

**TOWN OF PENDLETON LOCAL LAW NO. \_\_ OF THE YEAR, 2019**

**A LOCAL LAW ENTITLED:  
“EXTENSION OF TOWN CLERK TERM OF OFFICE  
FROM TWO [2] YEARS TO FOUR [4] YEARS”**

WHEREAS, The Town of Pendleton hereby proposes a Local Law, pursuant to the New York Municipal Home Rule Law §10(1)(ii)(a)(1) and §24-a of the New York State Town Law entitled: **“EXTENSION OF TOWN CLERK TERM OF OFFICE FROM TWO [2] YEARS TO FOUR [4] YEARS”** ;

WHEREAS, pursuant to the New York Municipal Home Rule Law §10(1)(ii)(a)(1) “. . . every local government shall have power to adopt and amend local laws not inconsistent with the provisions of the constitution or not inconsistent with any general law, relating to the . . . terms of office, of its officers, and

WHEREAS, pursuant to the New York Town Law § 24-a the town board of any town may provide that the term of office of the Town Clerk shall be four [4] years, and

WHEREAS, the term of office of the Town Clerk for the Town of Pendleton is presently two [2] years; and

WHEREAS, pursuant to the New York New York Municipal Home Rule Law §10(1)(ii)(a)(1) and Town Law § 24-a the residents of the Town of Pendleton shall determine whether the term of office of the Town Clerk shall be extended from two [2] years to four [4] years, and such qualified electors of the Town of Pendleton shall make such determination at the November 5, 2019 election; and

WHEREAS, pursuant to the New York Municipal Home Rule Law §23 such local law shall become operative as prescribed herein only if there is approval at the November 5, 2019 election by the affirmative vote of a majority of the qualified electors of the Town of Pendleton voting upon the proposition; and

WHEREAS, pursuant to the New York Municipal Home Rule Law §23 if a majority of the votes cast on the proposition to extend the term of office of the Town Clerk from two [2] to four [4] years, when submitted as herein provided shall be in the affirmative, then the term of office of the Town Clerk elected on November 5, 2019 shall be for a period of four [4] years, commencing January 1, 2020.

RESOLVED, that a public hearing will be held on the 12<sup>th</sup> day of August, 2019 at 6:45 p.m. in the Pendleton Town Hall, Pendleton, New York, on said Local Law to extend the term of office of the Town Clerk for the Town of Pendleton from two [2] years to four [4] years; and be it further

RESOLVED, that this Local Law shall be subject to a mandatory referendum and shall only become effective after the approval of the electors of the Town of Pendleton at the November 5, 2019 general election of state and/or local government officers.