

City of Lockport

Local Law No. 1 of the year 2016

A LOCAL LAW to amend Section 57 of the Charter of the City of Lockport respecting vacancy in the office of Mayor.

BE IT ENACTED by the Common Council of the City of Lockport, New York as follows:

§ 1. Section 57 of Article III of the Charter of the City of Lockport (Chapter 870 of the Laws of 1911, as amended) is hereby further amended by deleting the same in its entirety and substituting therefor a new Section 57 to read as follows:

§ C-57. President of Common Council; vacancy in office of Mayor.

The Mayor shall appoint, and at his pleasure remove, a member of the Common Council as President of the Common Council, who shall preside during his absence or inability to attend any meeting of the Common Council and be vested with all the powers of the Mayor, excepting that of appointment. In case of the inability of the Mayor to attend to his duties, either by absence from the city or other cause, the President of the Common Council shall act in his stead and be vested with all the authority, duties and powers of the Mayor, excepting that of appointment. In the case of a vacancy in the office of mayor caused by the mayor's resignation, removal, death or permanent inability to discharge all such powers and duties of the office of mayor, all such powers and duties shall devolve upon the president of the common council who shall fill the vacancy in the office of the mayor on an acting basis until the commencement of the political year next succeeding the first annual election after the happening of the vacancy at which a mayor shall, pursuant to law, be elected for the balance of the term. Upon commencement of the term of office of the mayor so elected, the president of the common council then acting as mayor, shall complete the term of his or her office, if any remains. The Acting Mayor shall not exercise any powers or duties of Alderman during such time of service as Acting Mayor. The Acting Mayor may appoint an Acting Alderman to serve in his or her office as Alderman during such time as he or she serves as Acting Mayor with like powers and duties. In case of the inability of the President to preside and fulfill the duties of his office, the Mayor may make a temporary appointment of another member of the Common Council, with like powers and duties. The appointment of the President of the Common Council shall be made in writing to the City Clerk at the next regular meeting of the Common Council following the enactment of this act and at the first regular meeting in January in each year thereafter.

§ 2. This local law shall be subject to a mandatory referendum and the City Clerk and the Corporation Counsel are hereby directed to submit a separate proposition respecting this local law for inclusion on the ballot in the 2015 General Election.

§ 3. This law shall take effect upon approval by the electors as provided by law following the referendum held as set forth in Section 2 above and filing in the office of the Secretary of State.

Seconded by Alderman _____. A roll call vote was taken which resolute as follows:

Alderman

VOTING

The local law was thereupon declared duly adopted.