

LAWS OF NEW YORK, 2002

CHAPTER 152

AN ACT to amend chapter 398 of the laws of 2000 relating to creating the Thrall public library district of Middletown and Wallkill, in relation to extending the boundaries of such public library district and renaming it the Middletown Thrall Regional public library district

Became a law July 23, 2002, with the approval of the Governor.  
Passed by a majority vote, three-fifths being present.

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

Section 1. Section 1 of chapter 398 of the laws of 2000 relating to creating the Thrall public library district of Middletown and Wallkill, as amended by chapter 13 of the laws of 2001, is amended to read as follows:

Section 1. Notwithstanding the provisions of any general, special or local law to the contrary, there is hereby created and established in the county of Orange a public library district which shall include: 1. the geographic boundaries consisting of the enlarged city school district of Middletown, all of the town of Wallkill with the exception of those properties located within the Goshen central school district; but shall include all portions of the Valley Central school district, the Pine Bush central school district and the Minisink Valley central school district to the extent of their portions located within the town of Wallkill only, and that portion of the town of Mount Hope which is located within the Pine Bush central school district.

2. all of the additional portions contained within the Minisink Valley central school district including portions of the town of Wawayanda, Mount Hope, Greenville and Minisink, that are included within such school district.

The public library shall be known as the Middletown Thrall Regional public library district [~~of Middletown and Wallkill~~].

§ 2. Chapter 398 of the laws of 2000 relating to creating the Thrall public library district of Middletown and Wallkill is amended by adding a new section 2-a to read as follows:

§ 2-a. Additional election. 1. The expansion of the Middletown Thrall Regional public library district to include subdivision two of section one of this act shall not occur unless it is approved by a public vote of the residents of the current library district and the residents of the area described in subdivision two of section one of this act. Upon receipt of a petition signed by not less than two hundred voters qualified to vote at a general election such petition must have the signatures of at least one hundred residents from the area the library covers prior to November 30, 2002, and at least one hundred signatures from residents of the area to be incorporated into the library district pursuant to subdivision two of section one of this act, the board of elections shall give notice of an election to be held no later than November 30, 2002. If a majority of the voters approve the expansion of

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

the district, then such expansion shall occur effective January 1, 2003. At said election the issue shall be:

(a) whether the public library district herein described shall be expanded to include all of the area identified as the Minisink Valley central school district within the county of Orange effective January 1, 2003;

(b) whether the board of trustees of the Middletown Thrall Regional public library district should be expanded from its current seven members to nine members;

(c) whether the budget therefor proposed by the board of trustees of the Middletown Thrall Regional public library district for the 2003 fiscal year shall be approved or disapproved.

The trustees of the Middletown Thrall Regional public library district shall give notice of said election by the publication of a notice in one or more newspapers having a general circulation in the district to be served. The first publication of such notice shall be not less than thirteen days and not more than twenty days prior to the date of such election. In addition, the board of trustees of the Middletown Thrall Regional public library district shall cause copies of such notice to be posted conspicuously in at least five public places including the town or city halls of all communities within the new proposed boundaries of the district at least fourteen days but not more than twenty days prior to the date of such election. Such notice shall specify the date, time and place where such election will be held, the issues to be decided at said election and the hours during which polls will be open for the receipt of ballots thereof at all elections from 8:00 a.m. until 8:00 p.m. There shall be at least two polling locations, one in the present Middletown Thrall Regional public library district, and one in the expansion area of the Minisink Valley school district. The board of trustees of the Middletown Thrall Regional public library district shall designate a resident qualified voter of its district to act as chairperson of any election and shall designate not less than two nor more than four resident qualified voters at each polling place to act as election inspectors or ballot clerks. No library trustee, elected school board members, or elected office holder in any of the communities included in the proposed enlarged district may act as chairperson, election inspector or ballot clerk. Trustees of the Middletown Thrall Regional public library district board may adopt legislation providing that the chairperson, election inspectors and ballot clerks shall be paid for their respective services. Every voter, otherwise qualified to vote at a general election within the area of the proposed enlarged library district shall be qualified to vote in this referendum. After the polls have closed at said election, the election inspectors and the ballot clerks shall immediately publicly canvas the ballots and the chairperson of the election shall publicly announce the results. Within seventy-two hours thereafter the trustees of the Middletown Thrall Regional public library district shall certify the results of the election.

2. The expanded district proposed pursuant to this section will be considered to have been approved if a majority of the qualified voters casting ballots on the appointed day shall have voted "yes" to such proposal.

3. In the event that the expanded district is approved and two new seats are added to the board of trustees of the Middletown Thrall Regional public library district the following shall occur:

(a) At the next general election of the Middletown Thrall Regional public library district, all voters in the expanded district shall be allowed to participate and ballot to fill all vacancies on the board of trustees including the two new positions and any other matters the library board may bring forward for a vote.

(b) Trustee candidates will be required to file nominating petitions in accordance with the rules established by the board of the Middletown Thrall Regional public library district for all of its trustee elections.

(c) The terms of the newly elected trustees will be determined by the following: the two candidates with the most votes will get four-year terms, the next winning candidate or candidates will get a three-year term or terms.

§ 3. This act shall take effect immediately.

The Legislature of the STATE OF NEW YORK ss:

Pursuant to the authority vested in us by section 70-b of the Public Officers Law, we hereby jointly certify that this slip copy of this session law was printed under our direction and, in accordance with such section, is entitled to be read into evidence.

JOSEPH L. BRUNO  
Temporary President of the Senate

SHELDON SILVER  
Speaker of the Assembly