

LAWS OF NEW YORK, 2003

CHAPTER 399

AN ACT to amend chapter 233 of the laws of 2000 relating to authorizing the town boards of the towns of Oyster Bay and North Hempstead, county of Nassau, to establish the Gold Coast public library district, in relation to the administration of the Gold Coast public library district

Became a law August 19, 2003, 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. Subdivision 3 of section 3 of chapter 233 of the laws of 2000 relating to authorizing the town boards of the towns of Oyster Bay and North Hempstead, county of Nassau, to establish the Gold Coast public library district, is amended to read as follows:

3. Candidates for the office of member of the board of trustees of the library district shall be nominated by petition. A separate petition shall be required to nominate each candidate for a vacancy on the board. Each petition shall be directed to the town clerk of Oyster Bay, shall be signed by at least fifty qualified voters of the district, shall state the residence of each signer, and shall state the name and residence of the candidate. In the event that any such nominee shall withdraw candidacy prior to the election, such person shall not be considered a candidate unless and until a new petition nominating such person in the same manner and within the same time limitation applicable to other candidates is filed with the town clerk of the town of Oyster Bay. Each petition shall be filed with the town clerk of Oyster Bay between the hours of 9:00 a.m. and 5:00 p.m., not later than the thirteenth day preceding the election at which time the candidates nominated are to be elected. In the event the district is created, petitions nominating candidates for the board of trustees after the initial election shall be filed with the secretary of the Gold Coast public library district or his or her designee.

§ 2. Section 4 of chapter 233 of the laws of 2000 relating to authorizing the town boards of the towns of Oyster Bay and North Hempstead, county of Nassau, to establish the Gold Coast public library district, is amended to read as follows:

§ 4. Organization and structure. The library district shall be managed, operated and controlled by a board of trustees consisting of nine members. The trustees shall at the first regular meeting of the board determine when terms of office of each member shall expire. The term of three trustees shall expire on the last day in the second December after the establishment of the library district and each year thereafter the term of three trustees shall expire. As vacancies occur trustees shall be elected at an annual election to be held [~~on the first Tuesday in the month of December~~] within the first fifteen days of September, as determined year to year by the board of trustees. Only qualified voters of the district shall be eligible for election to the

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

board of trustees. The board of trustees at its first meeting each year shall elect or appoint a president and vice-president who shall be members of the board and a secretary, treasurer and such other officers as they deem necessary. If the board so determines, the offices of secretary and treasurer may be held by individuals who are not members of the board of trustees and, in that event, such officer may, if the board so determines, receive compensation as fixed by resolution of the board.

§ 3. Subdivision 2 of section 5 of chapter 233 of the laws of 2000 relating to authorizing the town boards of the towns of Oyster Bay and North Hempstead, county of Nassau, to establish the Gold Coast public library district, is amended to read as follows:

2. The board of trustees shall, in accordance with the provisions of section 104 of the town law, annually file with the clerk of each of the municipalities within the district on or before the [~~first~~] twentieth day of [~~February~~] September an estimate of the proposed budget including costs of providing library services to be raised by levy for the library district in the fiscal year beginning on the first day of [~~July of that~~] January of the next succeeding year. The municipalities shall not make any change in the estimate of revenues or expenditures submitted by the board of the library district in preparation of its preliminary budget.

§ 4. Section 5 of chapter 233 of the laws of 2000 relating to authorizing the town boards of the towns of Oyster Bay and North Hempstead, county of Nassau, to establish the Gold Coast public library district, is amended by adding a new subdivision 6 to read as follows:

6. The town boards of the towns of Oyster Bay and North Hempstead, shall have the power to authorize, sell, and issue bonds, notes, and other evidences of indebtedness pursuant to the local finance law in order to permit the library district to provide facilities or improved facilities for library purposes. Upon written request from the board of trustees of the Gold Coast public library district, after approval by the qualified voters of such district, the town boards of the towns of Oyster Bay and North Hempstead shall authorize, sell, and issue such bonds, notes, or other evidences of indebtedness as are necessary to accomplish the improvements specified in the notice. The proceeds of such bonds, notes, or other evidences of indebtedness shall be paid to the treasurer of the Gold Coast public library district and maintained in a segregated account in accordance with section 165.00 of the local finance law and expended by the treasurer only on specific authorization by the board of trustees.

§ 5. Section 8 of chapter 233 of the laws of 2000 relating to authorizing the town boards of the towns of Oyster Bay and North Hempstead, county of Nassau, to establish the Gold Coast public library district, is renumbered section 9 and a new section 8 is added to read as follows:

§ 8. Education law. Except as otherwise provided by this act, the provisions of the education law relating to public libraries shall be applicable to the Gold Coast public library district.

§ 6. 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