

## *Local Law Filing*

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**(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 Copake**

**Introductory Local Law No. 3 of the year 2022**

**A LOCAL LAW TO PROVIDE FOR ADOPTION OF PROCUREMENT POLICIES  
AND PROCEDURES BY RESOLUTION**

**Be it enacted by the Town Board of the Town of Copake as follows:**

See attached.

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

## **TOWN OF COPEN**

### **INTRODUCTORY LOCAL LAW NO. 3 OF THE YEAR 2022**

#### **A LOCAL LAW TO PROVIDE FOR ADOPTION OF PROCUREMENT POLICIES AND PROCEDURES BY RESOLUTION**

##### **SECTION 1**

This local law shall be referred to as “A Local Law to Provide for Adoption of Procurement Policies and Procedures by Resolution”.

##### **SECTION 2**

Currently, the Town of Copake Procurement Policies are codified in Chapter 51 of the Town of Copake Town Code. N.Y. General Municipal Law § 104-b requires adoption and periodic review of procurement policies, and authorizes adoption and amendment of procurement policies to be undertaken by resolution, rather than by the local law or ordinance adoption process. The purpose of this local law is to amend Chapter 51 of the Town of Copake Town Code to clarify that the Town of Copake Procurement Policies shall be adopted and amended, when appropriate, by resolution of the Town Board.

##### **SECTION 3**

Chapter 51 of the Town Code of the Town of Copake, entitled “Procurement Policy” is hereby amended to read in its entirety as follows:

#### **Chapter 51. Procurement Policy**

##### **§ 51-1 Adoption of Procurement Policy.**

The internal policies and procedures governing all procurements of goods and services which are not required to be made pursuant to the competitive bidding requirements of General Municipal Law § 103 shall be adopted by resolution of the Town Board of the Town of Copake.

#### **SECTION 4**

If any word, phrase, sentence, part, section, subsection, or other portion of this Law or any application thereof to any person or circumstance is declared void, unconstitutional, or invalid for any reason, then such word, phrase, sentence, part, section, subsection, or other portion, or the proscribed application thereof, shall be severable, and the remaining provisions of this Law, and all applications thereof, not having been declared void, unconstitutional, or invalid, shall remain in full force and effect.

#### **SECTION 5**

This Local Law is enacted pursuant to N.Y. General Municipal Law § 104-b and the New York Municipal Home Rule Law.

#### **SECTION 6**

This Local Law is subject to a referendum on petition in accordance with Municipal Home Rule Law § 24.

#### **SECTION 7**

This Law shall become effective upon filing with the New York 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. \_\_\_\_ of 2022 of the (County)(City)(Town)(Village) of Copake was duly passed by the Town Board of the Town of Copake on \_\_\_\_\_, 2022 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 \_\_\_\_\_ 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 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.

\_\_\_\_\_  
Lynn Connolly, Town of Copake Town Clerk  
Clerk of the county legislative body, City, Town or Village  
Clerk or officer designated by local legislative body

(Seal)

Date: \_\_\_\_\_