome as follows:

Section 1. Public officers and employees employed by the County of Broome shall be required to reside in the County of Broome or an adjoining County within the State of New York.

Section 2. This Local Law shall not apply to the elected offices of County Executive, County Legislator, District Attorney, Sheriff and County Clerk or any deputy of these positions who would assume the duties upon the elected officials' absence from the County or inability to perform his or her duties.

Section 3. Section A1701 of the Broome County Charter and Administrative Code shall be amended to read as follows:

§ A1701. Department of Law; County Attorney; appointment; qualifications.

There shall be a Department of Law headed by a county attorney. The method of choosing the County Attorney shall be as provided in § C1701 of Article XVII of the Charter. The County Attorney shall be duly admitted to the practice of law in the State of New York **[and a resident of the County of Broome]**. Throughout his term of office, the County Attorney and the Assistant and Deputy County Attorneys shall devote their whole time to the duties of their offices, shall hold no elective office and shall hold no other public office or be engaged in any employment or business or engage in professional activity with any governmental unit outside Broome County without compliance with § C2610 of the Charter. The County Attorney and the Assistant and Deputy County Attorneys shall be precluded from the private practice of law whatsoever.

Section 4. This Local Law shall take effect upon filing with the Secretary of State.

[bold bracketed] deleted