

4078

2011-2012 Regular Sessions

I N   S E N A T E

March 16, 2011

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Introduced by Sen. BONACIC -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT to amend chapter 158 of the laws of 1988 relating to establishment of a library district in the town of Hurley, Ulster county, in relation to changing the hours of the library's annual election and the organization of the board of trustees

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Paragraph (c) of subdivision 1 of section 2 of chapter 158  
2     of the laws of 1988, relating to establishment of a library district in  
3     the town of Hurley, Ulster county, is amended to read as follows:  
4     (c) the election of [three] trustees as hereinafter provided. The  
5     trustees of the West Hurley library shall give notice of said election  
6     by the publication of a notice in one or more newspapers having a gener-  
7     al circulation in the district to be served. The first publication of  
8     such notice shall be not less than thirteen days and not more than twen-  
9     ty days prior to the date of such election. In addition, the board of  
10    trustees of the West Hurley library shall cause copies of such notice to  
11    be posted conspicuously in five public places in the district at least  
12    thirteen days prior to the date of such election. Such notice shall  
13    specify the time when and the place where such election will be held,  
14    the issues to be decided at said election and the hours during which the  
15    polls will be open for receipt of ballots. The board of trustees of the  
16    West Hurley library shall prepare the ballots for such elections and the  
17    polls shall remain open for the receipt thereof at all elections from  
18    [seven] FOUR o'clock p.m. until [ten] EIGHT o'clock p.m., and such addi-  
19    tional consecutive hours prior thereto as the board of trustees of the  
20    West Hurley library may have determined and specified in the notice  
21    thereof. The board of trustees shall designate a resident taxpayer of  
22    such district to act as chairman of any election of such district and  
23    shall designate not less than two nor more than four resident taxpayers

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets [ ] is old law to be omitted.

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1 to act as election inspectors and ballot clerks at such elections. No  
2 trustees shall serve as such chairman or as an election inspector or  
3 ballot clerk. The board of trustees may adopt a resolution providing  
4 that such chairman, election inspectors and ballot clerks shall be paid  
5 for their respective services at the initial election or at any annual  
6 election or at any subsequent special election. Such resolution, if  
7 adopted, may fix reasonable compensation for the services of each such  
8 official. Every voter of the first, third, fifth and seventh election  
9 district of the town of Hurley otherwise qualified to vote at a general  
10 town election shall be qualified to vote at said election. After the  
11 polls have been closed at said election, the election inspectors and  
12 ballot clerks shall immediately canvass publicly the ballots cast and  
13 the chairman of the election shall publicly announce the result. Within  
14 seventy-two hours thereafter, the chairman, election inspectors and  
15 ballot clerks shall execute and file a certificate of the result of the  
16 canvass with the board of trustees and with the town clerk of the town  
17 of Hurley.

18 S 2. Section 3 of chapter 158 of the laws of 1988, relating to estab-  
19 lishment of a library district in the town of Hurley, Ulster county, is  
20 amended to read as follows:

21 S 3. Organization and structure. The West Hurley public library  
22 district shall be managed, operated and controlled by a board of trus-  
23 tees consisting of [nine] SEVEN TO ELEVEN members. These trustees shall  
24 at the first regular meeting of the board determine by lot the year in  
25 which each of their terms of office expire, [and the terms shall expire  
26 as follows: After one year - three trustees; after two years - three  
27 trustees; after three years - three trustees] WITH ONE-THIRD OF THE  
28 BOARD EXPIRING EACH YEAR. As vacancies occur trustees shall be elected  
29 at the annual election herein provided for to serve for three year terms  
30 by the voters of the library district hereby created, said terms to  
31 commence on the first day of October next following the election. Only  
32 qualified voters of the district shall be eligible for election to the  
33 board of trustees. The board of trustees at its first meeting each year  
34 shall elect or appoint a president and vice-president who shall be  
35 members of the board and a clerk, treasurer and such other officers as  
36 they deem necessary. If the board so determines, the offices of clerk  
37 and treasurer may be held by individuals who are not members of the  
38 board of trustees, and in that event, these officers may, if the board  
39 so determines, receive compensation as fixed by resolution of the board.

40 S 3. This act shall take effect immediately.