

**CITY OF BEACON
CITY COUNCIL**

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the City of Beacon will hold a public hearing on Tuesday, September 21st, 2009 at the City of Beacon Municipal Center, One Municipal Plaza, Beacon, New York at 7:00 p.m. or as soon thereafter as the matter is reached on the agenda, to Consider a Proposed Local Law to Amend §3.05, to Add to the Powers and Duties of the Mayor the Authority to Appoint an Acting Mayor.

This local law would take effect immediately upon filing with the Secretary of State. Complete copies of the proposed local laws are available at the Municipal Center for inspection during regular business hours.

All interested persons and citizens shall have an opportunity to be heard on said proposals at the date, time and place aforesaid.

Iola C. Taylor, City Clerk

Dated: September 10, 2009

CITY OF BEACON

CITY COUNCIL

RESOLUTION _____ OF 2009

**PROPOSED LOCAL LAW ADDING TO THE CITY CHARTER §3.05
TO THE POWERS AND DUTIES OF THE MAYOR
TO APPOINT AN ACTING MAYOR**

BE IT ENACTED by the City Council of City of Beacon as follows:

Section 1. Title.

This Local Law shall be entitled "A Local Law adding to the City Charter Section 3.05 to the Powers and Duties of the Mayor to Appoint an Acting Mayor".

Section 2. Intent and Purpose.

This Local Law provides for the creation of the position of Acting Mayor who shall be appointed by the Mayor to assure that the office and powers of the Mayor are properly executed in the absence of the Mayor from office or where the Mayor's disability causes his/her absence preventing the Mayor from executing the functions of the Mayor's office.

Section 3. Appointment of Acting Mayor

- A. The City Council hereby creates the position of Acting Mayor who shall be appointed by the Mayor, subject to City Council approval, within three months of the City of Beacon's reorganization meeting.
- B. In the event of a tie vote of the City Council on the approval of the Mayor's appointment of an Acting Mayor, the Mayor's appointment shall stand.

Section 4. Qualifications of Acting Mayor

The Acting Mayor shall be a member by the City Council at the time of appointment.

Section 5. Duties of Acting Mayor

The Acting Mayor shall have all the powers and perform all the duties of the Mayor during any period of the Mayor's absence from office, and shall be entitled to cast one vote as Acting Mayor and no vote as a Council member.

Section 6. Term of Service

The Acting Mayor shall cease serving as Mayor upon the termination of the Mayor's absence and resumption by the Mayor of his/her mayoral duties.

Section 7. Compensation

The Acting Mayor will not receive compensation for services as Mayor.

Section 8. Determination

The determination of whether a vacancy exists in the elective office of Mayor shall be made as set forth in City Code Section 2.08 and the Public Officers Law. If there is a conflict between the language of this Local Law and Section 2.08 or the Public Officers Law, the terms of Section 2.08 or the Public Officers Law shall supersede the provisions of this Law.

Section 9. Effective Date.

This law shall take effect immediately upon its filing in the Office of the Secretary of State.

The foregoing was put to a vote which resulted as follows:

Local Law: _____ of 2009		<input type="checkbox"/> AMENDMENTS			<input type="checkbox"/> 2/3 REQUIRED		
_____ , 2009		<input type="checkbox"/> NOT ON A ROLL CALL			<input type="checkbox"/> ON A ROLL CALL		
Motion	2 nd	Council Member	Yes	No	Abstain	Reason	Absent
		Leake, Deanna					
		Kelly, Charles					
		Thompson, Eleanor					
		Fredericks, Marlene					
		Casale, Randy					
		Pasti, Sara					
		Gold, Steve					