

**Supporting The Position Of The Ulster County Town Clerks' Association To Keep The Offices Of Town Clerks, Tax Collectors And Highway Superintendents As Elected Officials**

Legislator Lomita and Legislators Aiello, Cummings, Fabiano, Felicello, Gerentine, Hansut, Harris, Maloney, Noonan, Petit, Roberti, Roberts, Ronk, Terpening, Terrizzi and Zimet offer the following:

WHEREAS, Governor David Paterson's proposed New York State Budget for 2009-2010 advances several recommendations of the Commission on Local Government Efficiency and Competitiveness including providing additional flexibility to convert local administrative positions (i.e. Town Clerks, Tax Collectors and Highway Superintendents) from elected to appointed positions, and

WHEREAS, the right of voters to elect town clerks, highway superintendents and tax collectors in local communities will be disenfranchised, and

WHEREAS, transparency in government has been established under Municipal Home Rule Law 10 and provides a means to change elected positions to appointed following a Mandatory Referendum, and

WHEREAS, Governor David Paterson, through the budget process, proposes to change the Mandatory Referendum to a Permissive Referendum which can be adopted without any public comment, and

WHEREAS, Sections 26 through 28 of the Governor's budget will create **NO FISCAL SAVINGS** for the State and in fact, will cost local governments additional administrative expenses, now, therefore, be it

RESOLVED, that the Ulster County Legislature believes that the offices of Town Clerk, Tax Collector and Highway Superintendent should be independent and remain part of the checks and balances of the local government and be elected positions, and, be it further

RESOLVED, that the Ulster County Legislature urge Governor Paterson to reject changes to the aforementioned elected positions as indicated in the body of this resolution, and, be it further

RESOLVED, that the Clerk of the Ulster County Legislature shall forward copies of this resolution to Governor David Paterson, New York State Comptroller's Office, Senate Majority Leader Malcolm Smith, Senate Minority Leader Dean G. Skelos, Assembly Speaker Sheldon Silver, Assembly Majority Leader Ron Canestrari, Assembly Minority Leader James N. Tedisco, New York State Senators John J. Bonacic and William J. Larkin, Jr., New York State Assemblymen Kevin A. Cahill,

**Resolution No. 128 April 7, 2009**

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Clifford W. Crouch, Peter Lopez and Frank K. Skartados and the New York State Association of Counties,

and move its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 26 NOES: 0  
(Absent: Legislators Aiello, Dart, Maloney,  
Provenzano, Roberts, Shapiro and Stoeckeler)

FINANCIAL IMPACT:  
NONE

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