

TOWN OF HAMPTON
COUNTY OF WASHINGTON, STATE OF NEW YORK
Local Law No. 2 of 2016

A LOCAL LAW AMENDING LOCAL LAW 1 OF 2011 SETTING HOURS OF
EMPLOYMENT FOR TOWN EMPLOYEES

Be it enacted by the Town Board of the Town of Hampton ("Town"), County of Washington, State of New York (" State") as follows:

Section 1. Legislative Intent.

The Board hereby finds and determines that it is in the best interests of the Town to offer to set forth the hours of employment for employees of the Highway Department of the Town of Hampton. Therefore, the purpose of this Local Law is to provide for the hours of employment for the employees of the Highway Department of the Town of Hampton.

Section 2. Hours of Employment.

The hours of employment for all non-elected employees of the Highway Department of the Town of Hampton shall be as follows:

- a. Hours of Employment- Eight (8) hour day- 6:00 a.m. to 2:30 p.m. Standard Eight (8) hour days and a five (5) day work week shall be effective October 16th through April 14th annually. The hours may be modified by the Town Highway Superintendent based on his or her determination of the needs of the department.
- b. Hours of Employment- Ten (10) hour day- 6:00 a.m. to 4:30 p.m. Modified Ten (10) hour days and a four (4) day work week shall be effective April 15th through October 15th annually. The hours may be modified by the Town Highway Superintendent based on his or her determination of the needs of the department.
- c. Lunch - daily- ½ hour unpaid, taken between 12:00 p.m. and 1:00 p.m., subject to modification at the discretion of the Highway Superintendent, provided that such modification does not increase or decrease the lunch period.
- d. Morning break (before 12:00 p.m.) - 15 minutes paid, scheduled at discretion of Highway Superintendent.
- e. Afternoon break (after 12:00 p.m.)- 15 minutes paid, scheduled at discretion of Highway Superintendent.
- f. 8 hour and 10 hour schedules, and the applicable periods for such schedules, are at the discretion of the Highway Superintendent, and do not include call in time, snow removal, or other work time deemed necessary in the discretion of the Highway Superintendent.

Section 3. Applicability.

This Local Law shall apply to all current and future employees and shall be effective April 1, 2016.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this Local Law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 5. Effective Date.

This Local Law shall take effect immediately upon filing with the New York State Secretary 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 HAMPTON

Local Law No. 2 of the year 2016

A local law AMENDING LOCAL LAW 1 OF 2011 SETTING HOURS OF EMPLOYMENT FOR
(Insert Title)
TOWN EMPLOYEES

Be it enacted by the TOWN BOARD of the
(Name of Legislative Body)

County City Town Village
(Select one:)

of HAMPTON as follows:

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

(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 2016 of the (County)(City)(Town)(Village) of HAMPTON was duly passed by the TOWN BOARD on MARCH 16 2016, in accordance with the applicable provisions of law.
(Name of Legislative Body)

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.
(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 approved) (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) (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 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.

Rebecca S. James

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

Date: 3/19/14

(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.)

STATE OF NEW YORK
DEPARTMENT OF STATE

ONE COMMERCE PLAZA
99 WASHINGTON AVENUE
ALBANY, NY 12231-0001
WWW.DOS.NY.GOV

ANDREW M. CUOMO
GOVERNOR

ROSSANA ROSADO
ACTING SECRETARY OF STATE

March 24, 2016

Rebecca S Jones
Town Clerk
2629 State Route 22A
Hampton NY 12837

RE: Town of Hampton, Local Law 1, 2, 3 2016, filed on March 24, 2016

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) 473-2492



Department
of State

TOWN OF HAMPTON

TOWN CLERK

Rebecca S. Jones, RMC

WASHINGTON COUNTY

2629 STATE ROUTE 22A

PO Box 125

Hampton, New York 12837

PHONE #: (518) 282-9830 FAX #: (518) 282-9042

DAVID K. O'BRIEN, SUPERVISOR

Tamme Taran, Deputy Supervisor

COUNCILMAN

Tamme Taran

Donald Sady

Andrea Sweeney

Roger Weeden

March 19, 2016

NYS Department of State
Division of Corporations, State Records &
Uniform Commercial Code
One Commerce Plaza, 99 Washington Avenue
Albany, New York 12231

To Whom It May Concern:

Please find enclosed the following for filing.

- Local Law # 1 of 2016
- Local Law # 2 of 2016 and
- Local Law # 3 of 2016

Thank you.

Sincerely,

Rebecca S. Jones, RMC
Town Clerk
Town of Hampton

Enclosures