

**A RESOLUTION
OF THE CITY COUNCIL
OF THE CITY OF SARATOGA SPRINGS, NEW YORK**

BE IT RESOLVED, by the City Council of the City of Saratoga Springs, New York, as follows:

WHEREAS, Section 3 of the Public Officers Law requires that local officers must be residents of the political subdivision or municipal corporation for which he or she shall be chosen or within which he or she will be required to exercise official functions; and

WHEREAS, the government of the City of Saratoga Springs includes a City Attorney who is appointed by the Mayor and who serves as general legal advisor to all city departments and entities; and

WHEREAS, because of the residency language in the Public Officers Law, all city attorneys so appointed heretofore have resided in the City of Saratoga Springs. This has significantly restricted the number of qualified persons available for this important position; and

WHEREAS, the opportunity for Council members to seek qualified individuals for this position from anywhere in Saratoga County or any adjoining county would result in a significant benefit to the public; and

WHEREAS, the Council is aware that many municipalities have already sought exceptions to the residency language for designated local officers, including several city attorneys throughout the state, and the state legislature has granted more than 70 such exceptions in Section 3 of the Public Officers Law,

NOW, THEREFORE, this Council finds that legislation specifically allowing the appointment of persons residing in the County of Saratoga, or in an adjoining county within the State of New York, to the position of city attorney is reasonable, practical, and consistent with the city's goals. The Council hereby declares its intention to submit a proposal for such legislation to the offices of Senator Daphne Jordan and Assemblywoman Carrie Woerner for submittal to the State Legislature as soon as practicable. The Council directs that a copy of this resolution be immediately forwarded to the offices of Senator Jordan and Assemblywoman Woerner.

Dated:
Ayes _____ Nays _____

CITY COUNCIL OF THE CITY
OF SARATOGA SPRINGS, NY
By Dillon Moran, City Clerk