

# STATE OF NEW YORK

S. 5776

A. 7522

2017-2018 Regular Sessions

## SENATE - ASSEMBLY

April 28, 2017

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

IN ASSEMBLY -- Introduced by M. of A. PALUMBO -- read once and referred to the Committee on Local Governments

AN ACT to amend section 1 of chapter 924 of the laws of 1941 relating to legalizing acts and proceedings of the town board of the town of Southold, Suffolk county relating to the establishment of the Mattituck park district, in relation to appointment of a treasurer by the park commissioners

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 1 of chapter 924 of the laws of 1941 relating to  
2 legalizing acts and proceedings of the town board of the town of South-  
3 hold, Suffolk county relating to the establishment of the Mattituck park  
4 district, as amended by chapter 459 of the laws of 2009, is amended to  
5 read as follows:  
6 Section 1. The Mattituck park district in the town of Southold,  
7 Suffolk county, heretofore established by the town board of the town of  
8 Southold pursuant to the petition of resident taxpayers of the district,  
9 is hereby continued as a public park district in said town. The legal  
10 voters of the district, as determined by the Suffolk county board of  
11 elections list of eligible voters in effect as of the previous general  
12 election, shall elect three residents of such park district thereof to  
13 be the park commissioners, for terms of one, two and three years respec-  
14 tively[; and]. The park commissioners shall [~~also elect~~] be authorized  
15 to appoint a treasurer in such park district [~~for a term of three~~  
16 ~~years,~~] who shall be entitled to receive and have custody of the funds  
17 of the district and pay out the same for the purposes herein provided  
18 for, on the order of the park commissioners. The treasurer, before

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

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1 entering upon the duties of his or her office, shall give such security  
2 for the safe-keeping and lawful application of the funds of the district  
3 as the town board of the town of Southold may require. Additional secu-  
4 rity shall be given from time to time for the safe-keeping and lawful  
5 application of the proceeds of town bonds or certificates of indebt-  
6 edness issued and sold for any improvement or acquisition of land voted  
7 by residents of the district and approved by the town board of the town.  
8 The commissioners constituting the board of park commissioners, elected  
9 pursuant to chapter sixty-one of the laws of nineteen hundred twenty-  
10 four, now in office, shall constitute the board of park commissioners  
11 herein provided for until the expiration of their present terms, respec-  
12 tively, and the present incumbent of the office of the treasurer of said  
13 district shall continue to be the treasurer of said district until the  
14 expiration of his or her term and until his or her successor is  
15 ~~[elected]~~ **appointed** and has qualified. The park commissioners shall  
16 receive no compensation for their services, but shall be reimbursed for  
17 their expenses actually and necessarily incurred by them in the perform-  
18 ance of their duties hereunder. The treasurer shall receive [~~a~~] compen-  
19 sation to be fixed by the park commissioners [~~within the amount author-~~  
20 ~~ized by the residents of the district~~]. The park commissioners may  
21 employ a secretary and such other employees and technical assistants as  
22 may be necessary and fix their compensation within the amount provided  
23 therefor. Residency within the Mattituck park district shall be deter-  
24 mined by the voter's address as set forth on the Suffolk county board of  
25 elections list of eligible voters in effect as of the previous election  
26 and shall be within the boundaries of the Mattituck park district as set  
27 forth in this chapter.

28 The annual estimates of amounts necessary to provide for the operation  
29 of the park district shall include estimates of amounts necessary to pay  
30 the salary of the treasurer and expenses of the park district for  
31 personal service of employees and expenses of the park commissioners,  
32 and the amount or amounts approved and voted by the residents of the  
33 district shall be included and raised by tax on taxable real property of  
34 the park district.

35 § 2. This act shall take effect immediately.