Exhibit C

Local Law No. 13-1983

FILED: WESTCHESTER COUNTY CLERK 09/11/2026 01:59 PM INDEX NO. 65935/2026
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WHEREAS, some of the structures have been placed on the National and State Registers of Historic Places while many others still await historic designation, and

WHEREAS, inclusion on the National and State registers does not confer comprehensive protection upon a historic structure, nor does it protect such structure from destruction or demolition, and

WHEREAS, such protection can only be conferred by passage of a municipal historic preservation ordinance, and

WHEREAS, only a few Westchester municipalities have historic preservation ordinances, and

WHEREAS, Westchester County has on staff the expertise needed to draw up a model historic preservation ordinance that could be made available to municipalities for adoption, and

WHEREAS, establishment of a model ordinance would fill a need that many municipalities may be unable to fill due to limited resources, and would avoid duplication, now, therefore, be it

RESOLVED, that the County Executive is hereby requested to direct the Planning Department, Law Department and other appropriate staff to begin work on drawing up a model historic preservation ordinance that could be made available to municipalities for adoption as they see fit.

Dated: November 29, 1983
White Plains, New York

Diane A. Keane
John E. Hand
John P. O'Leary
Katherine S. Carsky
John W. DeMarco

COMMITTEE ON COMMUNITY AFFAIRS

LOCAL LAW INTRO 17 - 1983: COMMITTEE ON POLICE AND CORRECTIONS: AMENDING CHAPTERS 173 AND 273 AND OTHER RELATED PROVISIONS OF THE LAWS OF WESTCHESTER COUNTY IN RELATION TO THE STRUCTURE OF THE DEPARTMENT OF PUBLIC SAFETY. [See also Public Hearing C ---this agenda.]
(For text, see minutes of November 28, 1983.)

Mr. Brady presented Local Law Intro 17 - 1983 and moved its adoption, which was declared carried by the following vote:

AYE - Legislators: Brady, Crosbie, DeMarco, DeRario, Galef, Gibbs, Hand, Hochberg, Keane, O'Leary, Pierro, Tocci, Chairman - 13.

NAY - Legislators Carsky and Spano - 2.

LOCAL LAW INTRO 17 - 1983

A LOCAL LAW amending Chapters 173 and 273 and other related provisions of the Laws of Westchester County in relation to the structure of the Department of Public Safety

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BE IT ENACTED by the County Board of the County of Westchester as follows:

Section 1. Section 173.01 of the Laws of Westchester County is hereby amended to read as follows:

§173.01. DEPARTMENT ESTABLISHED; COMMISSIONER/SHERIFF.

There shall be a Department of Public Safety [Services] in which there shall be a Commissioner/Sheriff of Public Safety [Services] who shall be the head of the department. The Commissioner/Sheriff shall be appointed by the County Executive, subject to [the approval of] confirmation by the County Board, to serve at his pleasure. Prior to appointment, the County Executive shall simultaneously refer the name of the proposed appointee to the County Board and the Police Board. The Police Board shall interview the proposed appointee and contemporaneously submit to the County Executive and the County Board a written evaluation of the person's qualifications for the position. The Commissioner/Sheriff shall [be a person with] have training and experience in the administration of law enforcement and shall have such other qualifications as the County Executive and the County Board may prescribe. [The Commissioner/Sheriff may serve as chief officer of any division, bureau, office or unit which may be established in the department. The Commissioner/Sheriff shall be appointed for a term of four (4) years; provided, however, that the first appointee shall be the present elected Sheriff whose term shall expire on December 31, 1982. The County Executive may remove for cause the Commissioner/Sheriff upon charges made and heard by the County Executive, and any punishment imposed by the County Executive shall be subject to the approval of the County Board of Legislators.] He shall perform all [acts] duties and functions required by law and regulations of competent authority, including all [acts] duties and functions heretofore performed by the elected Sheriff and may issue orders as are necessary and proper for the performance of said duties and the operation of the Department. The Commissioner/Sheriff may adopt and enforce rules[,] and regulations [and orders] for the operation, government, administration and [disposition] discipline of the various divisions and units of the Department of Public Safety [Services]. Prior to the adoption by the Commissioner/Sheriff of rules and regulations regarding procedures for discipline of members of the Division of Police, they shall be reviewed and approved by the Police Board. The County Board of Legislators may also adopt rules and regulations regarding procedures for discipline of members of the Division of Police. Pending such adoption of rules[,] and regulations and the issuance of such orders by the Commissioner/Sheriff, the rules and regulations and orders now in force for the Division of the Westchester County Parkway Police and the Office of the Sheriff shall continue.

§2. Section 173.21 of the Laws of Westchester County is hereby amended to read as follows:

§173.21. IMPOSITION OF DUTIES AND OBLIGATIONS OF ELECTED SHERIFF ON COMMISSIONER/SHERIFF AND GRANTING OF RIGHTS AND PRIVILEGES OF ELECTED SHERIFF TO COMMISSIONER/SHERIFF.

Whenever any law, statute or regulation of the State of New York or any section of this Charter or of the Westchester County Administrative Code imposes or hereafter imposes any duty or obligation upon the elected Sheriff in Westchester County, such duty or obligation shall be continued in the office of the Commissioner/Sheriff of Public Safety [Services], except for those duties and obligations presently imposed, or hereafter imposed upon the Commissioner of Correction of Westchester County. Whenever any rights or privileges are granted by any law, statute or regulation of the State of New York or by this Charter or the Westchester

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County Administrative Code to the elected Sheriff in Westchester County, such rights or privileges shall be continued in the office of the Commissioner/Sheriff of Public Safety [Services], except for rights and privileges presently granted or hereafter granted to the County Commissioner of Correction.

§3. Section 173.31 of the Laws of Westchester County is hereby amended to read as follows:

§173.31. TRANSFER OF RECORDS.

All records of every kind, nature and description which at the date this law takes effect are in the possession, custody and control of the elected Sheriff or the Department of the Sheriff are hereby transferred to the possession, custody and control of the Commissioner/Sheriff of Public Safety [Services] and the Department of Public Safety [Services].

§4. Section 173.41 of the Laws of Westchester County is hereby amended to read as follows:

§173.41. CONTRACTS TO RENDER POLICE SERVICE TO OTHER MUNICIPALITIES.

(1) Any contract between [a city, village or town outside a village or any municipal] the county and other municipal corporation for joint [or consolidated] police service pursuant to Article 5-G of the General Municipal Law [and subject to the approval of the County Executive and Board of Legislators,] may provide that the county, through the Department of Public Safety [Services], will furnish a specified degree and type of police service [by the Division of the Westchester County Police] to such municipality at a cost to be set forth in such contract, which contract shall be for a term of not more than four (4) years. It shall be competent in such contract to provide for the number of police officers to be assigned to duty in such [city, village or town] municipal corporation. Such contract shall not replace an existing local police force but shall only be for special and specified police functions and services in the aid of such esixting local police force. Such contract shall not limit the power of the Commissioner/Sheriff of Public Safety [Services] in removing, demoting or otherwise disciplining any member[s] of the [Westchester County Police] Department of Public Safety. During the life of such members of the [Westchester County Police] Department of Public Safety so assigned shall have the same powers and duties within the contracting municipality as is given to them by state law, the County Charter and Administrative Code or any other law. The county, through its Commissioner/Sheriff of Public Safety [Services], may request and contract for police services from any municipality if such services may be available.

(2) The [county] Department of Public Safety will continue [on a voluntary basis] to render [, upon request,] to any municipality, subject to available budgetary appropriations, those various special services formerly rendered by the elected Sheriff and/or Parkway Police. The [County] Department through its Commissioner/Sheriff of Public Safety [Services] may request and receive police services from any municipality, such service to be rendered on a voluntary basis. This does not limit however the former law enforcement powers of the Sheriff throughout the County which are hereby vested in the Commissioner/Sheriff.

§5. Section 152.31 of the Laws of Westchester County is hereby amended to read as follows:

Section 152.31. POWERS AND DUTIES OF THE DEPARTMENT.

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The Department of Laboratories and Research shall be responsible for pathological, toxicological, serological, [and] bacteriological and other laboratory work for the Public Health District, [and] the Office of Medical Examiner and the Department of Public Safety [Services]. It shall perform such other appropriate duties as may be imposed upon it by the Laboratory Board of Managers, the County Executive or the County Board.

§6. Section 273.01 of the Laws of Westchester County is hereby amended to read as follows:

§273.01. POWERS AND DUTIES OF THE DEPARTMENT.

The Department of Public Safety [Services] shall [contain, but not be limited to,] consist of the following divisions: Division of Westchester County Police, Division of Services and Office of Disaster and Emergency Services. [The Division of Westchester County Police shall have the following bureaus: Police Operations, Police Staff Services, Criminal Investigation, Field Services and Support Services.] The Division of Westchester County Police [Division] and the Division of Services shall each be headed by a Deputy Commissioner to be appointed by the Commissioner/Sheriff, subject to the approval of the County Executive, to serve at the Commissioner/Sheriff's pleasure. [The Deputy Commissioner first appointed shall be the incumbent chief of the Westchester County Parkway Police on the effective date of this Article. The Deputy Commissioner may only be removed for cause on charges by the Commissioner/Sheriff to be heard by the County Executive. The Division of Services shall be headed by a Deputy Commissioner, be the incumbent under-sheriff on the effective date of this Article. This Division shall include, but not be limited to, the Civil Bureau, Courts and Transportation Bureau, Warrant Bureau and Training Bureau.] The Office of Disaster and Emergency Services shall be headed by a Director appointed by the Commissioner/Sheriff of Public Safety, subject to the approval of the County Executive, to serve at the Commissioner/Sheriff's pleasure.

2. [In addition to these three divisions, there] There shall also be within the department a Police [Advisory] Board and a Public Safety Emergency Force, as hereinafter described. [All heads of divisions and bureaus shall be named by the Commissioner/Sheriff except as heretofore set forth.] The Commissioner/Sheriff may establish other units within the Department of Public Safety as he may deem necessary for the efficient operation of the department.

§7. Section 273.03 of the Laws of Westchester County is hereby amended to read as follows:

§273.03. COMMITMENT AND DISCHARGE OF PRISONERS.

[The Commissioner/Sheriff shall file and preserve in his office all commitments and discharges of prisoners and such other papers and documents as may be required by law or regulations of competent authority.] Whenever any prisoner shall be sentenced by any magistrate, judge or court, it shall be the duty of such magistrate, judge or the clerk of the court, [if there be one,] to forthwith deliver to the Commissioner/Sheriff two (2) [duplicate commitments] copies of the order of commitment, [one (1)] both of which the Commissioner/Sheriff shall deliver with the prisoner to the [officer or institution to which the prisoner is thereby committed, and the other of which, with a proper receipt for such prisoner endorsed thereon or attached thereto, the Commissioner/Sheriff shall file and preserve in his office] Department of Correction. Whenever a prisoner shall be discharged [or set free] by any magistrate, judge or court, it shall be the duty of such magistrate, judge [or court] or clerk of the court, [if there be one, forthwith] to

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forthwith deliver to the Commissioner/Sheriff a certificate of release[, stating that such prisoner was discharged or set free and giving the date and hour of such discharge,] directing the prisoner be discharged from custody at a specified time and date. [which certificate shall be filed by the Commissioner/Sheriff and preserved in the Commissioner/Sheriff's office. Any officer, magistrate, judge or clerk neglecting to deliver such commitments or certificates of discharge to the Commissioner/Sheriff, or at the jail, for more than forty-eight (48) hours after such commitment or discharge, shall be liable to a fine not to exceed ten dollars ($10.00) for each such neglect, to be collected by the Commissioner/Sheriff for the county, and it shall be the duty of the Commissioner/Sheriff to enforce the provisions of this section.] The Commissioner/Sheriff of Public Safety shall deliver the certificate of release forthwith to the Department of Correction.

The Commissioner of the Department of Correction shall file and preserve in his department all records pertaining to the commitment and discharge of prisoners and such other records of a prisoner's confinement as may be required by law.

§8. Section 273.08 of the Laws of Westchester County is hereby amended to read as follows:

§273.08. DISBURSEMENTS.

The Commissioner/Sheriff or his designee shall be entitled to [his] actual disbursements within the appropriations made therefor by the County Board for travel, lodging and food incurred while traveling or transporting a prisoner or any other [persons who he is] person required by law to be [transport] transported, where the cost of such travel and transportation is made by law a county charge. Claims for such disbursements properly verified or certified shall be presented to the Commissioner of Finance. Whenever it shall be necessary to keep together the members of a jury during their deliberations, the Court may direct the Commissioner/Sheriff to furnish specified meals and/or lodging to such jurors. The claim for the expense thereof shall be presented to the Commissioner of Finance for payment bearing the approval of the Commissioner/Sheriff or his designee and the judge or clerk of the court for which the jury was chosen.

§9. Section 273.11 of the Laws of Westchester County is hereby amended to read as follows:

Section 273.11. [BUREAU] DIVISION OF SERVICES.

In addition to any duties assigned by the Commissioner/Sheriff, the [Bureau] Division of Services shall have all the powers and duties exercised by the Civil Division and the Bureau of Courts and Transportation of the Office of the Sheriff prior to the effective date of this Article.

§10. Section 273.21 of the Laws of Westchester County is hereby repealed.

§11. Section 273.31 of the Laws of Westchester County is hereby amended to read as follows:

Section 273.31. DIVISION OF WESTCHESTER COUNTY POLICE.

The Division of Westchester County Police shall consist of the former division of the Westchester County Parkway Police and the [existing] former Bureau of Criminal Investigation in the Department of the Sheriff. All the law enforcement and police powers, duties and obligations presently or hereafter granted or im-

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posed on the Sheriff by [any state law, Westchester County Charter, Westchester County Administrative Code or local] law shall be continued and vested in the Division of the Westchester County Police of the Department of Public Safety [Services].

§12. Section 273.41 of the Laws of Westchester County is hereby amended to read as follows:

Section 273.41. POLICE [ADVISORY] BOARD.

There shall be a Police Board to consist of five (5) members entitled Police Board Commissioners who [are] shall be residents of Westchester County. The County Executive shall appoint three (3) members subject to the approval of the Board of Legislators, and the Chairman of the Board of Legislators shall appoint two (2) members subject to the approval of the Board of Legislators. Of the five (5) members first appointed, two (2) shall be appointed for three (3) years, two (2) shall be appointed for two (2) years and one (1) shall be appointed for one (1) year. All subsequent appointments shall be for a three (3) year term. The County Executive shall appoint one (1) member to be Chairman of the Board. The Commissioner/Sheriff of Public Safety, [Services] or the Deputy Commissioner in charge of the Division of the Westchester County Police if so designated by the Commissioner/Sheriff, shall be an ex-officio member of the Board without vote. The Chairman of the Board of Legislators may also appoint a member of the Board of Legislators to serve as an ex-officio member of the Board without vote. The members of the Board shall serve [as such] without compensation but shall be entitled to [receive their] reimbursement for actual disbursements and expenses [in] incurred performing the duties of their office.

§13. Section 273.44 of the Laws of Westchester County is hereby repealed and a new Section 273.44 is enacted as follows:

Section 273.44. POWERS AND DUTIES OF THE POLICE BOARD.

The Police Board shall consult with and advise the Commissioner/Sheriff or his designee on matters affecting the Division of Westchester County Police; shall receive from the Commissioner/Sheriff for review a monthly report of the activities of the Division of Westchester County Police; and shall refer to the Commissioner/Sheriff for investigation complaints regarding the conduct of any member of the Division of Westchester County Police which they may receive. The Board shall meet at least once a month and at such times as either the Commissioner/Sheriff, the Chairman or two (2) other members may deem necessary. A special meeting may be called by giving at least two (2) days notice to the other members of the Board of the time and place where the meeting is to be held. A record shall be kept of all meetings and a copy of the minutes of each meeting submitted to the Commissioner/Sheriff.

§14. Section 273.51 of the Laws of Westchester County is hereby amended to read as follows:

Section 273.51. MUNICIPAL FUNCTIONS NOT ABRIDGED; JURISDICTION OF [COURTS OF SPECIAL SESSIONS] LOCAL CRIMINAL COURTS; VIOLATIONS UNDER LOCAL ORDINANCES; RIGHT OF REMOVAL; DISPOSITION OF FINES.

1. Nothing herein shall be construed to abridge the right of any municipality within the County to perform its lawful functions of government within its boundaries or consistent with present law to pursue and apprehend as it lawfully may any person or persons who commit any breach of any statute, ordinance or regulation.

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2. [Any] A Local Criminal Court having jurisdiction within [any] a subdivision of the county [containing territory as described in §273.67 hereof] where property is owned or under the control of the County, or owned or under the control of the State or any municipality in the County with which the County has a specified agreement or contract for police services, shall have jurisdiction to hear and determine all charges involving the violation of any rules, regulations or ordinances [or any of the provisions or amendments thereof] adopted by the County Board[,] or the Departments of Public Works, Environmental Facilities and Parks, Recreation and Conservation [and the Playland Commission]. All such violations are defined as misdemeanors for the sole purpose[s] of making applicable all procedural provisions of law relating to misdemeanors, [and no jury trial shall be allowed for such misdemeanors] with the exception of a trial by jury.

3. Where such violation is committed on the boundary of two (2) or more such municipalities or within five hundred (500) yards thereof, or partly in one and partly in another, or the acts or effects thereof constituting or requisite to the [consumption] commission of the violation occur in two (2) or more such municipalities, the jurisdiction shall be in either of [such] the municipalities comprising and being, respectively, jurisdictions of any such local criminal courts, and jurisdiction is also in any court held in and for the county if such court has jurisdiction of persons accused of committing a misdemeanor and who may be lawfully prosecuted by indictment.

4. Where any violation of such rules, regulations, or ordinances shall constitute a violation of any statute or of any ordinance, rule[s] or regulation[s] of any city, town or village, the offender may be prosecuted either under the provisions of such statute, ordinance, rule or regulation, or under the rules, regulations and ordinances adopted by the County Board[,] or the Departments of Public Works, Environmental Facilities[,] and Parks, Recreation and Conservation [or the Playland Commission]. [but a] A conviction or acquittal under one (1) shall bar a prosecution for the same act or omission under any of the others.

5. The jurisdiction above given to said courts to hear and determine all violations of any such rule, regulation or ordinance adopted by the County Board[,] or the Departments of Public Works, Environmental Facilities[,] and Parks, Recreation and Conservation [or the Playland Commission] shall be subject to the right of removal as provided by the Criminal Procedure Law to a court having authority to inquire by the intervention of a grand jury into offenses committed within the county.

6. All fines collected under the provisions of this section in the city, town or village shall be paid to such city, town or village and credited to the general fund.

§15. Section 273.61 of the Laws of Westchester County is hereby amended to read as follows:

Section 273.61. POWER OF OFFICERS TO ADMINISTER OATHS.

Where an appearance ticket or [summons] traffic ticket has been served by a member of [such Division of the Westchester County Police] the Department of Public Safety in lieu of arrest, in cases of violations of the Vehicle and Traffic Law, or of ordinances, rules and regulations enacted pursuant thereto or pursuant to any other law relating to traffic or violations [or] of any ordinances, rules and regulations adopted by the County Board, the Departments of Public Works, Environmental Facilities[,] and Parks, Recreation and Conservation [or the Playland Commission], any officer of [such] the Division of Westchester County Police of the grade of sergeant or acting sergeant or higher is hereby authorized to

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administer to such member all necessary oaths in connection with the execution of the complaint to be presented in court [by such member] in the prosecution of such offense. Any such instrument may be in printed form and sworn to in accordance with section 100.30 of the Criminal Procedure Law of the State of New York.

§16. Section 273.64 of the Laws of Westchester County is hereby amended to read as follows:

Section 273.64. [RULES AND REGULATIONS OF THE POLICE ADVISORY BOARD OF THE DIVISION OF WESTCHESTER COUNTY POLICE;] HEARING AND DETERMINATION OF CHARGES AGAINST MEMBERS OF THE DIVISION OF WESTCHESTER COUNTY POLICE.

[Except as otherwise provided by law, a member of the Division of Westchester County Police shall continue in office unless suspended or dismissed by the Commissioner/Sheriff or, in his absence, by the Deputy Commissioner in charge of the Westchester County Police.]

1. Upon investigation of the conduct of any member of the Division of Westchester County Police, the Commissioner/Sheriff may determine to prefer disciplinary charges against such member. Such member shall have the right to a hearing upon the charges on eight (8) days written notice. The notice shall set forth the charges preferred. The charged party shall have the right to be represented by counsel and to offer sworn testimony in his defense. The Police Board shall appoint a hearing officer from a list composed of persons submitted by the County Attorney who either presently serve or have previously served as hearing officers in disciplinary proceedings in other departments and such other persons as may be suggested by the Chairman of the Police Board, to preside at a hearing upon such charges. After the hearing is completed, the hearing officer shall prepare a report on the proceedings, including his recommendation for the disposition of the charges, to be transmitted to the Police Board. The Police Board shall review the report and recommendation and determine the guilt or innocence of the charged party with respect to each charge preferred and recommend to the Commissioner/Sheriff a penalty consistent therewith. The Commissioner/Sheriff may either adopt or reduce the punishment recommended by the Police Board, but may not increase it.

2. [The Police Board is authorized to make and adopt, subject to the approval of the Commissioner/Sheriff, or the County Board of Legislators may adopt rules and regulations for the examination, hearing, investigation and determination of charges made or preferred against any member of the Division of Westchester County Police. Except as otherwise provided, no fine, suspension or dismissal of any member of the Division of the Westchester County Police shall become final until written charges have been examined, heard and investigated in such manner as the said rules and regulations shall prescribe.] Except as otherwise provided by law, a member of the Division of Westchester County Police shall continue in office unless suspended or dismissed by the Commissioner/Sheriff or in his absence, by the Deputy Commissioner in charge of the Westchester County Police. [Any] A member of the Division of the Westchester County Police may be suspended without pay by the Commissioner/Sheriff pending the [trial] hearing of charges [by the Board with the approval of the Commissioner/Sheriff or otherwise in accordance with the rules and regulations adopted as herein provided].

[Any member of the Division of the Westchester County Police shall have the right to a hearing and trial of such charges. No hearing or trial shall be held unless the accused shall have had at least eight (8) days' notice in writing of such hearing or trial. The notice shall set forth the charges against the accused. The accused

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shall have the right to be heard under oath and to produce witnesses who may testify in his defense under oath. At such hearing or trial the accused shall have the right to be represented by counsel.]

3. Any member of the Division of Westchester County Police found guilty upon charges of [neglect or dereliction] incompetency or misconduct in the performance of his official duty or violation of rules and regulations or disobedience or incompetency to perform official duty or an act of delinquency seriously affecting his general character or fitness for office, [with the approval of the Commissioner/Sheriff,] may be punished by reprimand, by a fine not to exceed one hundred (100.00) to be deducted from the salary or compensation of such member, by suspension without pay for a period not exceeding two (2) months, by demotion in grade, title or pay scale step, or by dismissal. [If any] In the event that a member of the Division of Westchester County Police suspended without pay on disciplinary charges is ultimately found not guilty of such charges [shall not be convicted of the charges preferred], he shall be entitled to full pay from the date of suspension less the amount of compensation which he may have earned in any other employment or occupation and any unemployment benefits he may have received during such period. [notwithstanding such charges and suspension. The Commissioner/Sheriff may reduce the punishment recommended by the Board but may not increase it.]

4. Prior to the appointment of a hearing officer and the setting of a hearing date, disciplinary charges preferred against a member of the Division of Westchester County Police may be settled by the Commissioner/Sheriff without the approval of the Police Board. Subsequent to that time, any stipulation settling disciplinary charges preferred against a member must be approved by both the Commissioner/Sheriff and the Police Board.

§17. Section 273.67 of the Laws of Westchester County is hereby amended to read as follows:

Section 273.67. PUBLIC SAFETY EMERGENCY FORCE.

The Commissioner/Sheriff may appoint, without pay or at nominal pay, volunteers as members of the Public Safety Emergency Force, persons who have [met] the basic police training as [may be required by the Commissioner/Sheriff] required by the municipal police training council and the Commissioner/Sheriff or as otherwise prescribed by law. Such appointees when assigned to duty shall possess all the police powers of part-time deputy sheriffs [or emergency special deputies] as provided for in §653 [or 655] of the County law.

§18. Section 273.71 of the Laws of Westchester County is hereby amended to read as follows:

Section 273.71. [SPECIAL POLICEMEN AND/OR PART-TIME POLICE OFFICERS] PART-TIME PUBLIC SAFETY OFFICERS: EMPLOYMENT AND POWERS.

The [Police Board, with the approval of the] Commissioner/Sheriff [and within the budget appropriations therefor,] may, whenever [in its judgment] necessary for the preservation of the public peace and the enforcement of law and order and the observance[s] of ordinances, rules and regulations adopted by the County Board or the Departments of Public Works, Environmental Facilities and Parks, Recreation and Conservation [or the Playland Commissioner] or any constituent municipality of the county which contracts with the county for police services, for a period of six (6) months or less, appoint and employ as many [special

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police officers and/or part-time police officers] part-time public safety officers as [it] he may deem desirable. Each [person as and] part-time public safety officer shall have the basic police training required by the municipal police training council and the Commissioner/Sheriff or as otherwise presribed by law to qualify as a peace officer when so appointed, and during the term of his or her employment. Each such officer shall be a resident of the county and entitled to vote therein at the time of his or her appointment, and shall [be designated as a Special Westchester County Police Officer, and while acting as such shall be a police officer as defined by §1.20(34) of the Criminal Procedure Law and shall have the same jurisdiction described in §273.44 hereof, and the same powers and duties and] be subject to the same orders, rules and regulations as the regular members of the [Division of Westchester County Police] Department of Public Safety. However, nothing herein contained shall prevent the Commissioner/Sheriff from exercising his powers to deal with emergencies as provided by law.

§19. Section 273.75 of the Laws of Westchester County is hereby amended to read as follows:

Section 273.75. [SPECIAL POLICE OFFICERS AND/OR PART-TIME POLICE OFFICERS] PART-TIME PUBLIC SAFETY OFFICERS; ROSTER; BADGES; CLASSIFICATION AND PAY; REMOVAL: NOT TO BE MEMBERS OF [COUNTY POLICE BUREAU] DEPARTMENT OF PUBLIC SAFETY.

The Department of Public [Services] Safety shall cause to be kept a roster showing the name, residence address, age, date of appointment and the date of termination of service of each person so appointed and employed as a part-time public safety officer[; and shall cause to be provided and furnished to each such person a badge on which shall be plainly printed the words "Special Westchester County Police Officer" which shall be worn conspicuously by each of such special police officers and/or part-time police officers while serving as such and be surrendered by him or her on the termination of his or her service, and delivered to the Police Board for future use]. Such [special police officers and/or part-time police officers] part-time public safety officers shall be classified as per diem employees, and their pay or compensation for the days employed shall be fixed by the [Police Board] Commissioner/Sheriff subject to the County Personnel Rules. Any [special police officers and/or part-time police officers] part-time public safety officer so appointed and employed may be removed at any time by the [Police Chief] Commissioner/Sheriff without assigning any cause therefor. Nothing in this Article shall be construed to constitute such [special police officer and/or part-time police officers] part-time public safety officers members of the [regular Westchester County Police] Department of Public Safety, and they shall only be entitled to receive per diem pay and shall not be entitled to receive any other salary, pay, compensation or monies or to share in any police pension or welfare fund.

§20. Section 273.81 of the Laws of Westchester County is hereby amended to read as follows:

Section 273.81. DISPOSITION OF LOST, STOLEN AND UNCLAIMED PROPERTY.

1. Notwithstanding the provisions of any general, special or local law to the contrary, all property or money which shall come or be taken into the custody of any member of the [Westchester County Police] Department of Public Safety on suspicion of having been feloniously obtained, or of being the proceeds of crime, and for which there is no claimant other than the person from whom such property was taken, and all lost property coming into the possession of any member of the

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[Westchester County Police] Department of Public Safety, and any and all property and money taken from pawnbrokers as the proceeds of crime, or by any member of the [Westchester County Police] Department of Public Safety from persons supposed to be insane, intoxicated or otherwise incapable of taking care of themselves, and remaining in the possession of the [Division of Westchester County Police] department for a period of one (1) year without any lawful claimant thereto, may be sold, by a person designated by the [Police Board] Commissioner/Sheriff, at public auction, in a suitable room to be designated by [such Police Board] the Commissioner/Sheriff for such purpose; and the proceeds of such sale shall be paid over to the Commissioner of Finance for county purposes. Before each sale may be conducted, notice thereof, together with a list of the articles to be sold at such sale, shall be advertised once, at least ten (10) days prior to said sale, in two (2) newspapers published in the county. Money remaining in the possession of the [Division of Westchester County Police] Department of Public Safety for a period of one (1) year without any lawful claimant thereto shall be paid over to the Commissioner of Finance for county purposes.

2. However, where the property consists of burglar tools of any description, or firearms, or cartridges, or explosives or armored or bullet-proof clothing, or motor vehicles, or gambling apparatus, or wines or fermented liquors, or soiled, bloody or unsanitary clothing, or solids or liquids of unknown or uncertain composition, or opium, morphine, heroin, cocaine, or any of its admixtures or derivatives, or hypodermic syringes and needles, or obscene pictures, prints, effigies, statues or any poisonous, noxious or deleterious solids or liquids, or any property which in the opinion of the [Police Advisory Board] Commissioner/Sheriff is of slight value and the sale of which might result in injury to the health or safety of the public, [it] he may direct [the Division of Westchester County Police] a designee to destroy each and every article of such nature. If, in the opinion of the [Police Advisory Board] Commissioner/Sheriff, any such firearms, or cartridges, or explosives, or armored or bullet-proof clothing or motor vehicles, may be used for the purposes of [such police division] the Department of Public Safety or other government purposes, such firearms, or cartridges, or explosives, or armored or bullet-proof clothing or motor vehicles, may, in the discretion of the [Police Advisory Board] Commissioner/Sheriff, be used for such purposes and the same need not be offered for sale as in this section provided.

§21. Section 273.91 of the Laws of Westchester County is hereby amended to read as follows:

Section 273.91. TRANSFER OF EMPLOYEES.

Any employee presently in the employ of the county who pursuant to this Article is placed in the Department of Public Safety [Services] shall suffer no reduction in pay or diminution of his rights and privileges in relation to his pension or other fringe benefits enjoyed by such employee at the time of the effective date of this Article. No permanent employee presently employed in the Bureau of Parkway Police or the Office of the Sheriff shall be separated from employment because of any of the provisions of this Article, provided; however, that nothing herein contained shall be construed as a bar to any action taken as a result of the collective bargaining process.

§22. Section 273.151 of the Laws of Westchester County as last amended by section nine of Local Law 7 - 1979 is hereby further amended to read as follows:

Section 273.151. DUTY TO REPORT DEATHS; NEGLECT A MISDEMEANOR.

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It shall be the duty of any person who may become aware of a death under any of the circumstances set forth in the preceding section to report such death forthwith to the office of the Medical Examiner, or to the District Attorney, or to the Commissioner/Sheriff of Public Safety [Services] or a police officer, who shall forthwith notify the Medical Examiner. Any person who shall willfully neglect or refuse to report such death or who without written order from the Medical Examiner shall willfully touch, remove or disturb the body of the dead person, or willfully[,] touch, remove or disturb the clothing, or any article upon or near such body, shall be guilty of a misdemeanor.

§23. This Local Law shall take effect immediately.

MOTION - ADJOURNMENT: 3rd District (Mr. Brady): Move that when the Board adjourns, it adjourn to meet on Monday, December 12, 1983, at 4:00 P.M.

On MOTION of Legislator Hand, the Board adjourned.

COW-059