

COUNTY OF ERIE

LOCAL LAW No. 1 - 1973

A local law amending local law number one--nineteen hundred sixty, as amended, entitled "Erie county administrative code", in relation to operation of the department of central police services board of trustees established by the Erie county charter.

Became a law with the approval of the county executive, January 10, 1973. Passed by the local legislative body of the county of Erie. Filed in the office of the secretary of state January 19, 1973.

Be it enacted by the legislature of the county of Erie as follows:

Section 1. Local law number one--nineteen hundred sixty, as amended, constituting the Erie county administrative code, is hereby amended by adding thereto a new article, to be known as article eleven-D, to read as follows:

ARTICLE 11-D

DEPARTMENT OF CENTRAL POLICE SERVICES

§ 11-D-01 **Department of central police services.** There shall be a department of central police services as established by the Erie county charter.

§ 11-D-02 **Commissioner.** There shall be a commissioner of central police services to be appointed and with powers and duties pursuant to provisions of the Erie county charter.

§ 11-D-03 **Board of trustees.** There shall be a department of central police services board of trustees as established by the Erie county charter. Members of the board of trustees except the three ex-officio members shall be selected for two-year terms, except that the first designee of the county executive and the first designee of the chairman of the Erie county legislature are to be selected for one year terms. The initial terms shall be deemed as commencing on January first, nineteen hundred seventy-three, regardless of the date of appointment. Any designated member may be designated for additional terms. Any designated member chosen to fill a vacancy created otherwise than by expiration of term shall be designated for the unexpired term of the member he is to succeed.

There shall be an initial organizational meeting of the board of trustees held during January of each year at which a chairman, vice-chairman and secretary shall be elected from among its members by a majority vote of a quorum consisting of at least five members, this same number to constitute a quorum for conduct of any business at meetings of the board of trustees. The chairman shall serve for a term of one year, may be re-elected for another year, but after serving two consecutive terms, shall be ineligible to serve again as chairman until the expiration of the intervening year.

At the organizational meeting each year there shall be scheduled five additional meetings to be held at approximately bi-monthly intervals throughout that year. Special meetings may be called at any other time by the chairman of the board of trustees upon five days written notice to the last known address of each trustee, and special meetings shall be called by the chairman upon a written request of him to do so by the county executive or by five members of the board of trustees.

If any member of the board of trustees is unavailable for the organizational or any regular or special meeting, he may designate a substitute to represent him at the meeting, the substitute to be included in the count of five necessary to constitute a quorum, and the substitute to have a vote at the meeting, but inclusion of the substitute in the count for the quorum or in any vote will be permissible on no more than two occasions in any one year for each member of the board.

The business of the board of trustees is to be conducted at its regularly scheduled or special meetings, which shall be open to members of the public. The board shall establish its own procedure with respect to the conduct of its meetings.

For each of the five regularly scheduled meetings there shall be prepared an agenda for that meeting which is to be mailed five days prior to the meeting to each of the trustees, and filed three days prior to the meeting with the clerk of the Erie county legislature. There must be included on the agenda any official communication relating to the operations of the department of central police services transmitted to the chairman of the board of trustees by the Erie county executive, by the commissioner of the department of central police services, by any member of the Erie county legislature, by a mayor of any city or village within Erie county, by the supervisor of any town within Erie county, by the head of any duly organized police department in Erie county, or by the legislative body of any city, town or village within Erie county. Any item not appearing on the agenda may also be considered at the meeting with the unanimous consent of the trustees present at the meeting.

By December thirty-first of each year, the chairman of the board of trustees shall submit to the Erie county executive and to the Erie county legislature an annual report summarizing the accomplishments of the department of central police services during that year and setting forth any recommendation of the board of trustees regarding future operations of the department of central police services.

The members of the board of trustees shall receive no compensation for their services, but shall be allowed their actual necessary expenses incurred in the performance of their functions as trustees.

§ 2. This local law shall take effect immediately.
