

Part I Chapter 48, “Attendance of Meetings via Videoconference”, of the Village Code of the Incorporated Village of Plandome Manor, be and hereby is created and shall read as follows:

Chapter 48
Attendance of Meetings via Videoconference

§ 48-1 Legislative Intent.

- A. By passing Chapter 56 of the Laws of 2022, the New York State Legislature amended Section 103 of the Public Officers Law, to add Section 103-a. Section 103-a of the Public Officers Law permits the Village to authorize members of its Public Bodies to attend meetings by videoconference under Extraordinary Circumstances.

- B. Section 103-a(2)(a) of the Public Officers Law requires that the Village Board adopt a local law, following a public hearing, authorizing the limited use of videoconferencing under Extraordinary Circumstances.

§ 48-2 Definitions.

As used in this chapter, the following terms shall have the following meaning:

Extraordinary Circumstances: For the purposes of this Chapter, Extraordinary Circumstances means disability, illness, caregiving responsibilities, inclement weather, travel, or a significant or any other significant or unexpected factor or event which prevents a member of a Public Body from attending a meeting of the Public Body in-person.

Public Body: Any entity, for which a quorum is required in order to conduct public business and which consists of two or more members, performing a governmental function for the state or for an agency or department thereof, or for a public corporation as defined in section sixty-six of the general construction law, or committee or subcommittee or other similar body consisting of members of such public body, or an entity created or appointed to perform a necessary function in the decision-making process for which a quorum is required in order to conduct public business and which consists of two or more members. A necessary function in the decision-making process shall not include the provision of recommendations or guidance which is purely advisory and which does not require further action by the state or agency or department thereof or public corporation as defined in section sixty-six of the general construction law.

§ 48-3 Attendance of Meetings via Videoconference for Extraordinary Circumstances Authorized

- A. The Village Board authorizes its members, and members of any other Public Body of the Village, who experience Extraordinary Circumstances, to participate in meetings using videoconferencing technology in a manner consistent with Section 103-a of the Public Officers Law.

- B. The Village Board shall, by Resolution, create written procedures further governing its use of videoconferencing by its members in compliance with Section 103-a of the Public Officers Law.

§ 48-4 Severability

If a court of competent jurisdiction determines that any clause, sentence, paragraph subdivision, or part of this local law or the application thereof to any person, firm or corporation or circumstance is invalid or unconstitutional, the Court's order or judgment shall not affect, impair or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

§ 48-5 Effective Date.

This Local Law shall take effect immediately upon filing with the Secretary of State.