

dissolution pursuant to the provisions of former Article 19 of the New York State Village Law.

(i) That during his tenure in office, Mayor Sullivan unlawfully fired the Village Clerk/Treasurer, causing the Board of Trustees to expend thousands of taxpayer dollars to prosecute a lawsuit to have the Mayor's actions voided.

(j) That during his tenure in office, Mayor Sullivan arbitrarily failed and refused for several weeks to execute the papers required to renew a Bond Anticipation Note held by the Village's primary lender, Glens Falls National Bank and Trust Company, thereby causing the Village to become in default to the Bank and to risk injury to its credit.

(k) That during his tenure in office, Mayor Sullivan purported to revoke the statutorily required appointment of a Deputy Mayor which he made at the organizational meeting of the Village's current official year and, despite repeated requests by the Board of Trustees, has failed, refused and omitted either to rescind this revocation, or to make an alternative appointment.

(l) That during his tenure in office, Mayor Sullivan took the unprecedented step of excluding the Trustees of the Village from the Village office building by changing the locks and alarm codes to the building and failing to provide the Trustees with new keys or pass codes.

(m) That during his tenure in office, Mayor Sullivan appropriated and took control of the Village's official website for the purpose of advancing his own political viewpoint an agenda, thereby limiting the public's access to documents, data or points of view which were at odds with the Mayor's beliefs and positions, or contrary to the accomplishment of his political goals.

(m) That by his actions aforementioned, and by other actions too numerous to describe, Mayor Sullivan has conducted himself during his tenure in office in such a way as to create and foment substantial discord, disharmony, distrust and dissent between himself and the other elected

and appointed officials of the Village, such that the operations of the Village Government have been adversely affected; the morale of the Village's officers and employees has suffered greatly; the operations of the Village Government have been slowed and made ineffective; and the Village has been caused to expend taxpayer dollars for legal fees and other costs which, in the determination of the Board of Trustees, it should not have been required to spend.

Section 4. Appointment of Village Officers.

The mayor, trustees and village justices (if any) of the Village of Victory shall be elective officers. All other officers of the Village of Victory shall be appointed by the Board of Trustees.

Section 5. Appointment of Members of Boards of Commissioners and Management.

The Board of Trustees of the Village of Victory shall appoint the members of any board of commissioners or board of management of the Village; including, without limitation, the Joint Victory/Schuylerville Board of Water Management.

Section 6. Appointment of Members of Land Use Boards.

(a) The Board of Trustees of the Village of Victory shall appoint the members and alternate members of the Zoning Board of Appeals of the Village of Victory, and the Chairperson thereof.

(b) The Board of Trustees of the Village of Victory shall appoint the members and alternate members of the Planning Board of the Village of Victory, and the Chairperson thereof.

Section 7. Appointment and Supervision of Department and Non-Elected Officers and Employees (General).

It shall be the right and responsibility of the Board of Trustees of the Village of Victory to appoint and exercise supervision over all department and non-elected officers and employees of

the Village of Victory; provided, however, that the Board of Trustees may delegate the power to appoint and supervise certain employees to other Village officers or employees.

Section 8. Supervision of Village Clerk/Treasurer.

In the performance of her/his duties under Section 4-402 of the New York Village Law, the Clerk/Treasurer of the Village of Victory shall be supervised by the Board of Trustees of the Village; and the order directing the Village Clerk/Treasurer to pay claims referenced in subsection (d) of Section 4-402 of the New York Village Law may be signed by the Mayor, Deputy Mayor or any Trustee of the Village of Victory.

Section 9. Filling Vacancies In Office (Land Use Boards).

Vacancies on the Village of Victory Zoning Board of Appeals and Planning Board, caused other than by expiration of the terms thereof, shall be filled by the Board of Trustees for the unexpired terms.

Section 10. Filling Vacancies In Office (Boards of Commissioners and Management).

Vacancies on any board of commissioners or board of management of the Village of Victory (including, without limitation, the Joint Victory/Schuylerville Board of Water Management), caused other than by expiration of the terms thereof, shall be filled by the Board of Trustees for the unexpired terms.

Section 11. Filling Vacancies In Office (General).

Vacancies in offices of the Village of Victory caused other than by expiration of the terms thereof, shall be filled by the Board of Trustees, to the extent and for the periods of time set forth in section 3-312 (3) of the New York Village Law.

Section 12. Removal of Land Use Members.



The Board of Trustees shall have the power to remove, after public hearing, any member or alternate member of the Village of Victory Zoning Board of Appeals or Planning Board for cause. Any Zoning Board of Appeals or Planning Board member or alternate member may also be removed by the Board of Trustees for non-compliance with minimum requirements relating to meeting attendance and training as established by the Board of Trustees by local law.

Section 13. Removal of Board of Commissioner/Management Members. The Board of Trustees shall have the power to remove, after public hearing, any member or alternate member of a Board of Commissioners or Board of Management of the Village of Victory (including, without limitation, the Joint Victory/Schuylerville Board of Water Management) for cause. Any Board or Commissioners or Board of Management member or alternate member may also be removed by the Board of Trustees for non-compliance with minimum requirements relating to meeting attendance and training as established by the Board of Trustees by local law.

Section 14. Appointment of Deputy Mayor By Board of Trustees Should Mayor Fail To Do So.

(a) Should the Mayor of the Village of Victory fail or omit to appoint a Deputy Mayor at the Village's annual meeting, or within ten (10) days of the start of the Village's Official Year, whichever shall first occur, then the Board of Trustees is authorized and empowered, at any time thereafter, to appoint one of the trustees of the Village as deputy mayor.

(b) Should the Mayor of the Village of Victory fail or omit to fill a vacancy in the office of Deputy Mayor caused other than by the expiration of the term thereof within three (3) days of the date the vacancy occurs, then the Board of Trustees is authorized and empowered, at any time thereafter, to appoint one of the trustees of the Village as deputy mayor.

Section 15. Powers and Duties of Deputy Mayor.

The Deputy Mayor is vested with, and may perform, all of the powers and duties of the Mayor at any time that: a) the Mayor is absent or unavailable; or b) the Mayor is unable, due to illness, incapacity, or disqualification, to perform or exercise a power or duty; or c) the Mayor fails, omits, or refuses to perform a non-discretionary or ministerial power or duty which he is lawfully obligated to perform (including, without limitation, the powers and duties enumerated in subsections 4-400 (1)(i), (j), (k), (l) and (m) of the New York Village Law) and such refusal continues for forty-eight (48) hours or more after demand has been made upon him by the Board of Trustees for the performance of such power or duty.

Section 16. Power of Trustees To Sign Checks.

It shall be the responsibility of the Trustees of the Village of Victory to sign checks in the absence or inability of the treasurer or deputy treasurer, if any, when authorized by the Board of Trustees by resolution or local law, and a certified copy of such resolution or local law shall be notice to the depository of such authorization.

Section 17. Power of Trustees To Investigate Claims. It shall be the responsibility of the Board of Trustees of the Village of Victory to cause all claims to be thoroughly investigated and for such purpose it shall have the power to issue subpoenas to compel the attendance of the claimant or any other person or persons to appear, to be sworn or affirmed and to testify before the Board of Trustees or the village clerk or the village counsel relative to such claim, and when so sworn or affirmed to answer as to any facts relative to the justness of such claim. Subpoenas issued pursuant to this section may be served at any place within the State of New York in the same manner in which subpoenas issued out of the Supreme Court are served. This section shall

not be applicable to claims which are included within the provisions of section 50-h of the General Municipal Law.

Section 18. Power of Trustees To Issue Licenses. It shall be the responsibility of the board of trustees to issue all licenses and for such purpose shall be the “licensing officer” unless it designates another Village officer, which designation shall be filed with the Village Clerk.

Section 19. Power of Trustees To Designate Budget Officer. The Board of Trustees may designate any Village officer or employee to be “budget officer”, as that term is defined in section 5-500 (2) of the New York Village Law, which person shall serve at the pleasure of the Board of Trustees.

Section 20. Power of Trustees To Designate Presiding Officer At Meetings of Board of Trustees. It shall be the responsibility of the Board of Trustees to designate a member of said board to preside at the meetings of the Board of Trustees.

Section 21. Power of Trustees To Provide For Enforcement of Laws, Rules & Regulations. It shall be the responsibility of the Board of Trustees to provide for the enforcement of all laws, local laws, rules and regulations and to cause all violations thereof to be prosecuted.

Section 22. Power of Trustees To Exercise Supervision Over Police and Other Subordinate Officers. It shall be the responsibility of the Board of Trustees to exercise supervision over the conduct of the police and other subordinate officers of the village.

Section 23. Supercession.

All ordinances, local laws, resolutions, rules or regulations of the Village of Victory, the Village of Victory Planning Board and Zoning Board of Appeals, and the Village Law of the State of New York, and parts thereof, which are inconsistent with this local law are hereby repealed