

**(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**

of Rockville Centre

**Town**

**Village**

**Local Law No. 12 of the year 2010**

**A local law to amend the Code of the Village of Rockville Centre, in relation to the office of**

*(Insert Title)*

**Comptroller.**

**Be it enacted by the Board of Trustees of the**

*(Name of Legislative Body)*

**County**

**City**

of Rockville Centre **as follows:**

**Town**

**Village**

Section one. Chapter 10 of the Code of the Village of Rockville Centre is hereby amended, to read as follows:

"Chapter 10. Comptroller.

§ 10-1. Office established.

The Board of Trustees hereby finds that for the purpose of establishing a greater degree of efficiency, management and control of Village fiscal affairs, in accordance with sound

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

accounting practices, the office of Comptroller shall be established and the duties of such office shall be specified.

§ 10-2. Comptroller to be an additional village officer.

In addition to the village officers specified in Section 3-301 of the Village Law, Rockville Centre shall have a Comptroller, and the Comptroller shall be a public officer.

§ 10-3. Residence of Comptroller.

Pursuant to Village Law §3-300(2)(a), the Comptroller need not be a resident of the Village of Rockville Centre, but must be a resident of the County of Nassau, State of New York.

§ 10-4. Terms of office.

The term of office of the Comptroller shall be one official year.

§ 10-5. Duties.

The duties of the Comptroller shall be as follows:

A. The powers of the Board of Trustees with respect to auditing and allowing or refusing claims against the Village shall devolve upon and be exercised by the Comptroller, provided, however, that without the prior consent of the Board of Trustees the Comptroller shall not be authorized (a) to compromise or pay any property tax claim in which the reduction in assessed value would be 25% or more for a single family or two family residential property or 10% or more for any other property, and/or (b) pay any refund of property taxes in the amount of \$10,000.00 or more.

B. The Comptroller, when required by resolution of the Board of Trustees, shall countersign all checks to be signed by the Treasurer.

C. The Comptroller shall be the accounting officer of the Village and shall maintain the accounts in conformance with all applicable laws of the State of New York.

D. In addition to keeping detailed accounting records, the Comptroller shall prepare and file in the office of the Village Clerk the annual report required by Village Law §4-408(e) and shall prepare and submit the report required by Section 30 of the General Municipal Law.

E. The Comptroller shall prepare and submit from time to time such additional fiscal reports as the Board of Trustees may require.

F. The Comptroller shall examine and audit all books, accounts and records pertaining to fiscal affairs, of all village officers, departments and administrative units; he shall also prescribe the forms of books, accounts and records to be maintained.

§ 10-6. Performance by Comptroller to relieve audit by Board of Trustees.

The performance by the Comptroller of the powers specified in § [10-5](#) hereto shall relieve the Board of Trustees from performing the audit required by Section 4-408 of the Village Law.

§ 10-7. Comptroller to audit and order paid all claims.

Subject to the provisions of section 10-5(A) hereof, the Comptroller of the Village of Rockville Centre shall audit and order paid all claims against the Village, and the Comptroller shall transmit such order directly to the Village Treasurer and shall retain a duplicate thereof in his office.

§ 10-8. Construal.

Nothing in this chapter shall be construed to relieve the Treasurer of the duties imposed by Section 4-408 of the Village Law in relation to the receipt, deposit and disbursement of moneys."

Section two. In the event that any provision of this law shall be determined by a court of appropriate jurisdiction to be illegal or otherwise unenforceable, then only that particular provision shall not be enforced, and all other provisions of this local law shall remain in full force and effect.

Section three. This local law shall take effect immediately upon adoption and filing pursuant to 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.)**

~~\_\_\_\_\_~~ Name of Legislative Body hereby certify that the local law annexed hereto, designated as local law No. 12 of 2010 of the ~~(County)(City)(Town)(Village)~~ of Rockville Centre was duly passed by the Board of Trustees on June 8, 2010, 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.

**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.

**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.

**5. (City local law concerning Charter revision proposed by petition.)**

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\*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.

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 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.

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

Date: June 8, 2010

(Seal)

**(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 NASSAU

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

Village Attorney  
Title

County

City

of Rockville Centre

Town

Village

Date: June 8, 2010