

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 Chester, Orange County, New York

Local Law No. 1 of the year 2016

A local law Amending the Procurement Policy of the Village of Chester
(Insert Title)

Be it enacted by the Mayor and Trustees of the
(Name of Legislative Body)

County City Town Village
(Select one:)

of Chester as follows:

Section 1. The Code of the Village of Chester Chapter 20, Procurement Policy, Section 20-1, is amended to read as follows:

"§20-1. Initial review of purchases.

Every purchase to be made must be initially reviewed by the Village officer, board, department head or other individual with the requisite purchasing authority (hereinafter "purchaser") to determine whether it is a purchase contract or a public works contract. Once that determination is made, the purchaser shall make a good faith effort to determine whether the cumulative amount likely to be spent by the Village in a fiscal year on the particular item of supply or service exceeds, or will exceed, the monetary limits requiring competitive bidding, taking into account past purchases. In making such a determination, the purchaser shall canvas other Village departments whenever necessary or appropriate. If the purchase, whether budgeted for or not, shall exceed \$7,500 for a purchase contract or \$7,500 for a public works contract, than the purchaser must, in addition to the other requirements contained in this Chapter, obtain the approval, by majority vote, of the Board of Trustees of the Village. The information gathered and the conclusions reached shall be documented and filed with the Village Clerk, who shall keep the same with the file or other documentation supporting the purchase activity."

Section 2. The Code of the Village of Chester Chapter 20, Procurement Policy, Section 20-3, is amended to read as follows:

SEE SHEET 2-A attached

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

SHEET 2-A

Section 2. (Continued)

“§20-3. Requests for proposals; recordkeeping.

A. All goods and services, except as provided in §20-7 below, will be secured by use of written requests for proposals (RFP), written quotations, verbal quotations or any other method determined by the purchaser to assure that goods will be purchased at the lowest price and that favoritism will be avoided. Unless the purchaser determines to use another method and documents why such other method will assure that goods will be purchased at the lowest possible price and that favoritism will be avoided, the method to be used shall be:

Estimated Amount to Purchase Contract	Method
\$1,000 to \$2,999	At least 2 verbal quotations
\$3,000 to \$4,999	At least 2 written/fax/e-mail quotations
\$5,000 to \$19,999	At least 3 written/fax/e-mail quotations or written requests for proposals
Estimated Amount of Public Works Contract	Method
\$500 to \$4,999	At least 2 verbal quotations
\$5,000 to \$9,999	At least 2 written/fax/e-mail quotations
\$10,000 to \$34,999	At least 3 written/fax/e-mail quotations or written requests for proposals”

Section 3. This law shall take effect immediately upon filing with the Secretary of State.

(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. 1 of 2016 of the ~~(County)(City)(Town)(Village)~~ of Chester was duly passed by the Mayor and Trustees on January 11 2016, 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 ~~(Name of Legislative Body)~~ *(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____. ~~(Name of Legislative Body)~~ *(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 ~~(Name of Legislative Body)~~ *(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

Date: _____

(Seal)

Local Law Filing Instructions

New York State Department of State
Division of Corporations, State Records and Uniform Commercial Code
One Commerce Plaza, 99 Washington Avenue
Albany, NY 12231-0001
www.dos.ny.gov

PLEASE OBSERVE THESE INSTRUCTIONS FOR FILING LOCAL LAWS WITH THE SECRETARY OF STATE

1. Each local law shall be filed with the Secretary of State within 20 days after its final adoption or approval as required by section 27 of the Municipal Home Rule Law. The cited statute provides that a local law shall not become effective before it is filed in the office of the Secretary of State.

2. Each local law to be filed with the Secretary of State shall be an original certified copy.

3. Each local law shall be filed on a form provided by the Department of State. If additional pages are required, they must be the same size as the form. Typewritten copies of the text may be attached to the form. Only legible copies will be accepted.

4. File only the number, title and text of the local law.

5. In the case of a local law amending a previously enacted local law, the text must be that of the law as amended. Do not include any matter in brackets, with a line through it, italicized or underscored to indicate the changes made. The printed number of the bill and explanatory matter must be omitted.

6. For the purpose of filing a local law with the Department of State, number each local law consecutively, beginning with the number one for the first local law filed in each calendar year. The next number in sequence should be applied to each local law when it is submitted for filing, regardless of its date of introduction or adoption. The date of filing of a local law is the date on which the local law is placed on file by the Department.

It is suggested that municipalities use introductory identifying bill numbers for proposed local laws. After the local law is enacted (and approved by the voters, if required), the local law should then be numbered with the next consecutive local law number, as described above, and then submitted to the Department for filing.

7. Each copy of a local law filed with the Secretary of State shall have affixed to it a certification by the Clerk of the County legislative body or the City, Town or Village Clerk or other officer designated by the local legislative body. Certification forms are provided herewith.

8. A copy of each local law may be mailed or delivered to:
NYS Department of State
Division of Corporations, State Records and Uniform Commercial Code
One Commerce Plaza, 99 Washington Avenue
Albany, NY 12231.

(DO NOT FILE THIS INSTRUCTION SHEET WITH THE LOCAL LAW.)