

STATE OF NEW YORK  
**DEPARTMENT OF STATE**  
ONE COMMERCE PLAZA  
99 WASHINGTON AVENUE  
ALBANY, NY 12231-0001  
[HTTPS://DOS.NY.GOV](https://dos.ny.gov)

JUL 13 2023

KATHY HOCHUL  
GOVERNOR  
ROBERT J. RODRIGUEZ  
SECRETARY OF STATE

July 5, 2023

Village Clerk  
Village of Dolgeville  
41 North Main Street  
Dolgeville NY 13329

**RE: Village of Dolgeville, Local Law 1 2023, filed on June 29 2023**

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](http://www.dos.ny.gov).

Sincerely,  
State Records and Law Bureau  
(518) 473-2492



**Department  
of State**

# 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 Dolgeville

Local Law No. 1 of the year 2023

A local law authorizing the limited use of videoconferencing under extraordinary circumstances.  
(Insert Title)

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

County  City  Town  Village  
(Select one.)

of Dolgeville

as follows:

By passing Chapter 56 of the Laws of 2022, the New York State legislature amended section 103 of the Public Officers Law to add section 103-a. Section 103-a of the Public Officers Law permits the village to authorize members of its public bodies to attend meetings by videoconference under extraordinary circumstances.

Section 103-a(2)(a) of the Public Officers Law requires that the Village Board adopt a local law, following a public hearing, authorizing the limited use of videoconferencing under extraordinary circumstances..

## Section 1. Definitions

As used in this article, the following terms shall have the meaning indicated below:

**EXTRAORDINARY CIRCUMSTANCES**-For the purposes of this article, "extraordinary circumstances" means, disability, illness, caregiving responsibilities, inclement weather, travel or a significant or any other significant or unexpected factor or event which prevents a member of a public body from attending a meeting of the public body in person.

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

**PUBLIC BODY-** Any entity for which a quorum is required in order to conduct public business and which consists of two or more members performing a governmental function for the state or for an agency or department thereof, or for a public corporation as defined in section 66 of the General Construction Law or committee or subcommittee or other similar body consisting of members of such public body, or an entity created or appointed to perform a necessary function in the decision making process for which a quorum is required to conduct public business and which consists of two or more members. A necessary function in the decision making process shall not include the provision of recommendations or guidance which is purely advisory and which does not require further action by the state or agency or department thereof or public corporation as defined in section 66 of the General Construction Law.

**Section 2. Attendance of meetings via videoconference for extraordinary circumstances authorized.**

- A. The Village Board authorizes its members and members of any other public body of the village who experience extraordinary circumstances to participate in meetings using videoconferencing technology in a manner consistent with section 103-a of the Public Officers Law.
- B. The Village Board shall, by resolution, create written procedures further governing its use of videoconferencing by its members in compliance with section 103-a of the Public Officers Law.

**Section 3. Separability.**

The provisions of this local law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein and if such person or circumstance to which the local law or part thereof is held inapplicable had been specifically exempt therefrom.

**Section 4. Repealer.**

All ordinances, local laws and parts thereof inconsistent with this local law are hereby repealed.

**Section 5. Effective Date.**

This local law shall take effect immediately upon the filing with the New York State secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

(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 20 23 of the (County)(City)(Town)(Village) of Dolgeville was duly passed by the Board of Trustees on June, 20, 2023, 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 approved) (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted 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) (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.

**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) (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.

\* 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 \_\_\_\_\_ above.

*Dammy L. Chmielewski*

Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 6/20/23

(Seal)

**Public Hearing  
Local Law # 1-2023  
A Local Law Authorizing  
The Limited Use of  
Videoconferencing Under  
Extraordinary Circumstances  
Resolution # 73-2023**

The following resolution offered by Trustee Jaquay sec. Trustee Madore. Ayes all.

By passing Chapter 56 of the Laws of 2022, the New York State legislature amended section 103 of the Public Officers Law to add section 103-a. Section 103-a of the Public Officers Law permits the village to authorize members of its public bodies to attend meetings by videoconference under extraordinary circumstances.

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corporation as defined in section 66 of the General Construction Law.

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Section 5. Effective Date.

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AYES: Trustees Eggleston, Jaquay, Kraszewski, Madore  
NAYS: None

ADOPTED – June 20, 2023