

A Public Hearing was held Thursday, November 6, 2014 at the Newfield Town Hall for the purpose of allowing the public to comment on the proposed amendment of Local Law No. 1 -1980 to provide for the defense of Town Officers and Employees. Present were: Supervisor Hart, Councilperson Laughlin and Councilperson Powers. There were also six others in attendance. Councilpersons James and Trask were absent.

The Public Hearing was called to order at 6:52 p.m. by Supervisor Hart.

Supervisor Hart read the proposed amendment to Local Law No. 1-1980 as follows:

**LOCAL LAW NO. 4 FOR THE YEAR 2014**

A local law amending Local Law #1 for the year 1980 which provides for the defense of town officers and employees.

Be it enacted by the town board of the Town of Newfield, New York, as follows:

Section 1. Purpose and Findings. Local Law #1 for 1980 does not include planning board members within the definition of employees to be defended and indemnified. The purpose of this Amendment is to add duly appointed planning board members as “employees” subject to being defended and indemnified under that law.

Section 2. Amended Definition of Employees. Section 1 of Local Law #1 of 1980 shall now read as follows:

Section 1. As used in this local law, unless the context otherwise requires: (a) the term “employee” shall mean any person holding a position by election, appointment or employment in the service of the town, but shall not include a volunteer, any person not compensated for his or her services or an independent contractor; provided, however, that a duly appointed member of the planning board shall be included as an ‘employee’ regardless of whether he or she is compensated. The term “employee” shall include a former employee, his or her estate or judicially appointed personal representative; (b) the term “town” shall mean the town of Newfield, New York.

Section 3. Except as above amended, all other provisions of Local Law #1 for the year 1980 shall remain in full force and effect.

Section 4. This local law shall take effect immediately upon filing in the office of the Secretary of State.

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Planning Chair Nance Dolge felt that the amendment should be broader includes other committee members ie: Recreation and Hamlet subcommittee. Ms. Dolge thought it was a shame not to cover residents who are doing good for the community. Supervisor Hart commented that the Town's legal counsel advised that not everyone can be covered. Supervisor Hart stated that the Board would like to pass the amendment to Local Law No. 1 of 1980. Then, after further legal counsel, amend it at a later date to include other committee members.

There being no further comment from the public Supervisor Hart called the Public Hearing for proposed amendment to Local Law No. 1 -1980 to a close at 7:00 p.m.

Respectfully Submitted,

November 11, 2014

Karen Miller Kenerson, Town Clerk