

Local Law Filing

New York State Department of State
162 Washington Avenue, Albany, New York 12231

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.

Town of Russell

Local Law No. 2 of the year 2013

A local law overriding the tax levy limit for the Town of Russell and authorizing the adoption by the Town of Russell for a budget that requires a tax levy that is greater than the tax levy limit.

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

Town of Russell as follows:

Title: This Local Law shall be known as the "Town of Russell Responsible Budgeting Law".

Whereas, the State of New York has passed a property tax cap establishing a limit on the annual growth of property taxes for local governments; and

Whereas, General Municipal Law Section 3-c(5) permits a local government to adopt a budget that requires a tax levy greater than that set by the State; and

Whereas, it is anticipated that in order to have responsible government and finances to retain the necessary services, it would be in the Town of Russell's best interest to enact such Local Law so as to permit, if necessary, to require a tax levy greater than the tax levy limit calculated pursuant to applicable New York State Law.

Therefore, it is hereby resolved that the Town Board of the Town of Russell is hereby authorized to exceed the tax levy limit imposed by the State of New York for the Town of Russell upon a vote of sixty percent (60%) of the total voting power of the Town Board, and authorizes the Town, after completing all required procedures for the adoption of a budget, to adopt a budget that requires a tax levy that is greater than the tax levy limit calculated pursuant to Section 3-c of the General Municipal Law.

Effective Date: This Local Law shall be effective upon the date of filing with the Secretary of State pursuant to Section 27 of the Municipal Home Rule Law.

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(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 2013 of the Town of Russell was duly passed by the Town Board on August 14, 2013, in accordance with the applicable 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 disapproved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____, 20____, in accordance with the applicable provisions of law.

(Name of Legislative Body)

(Elective Chief Executive Officer*)

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 disapproved)(repassed after disapproval) by the _____ on _____, 20____. 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.

(Name of Legislative Body)

(Elective Chief Executive Officer*)

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 disapproved)(repassed after disapproval) by the _____ on _____, 20____. Such local 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.

(Name of Legislative Body)

(Elective Chief Executive Officer*)

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 chairman 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.

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5. (City local law concerning Charter revision proposed by petition.)

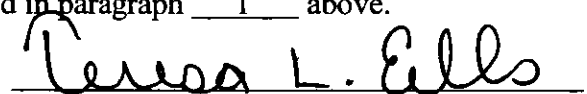
I hereby certify that the local law annexed hereto, designated as local law No. ___ of 20__, of the City of _____ having been submitted to referendum pursuant to the provisions of Section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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 of 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.
Teresa L. Eells
Date: August 14, 2013

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK)
).ss
COUNTY OF ST. LAWRENCE)

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.


Henry J. Leader, Esq.
Town Attorney
Town of Russell
Date: August 19, 2013



CASE & LEADER LLP

ATTORNEYS AT LAW
107 EAST MAIN STREET
POST OFFICE BOX 13
GOUVERNEUR, NEW YORK 13642-0013

COPY

EDWARD H. CASE (1908-1988)
ROBERT J. LEADER
HENRY J. LEADER ◊
MEGAN J. WHITTON*

◊ALSO ADMITTED IN VERMONT
*ALSO ADMITTED IN FLORIDA

TELEPHONE

(315) 287-2000

FAX (315) 287-2002

(SERVICE OF PAPERS BY
EMAIL OR FACSIMILE
IS NOT AUTHORIZED)

August 19, 2013

State of New York
Department of State
Attn: Linda Lasch, Principal Clerk
State Records & Law Bureau
41 State Street
Albany, New York 12231-0001

**Re: Town of Russell
Local Law No. 2 of 2013**

Dear Ms. Lasch:

We enclose herewith an original of the above-captioned Local Law which we would appreciate your filing. These are sent to you pursuant to Section 27 of the Municipal Home Rule Law. Please acknowledge receipt of same.

Thank you in advance for your courtesy.

Very truly yours,

CASE & LEADER, LLP

Henry J. Leader, Esq.

HJL:jl
Enclosures

cc: ✓ Hon. Teresa L. Eells, Clerk

CASE & LEADER LLP

ATTORNEYS AT LAW
107 EAST MAIN STREET
POST OFFICE BOX 13
GOUVERNEUR, NEW YORK 13642-0013

EDWARD H. CASE (1908-1988)

ROBERT J. LEADER

HENRY J. LEADER[◇]

MEGAN J. MCCARTHY*

◇ALSO ADMITTED IN VERMONT

*ALSO ADMITTED IN FLORIDA

TELEPHONE
(315) 287-2000
FAX (315) 287-2002
(NOT FOR PROCESS)

August 19, 2013

Hon. Tess Eells, Clerk
Town of Russell
PO Box 628
Russell, New York 13684

Re: Local Law Number 2 of 2013

Dear Tess:

We enclose herewith a fully executed original Local Law Number 2 for the year 2013 for the Town's records. We have forwarded a duplicate original to the Secretary of State and will provide you with the filing notice upon our receipt of same.

Thank you.

Very truly yours,

CASE & LEADER LLP


Henry J. Leader, Esq.

HJL:jlm

Encs.



NORTHERN NY NEWSPAPERS CORP.
 60 WASHINGTON ST
 WATERTOWN, NY 13601-3301
 (315) 782-1000

BILLING PERIOD		ADVERTISER/CLIENT NAME	
07/30/13 - 07/30/13		TOWN OF RUSSELL	
TOTAL AMOUNT DUE	INVOICE NUMBER	TERMS OF PAYMENT	
23.09	664242	DUE WITHIN 28 DAYS	

ADVERTISING INVOICE

LINE #	BILLING DATE	BILLED ACCOUNT NUMBER
1	07/30/13	100748

Goes w/ Local Law #2 of 2013

BILLED ACCOUNT NAME AND ADDRESS

REMITTANCE ADDRESS

TESS EELLS
 TOWN OF RUSSELL
 PO BOX 628
 RUSSELL NY 13684-0628

JOHNSON NEWSPAPER CORPORATION
 260 WASHINGTON ST
 WATERTOWN, NY 13601

PLEASE DETACH AND RETURN UPPER PORTION WITH YOUR REMITTANCE

DATE	NEWSPAPER REFERENCE	DESCRIPTION - OTHER COMMENTS / CHARGES	SAU SIZE BILLED UNITS	TIMES RUN RATE	GROSS AMOUNT	NET AMOUNT
7/30	20279636 07/30	ST LAWRENCE PLAINDEALER - FULL RUN LEGALS The Russell Town Board will be holding TESS Affidavit Fee	1x0L 14L	1		5.32
		Ad Class Totals:	\$10.32	14.000	line	5.00
		Publication Totals:	\$10.32			
7/23	20279636 07/23	WATERTOWN DAILY TIMES - FULL RUN LEGALS The Russell Town Board will be holding TESS Affidavit Fee	1x0L 14L	1		7.77
		Ad Class Totals:	\$12.77	14.000	line	5.00
		Publication Totals:	\$12.77			



TOTAL AMOUNT DUE
23.09

ONE CONVENIENT BILL FOR ALL OF OUR NORTHERN NY PAPER PUBLICATIONS!
 NORTHERN NY NEWSPAPERS CORP. (315) 782-1000

A FINANCE CHARGE OF 1.5% PER MONTH, WHICH IS AN ANNUAL RATE OF 18% (MINIMUM \$1.00) WILL BE ADDED TO ACCOUNTS OVER 28 DAYS.
 *UNAPPLIED AMOUNTS ARE INCLUDED IN TOTAL AMOUNT DUE

INVOICE NUMBER	ADVERTISER INFORMATION		
	BILLING PERIOD	BILLED ACCOUNT NUMBER	ADVERTISER / CLIENT NAME
664242	07/30/13 - 07/30/13	100748	TOWN OF RUSSELL

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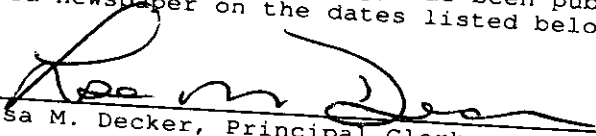
ST LAWRENCE PLAINDEALER

TESS EELLS
TOWN OF RUSSELL
PO BOX 628
RUSSELL NY 13684-0628

REFERENCE: 100748
20279636 The Russell Town Bo

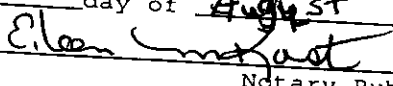
Lisa M. Decker, being duly sworn says that she is a principal clerk of Northern New York Newspapers Corporation, a corporation duly organized and existing under the laws of the State of New York, and having its principal place of business in the Village of Canton, New York, and that said corporation is the publisher of the ST. LAWRENCE PLAINDEALER, a newspaper published in the Village of Canton, St Lawrence County, and State of New York, and that a LEGAL NOTICE, of which the annexed is a printed copy, has been published in said newspaper on the dates listed below:

The Russell Town Board will be holding a Public Hearing on August 14th at 6:30 pm for a local law overriding the tax levy limit for the Town of Russell and authorizing the adoption of the Town of Russell for a budget that requires a tax levy that is greater than the tax levy limit. The regular Board meeting will follow the Public Hearing; all interested parties are welcome to attend.


Lisa M. Decker, Principal Clerk

PUBLISHED ON: 07/30

TOTAL COST: 10.32
PUBLISHED ON: 07/30/13 AD SPACE: 14 LINE

Sworn to before me this
5th day of August, 2013

Notary Public

EILEEN M KAST
Notary Public, State of New York
Registration No. 01KA6265648
Qualified in St. Lawrence County
Commission Expires July 16, 2016

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AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK
COUNTY OF JEFFERSON

WATERTOWN DAILY TIMES

TESS EELLS
TOWN OF RUSSELL
PO BOX 628
RUSSELL NY 13684-0628

REFERENCE: 100748
20279636 The Russell Town Bo

Amy Schultz, of the Town of Brownville, Jefferson County, being duly sworn, says that she is the Legal Representative of the Johnson Newspaper Corp., a corporation duly organized and existing under the laws of the State of New York, and having its principal place of business in the City of Watertown, New York, and that said corporation is the publisher of the WATERTOWN DAILY TIMES, a Newspaper published in the City of Watertown, Jefferson County, and State of New York, and that a Notice, of which the annexed is a printed copy, has been published regularly in the said Newspaper.

Amy Schultz

Amy Schultz, LEGAL REPRESENTATIVE

The Russell Town Board will be holding a Public Hearing on August 7th at 6:00 pm for a local law overriding the tax levy. The Town of Russell and authorizing the adoption by the Town of Russell for a budget that requires a tax levy that is greater than the tax levy limit. The regular Board meeting will follow the Public Hearing. All interested parties are welcome to attend.

PUBLISHED ON: 07/23

AD SPACE: 14 LINE
FILED ON: 07/30/13

Sworn to before me this

1st day of August, 2013

Paula K DeLong
Notary Public

PAULA K. DELONG
Notary Public, State of New York
No. 01DE6091238
Qualified in Lewis County
Commission Expires April 28, 2015

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STATE OF NEW YORK
DEPARTMENT OF STATE
ONE COMMERCE PLAZA
99 WASHINGTON AVENUE
ALBANY, NY 12231-0001

ANDREW M. CUOMO
GOVERNOR

CESAR A. PERALES
SECRETARY OF STATE

August 26, 2013

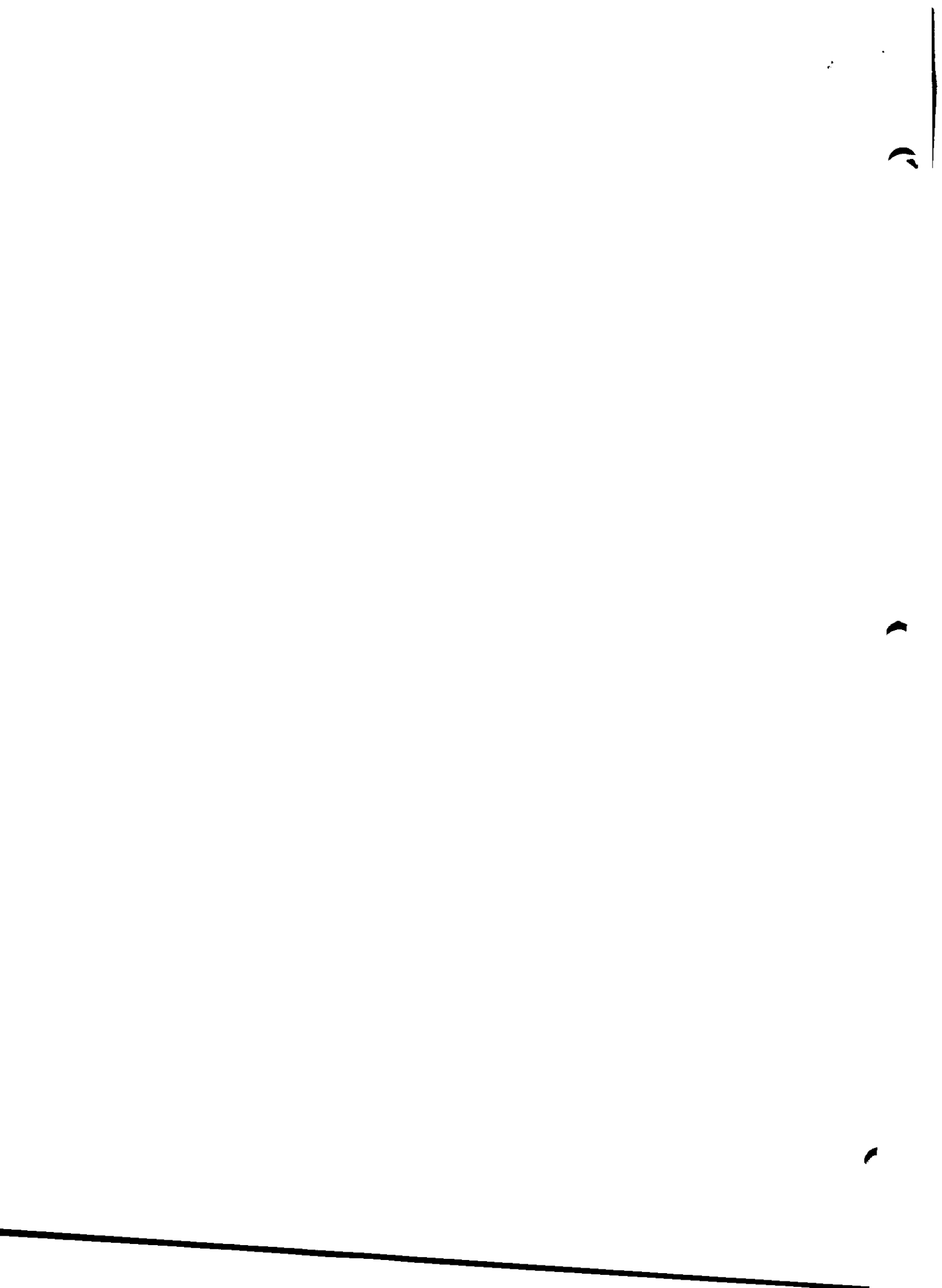
Henry J Leader
Case & Leader
107 East Main Street
Post Office Box 13
Gouverneur NY 13642-0013

RE: Town of Russell, Local Law 2 2013, filed on August 21, 2013

Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, www.dos.ny.gov.

Sincerely,
State Records and Law Bureau
(518) 474-2755



CASE & LEADER LLP

ATTORNEYS AT LAW
107 EAST MAIN STREET
POST OFFICE BOX 13
GOUVERNEUR, NEW YORK 13642-0013

EDWARD H. CASE (1908-1988)
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IS NOT AUTHORIZED)

September 3, 2013

Hon. Tess Eells, Clerk
Town of Russell
PO Box 628
Russell, New York 13684

Re: Local Law Number 2 of 2013

Dear Tess:

We enclose herewith the filing notice received from the Department of State confirming that Local Law Number 2 for the year 2013 was filed on August 21, 2013.

Thank you.

Very truly yours,

CASE & LEADER LLP


Henry J. Leader, Esq.

HJL:jlm
Enc.

