

Village of Canton, New York
Local Law No. ____ of the Year 2018

A LOCAL LAW

*EXTENDING THE TERMS OF OFFICE
OF MAYOR AND ALL TRUSTEES
FROM TWO YEARS TO FOUR YEARS
AND
PROVIDING THAT GENERAL VILLAGE ELECTIONS
SHALL BE HELD BIENNIALLY IN ODD NUMBERED YEARS*

Be it enacted by the Board of Trustees of the Village of Canton, New York, as follows:

A Village Law §3-302 includes the following provisions:

1. Village Law §3-302(1) provides that the Village's official year begins at noon on the first Monday in the month following the date of the general village election.
2. Village Law §3-302(2) provides that the term of office of each elective village officer shall commence at the start of the official year after his or her election.
3. Village Law §3-302(3) provides that the term of office of mayor and each trustee shall be two (2) official years.
4. Village Law §3-302(5)(a) provides that the Board of Trustees, by resolution or local law subject to permissive referendum, may extend to four (4) years the term of office of mayor, the terms of office for all trustees, or the terms of office of mayor and all trustees. No such resolution or local law, however, shall become effective within thirty (30) days prior to a general village election.
5. Village Law §3-302(7)(a) provides that the Board of Trustees may include in any resolution or local law which extends to four (4) years the term of office of mayor, the terms of office for all trustees, or the terms of office of mayor and all trustees, a provision that general village elections shall be held biennially in odd numbered years or in even numbered years, as the Board shall determine. No such resolution or local law, however, shall become effective within thirty (30) days prior to a general village election.
 - a. Village Law §3-302(7)(d) provides that if such resolution or local law shall become effective between a general village election in an odd numbered year and thirty (30) days prior to a general village election in the next even numbered year and provides that general village elections shall be held in odd numbered years, the successor to a mayor or trustee whose term of office

expires in an even numbered year shall, at the general village election preceding the expiration of such term of office, be elected for a single three (3) year term and their successors shall thereafter be elected for terms of four (4) years.

B. Pursuant to the authority provided by the Village Law and the Municipal Home Rule Law:

1. Subject to the provisions of Paragraph 2 of this section, the Board of Trustees of the Village of Canton hereby extends to four (4) years the terms of office of mayor and all trustees of the Village of Canton, to commence at the beginning of the official year following the 2018 general village election at which such offices are to be filled.
2. The Board of Trustees of the Village of Canton hereby determines that, following the 2018 general village election, general village elections in the Village of Canton shall be held biennially in odd numbered years, commencing with the 2019 general village election. Accordingly:
 - a. The successor to a mayor or trustee whose term of office expires in 2018, shall at the 2018 general village election be elected for a single three (3) year term, and their successors shall thereafter be elected for terms of four (4) years each.
 - b. The successor to a mayor or trustee whose term of office expires in 2019, shall at the 2019 general village election be elected for a four (4) year term, and their successors shall thereafter be elected for terms of four (4) years each.

C. This local law is subject to permissive referendum pursuant to Village Law Article 9. Accordingly:

1. Within thirty (30) days after the adoption of this local law, there may be filed with the Village Clerk a petition signed and acknowledged by at least twenty per cent (20%) of the electors of the Village of Canton, as shown on the register of electors for the previous general Village election, protesting against this local law and requesting that it be submitted to the electors of the village for their approval or disapproval. In such event, this local law shall not take effect until approved by the affirmative vote of a majority of the qualified electors of the Village voting on such proposition for its approval.
2. If a valid petition is not filed with the Village Clerk, then this local law shall take effect thirty (30) days after its adoption and upon filing with the Secretary of State.

D. This Local Law shall be effective upon the date it is filed with the Secretary of State, and shall be effective for general Village elections scheduled for the Village of Canton for November 2018 and thereafter.

I hereby certify that above stated Local Law, designated as Local Law No. ____ of 2018 of the Village of Canton, New York, was duly adopted by the Board of Trustees of the Village of Canton on _____, 2018 in accordance with applicable provisions of law.

Michael Dalton, Mayor
Date: _____ 2018

Sally Noble, Village Clerk
Date: _____ 2018