



## TOWN OF PORTVILLE, NEW YORK

**Resolution RES-20080220.3: RECOMMENDATION TO THE NEW YORK STATE ASSEMBLY, NEW YORK STATE SENATE, AND THE NEW YORK STATE GOVERNOR THAT MUNICIPAL HOME RULE LAW ARTICLE 3, SECTION 20, SUBSECTION 4 BE AMENDED TO ALLOW E-MAIL AS A MEANS OF DELIVERY TO MEMBERS OF A LEGISLATIVE BODY OF A PROPOSED LOCAL LAW IN ITS FINAL FORM**

Effective February 20, 2008, the Town Board of the Town of Portville did approve, at its public meeting on that date, and has enacted Resolution RES-20080220.3 to recommend to the New York State Assembly, New York State Senate, and the New York State Governor that Municipal Home Rule Law Article 3, Section 20, Subsection 4 be amended to allow e-mail as a means of delivering to members of a municipal legislative body any proposed local law in its final form and that the amended wording of which be hereinafter stated as:

*New York State Municipal Home Rule Law Article 3, Section 20, Subsection 4:*

*A proposed local law may be introduced only by a member of the legislative body at a meeting of such body or as may be otherwise prescribed by the rules of procedure adopted by the legislative body. No such local law shall be passed until it shall have been in its final form and either (a) upon the desks or table of the members at least seven days, exclusive of Sunday, prior to its final passage, **(b) wherein a municipality has adopted a resolution to use email as a means of formal document conveyance and communication and wherein that municipality has documented that each member of its legislative body has an email address and wherein that municipality has published on its Town Clerk Bulletin Board those email addresses, that the proposed local law in its final form in Portable Document Format (PDF) be transmitted to the email in-box of each member at least ten calendar days, exclusive of Sunday, prior to its final passage, or ~~(b)~~ (c) mailed to each of them in postpaid properly addressed and securely closed envelopes or wrappers in a post box or post office of the United States post office department within the local government at least ten calendar days, exclusive of Sunday, prior to its final passage, unless the elective or appointive chief executive officer, if there be one, or otherwise the chairman of the board of supervisors, in the case of a county, the mayor in the case of a city or village or the supervisor in the case of a town shall have certified as to the necessity for its immediate passage and such local law be passed by the affirmative vote of two-thirds of the total voting power of the legislative body.***

Signed this 20<sup>th</sup> day of February, 2008, in the Town of Portville, County of Cattaraugus, State of New York,

H.W. Keeley  
Supervisor  
Town of Portville  
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