

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 Rockville Centre

Local Law No. 2 of the year 2018

A local law to amend the Code of the Village of Rockville Centre, in relation to
(Insert Title)
the office of Police Commissioner.

Be it enacted by the Board of Trustees **of the**
(Name of Legislative Body)

☐ County ☐ City ☐ Town ☒ Village
(Select one:)

of Rockville Centre **as follows:**

Section one. Section 45-2 of the Code of the Village of Rockville Centre is hereby amended, to read as follows:

“§ 45-2. Establishment of Office.

- A. The Office of Police Commissioner is hereby established.
- B. The head of the Office shall be the Police Commissioner, appointed in the manner set forth in § 45-4 hereof.
- C. The Police Commissioner shall have the right to designate a deputy, subject to the approval of the Board of Trustees, provided, however, that such deputy must be a member of the Police Department of the Village.”

Section two. Section 45-5 and 45-6 of the Code of the Village of Rockville Centre is hereby amended, to read as follows:

“§ 45-5. Term of office; compensation.

- A. The term of office of the Police Commissioner shall be at the pleasure of the Mayor.

B. The annual compensation of the Police Commissioner and of the deputy commissioner, if any, shall be fixed by the Mayor and Board of Trustees in the same manner as the annual compensation of all other officers, appointed officials and department heads is fixed.

§ 45-6. Duties of Commissioner; delegated powers.

A. The Police Commissioner is hereby authorized and empowered:

(1) Subject to the provisions of Village Law §§ 8-800 and 8-804, to promulgate rules and regulations governing the operation of the Police Department and to recommend such other rules and regulations applicable to other departments as shall be necessary or desirable for the public safety and welfare, subject, however, to the prior approval of the Mayor and Board of Trustees of any such rules and regulations.

(2) to exercise supervision, control and direction over the conduct of the members of the Police Department of the Village and of all matters relative to the operation of such Department, including the appointment, promotion, change in status and removal of said members, provided, however, that the actions of the Commissioner in making any such appointment, promotion, change in status or removal shall be reported promptly in writing to the Board of Trustees, which may amend, change or modify such action within thirty days after receipt of such report.

(3) To prepare and submit from time to time fiscal reports relative to the operation of the Police Department and to recommend to the Mayor and the Board such changes in the methods, practices and procedures involved in the operation of the Department and in the procurement of equipment necessary or desirable to promote modernization of the Department, all consistent with its efficient operation.

(4) To promote cooperation between the Police Department of the Village and that of the County of Nassau, looking to better and greater utilization of county-provided services and methods so as to eliminate unnecessary and duplicative services provided by the Village and to bring into conformity, to the extent reasonably possible, the practices of the Police Departments of the county and of the Village; to remain abreast of modern-day developments in the area of law enforcement in the United States; to recommend the introduction of changes of methods, procedures and equipment; and to seek out federal and state funds which may be used by the Village to improve police procedures and operations within the Village.

(5) To do all things necessary or desirable to promote the achievement of the ends and policies set forth in § 45-1 hereof.

B. The Mayor may delegate to the Commissioner such other powers of the Mayor as set forth in the Village Law § 4-400(1)(b) and (e) and such other powers as may be deemed by the Mayor necessary or desirable to enable the Commissioner to effectively discharge the duties above set forth; provided,



however, that any such delegation of powers shall not in any way relieve or absolve the Mayor from the responsibility to supervise the proper discharge by the Commissioner of the obligations placed upon the Mayor by the Village Law.”

Section three. If any clause, sentence, paragraph, section, article, or part of this local law shall be adjudged to be invalid by any court of competent jurisdiction, such judgment shall not affect, impair or invalidate any other part of this local law, or the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, article, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section four. This local law shall take effect April 5, 2018, or immediately upon adoption and filing pursuant to the Municipal Home Rule Law, whichever shall last occur.

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

(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. 2 of 2018 of the ~~(County)(City)(Town)~~(Village) of Rockville Centre was duly passed by the Board of Trustees on March 29, 2018, in accordance with the applicable *(Name of Legislative Body)* 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) *(Name of Legislative Body)* (repassed after disapproval) by the _____ and was deemed duly adopted *(Elective Chief Executive Officer*)* 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) *(Name of Legislative Body)* (repassed after disapproval) by the _____ on _____ 20__. *(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) *(Name of Legislative Body)* (repassed after disapproval) by the _____ on _____ 20__. Such local *(Elective Chief Executive Officer*)* 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 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, 1 above.

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

(Seal)

Date: March 29, 2018

