

Sec. 3.05. Acting Mayor. [Added 9-21-2009 by L.L. No. 14-2009]

1. Title. This local law shall be entitled "A Local Law Adding to the City Charter Section 3.05 to the Powers and Duties of the Mayor to Appoint an Acting Mayor."
2. Intent and purpose. This local law provides for the creation of the position of Acting Mayor, who shall be appointed by the Mayor to assure that the office and powers of the Mayor are properly executed in the absence of the Mayor from office or where the Mayor's disability causes his/her absence, preventing the Mayor from executing the functions of the Mayor's office.
3. Appointment of Acting Mayor.
 - a. The City Council hereby creates the position of Acting Mayor, who shall be appointed by the Mayor, subject to City Council approval, within three (3) months of the City of Beacon's reorganization meeting.
 - b. In the event of a tie vote of the City Council on the approval of the Mayor's appointment of an Acting Mayor, the Mayor's appointment shall stand.
4. Qualifications of Acting Mayor. The Acting Mayor shall be a member of the City Council at the time of appointment.
5. Duties of Acting Mayor. The Acting Mayor shall have all the powers and perform all the duties of the Mayor during any period of the Mayor's absence from office and shall be entitled to cast one (1) vote as Acting Mayor and no vote as a Council member.
6. Term of service. The Acting Mayor shall cease serving as Mayor upon the termination of the Mayor's absence and resumption by the Mayor of his/her mayoral duties.
7. Compensation. The Acting Mayor will not receive compensation for services as Mayor.
8. Determination. The determination of whether a vacancy exists in the elective office of Mayor shall be made as set forth in City Charter Section 2.08 and the Public Officers Law. If there is a conflict between the language of this local law and Section 2.08 or the Public Officers Law, the terms of Section 2.08 or the Public Officers Law shall supersede the provisions of this law.
9. Effective date. This law shall take effect immediately upon its filing in the office of the Secretary of State.