

**Resolution No. 313**

Supervisor HOWARD offered the following Resolution and moved its adoption:

RESOLUTION URGING THE GOVERNOR TO VETO A.04282B/S3505B WHICH WOULD MOVE CERTAIN LOCAL ELECTIONS TO EVEN-NUMBERED YEARS

WHEREAS, Assemblywoman Amy Paulin and Senator James Skoufis reintroduced legislation that would move local elections to even-numbered years during the 2023 legislative session; and

WHEREAS, versions of this legislation were introduced in previous years and failed to reach the floor for a vote due to lack of support; and

WHEREAS, after the 2022 session concluded, the bill sponsor indicated that hearings would be held on the proposal through the Election Committee process; however, there were no hearings held; and

WHEREAS, the Fulton County Board of Supervisors has several concerns with this bill; and

WHEREAS, this legislation usurps the Home Rule powers reserved by local governments and protected by the Constitution of the State of New York, raising questions of legality and constitutional authority; and

WHEREAS, local municipalities have had the ability to change their elections to even-numbered years for decades, and chose not to do so; and

WHEREAS, establishing the schedule of local elections is the right of the local government, and has been for more than 100 years; and

WHEREAS, the proposed legislation circumvented the legislative process during this session, limiting public input and understanding the impacts; and

WHEREAS, there are concerns that the current election and ballot counting technology would not be able to adequately meet the demands of the significantly increased ballot size; and

WHEREAS, there are significant legal and constitutional questions regarding the legality of this measure that have not been adequately addressed; now, therefore be it

RESOLVED, That the Fulton County Board of Supervisors hereby strongly urges the Governor to oppose this legislation and utilize her veto authority to reject this proposal; and, be it further

**Resolution No. 313 (Continued)**

RESOLVED, That certified copies of this Resolution be forwarded to the County Treasurer, Governor Kathy Hochul, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Senate Minority Leader Robert Ort, Assembly Minority Leader William Barclay, Assemblywoman Amy Paulin, Senator James Skoufis, Senator Mark Walczyk, Assemblyman Robert Smullen, Assemblywoman Mary Beth Walsh, Assemblyman Matthew Simpson, the New York State Association of Counties, Budget Director/County Auditor and Administrative Officer/Clerk of the Board.

Seconded by Supervisor GROFF and adopted by the following vote:

TOTAL: Ayes: 19 Nays: 0 Absent: 1 (Supervisor Kinowski)

STATE OF NEW YORK }  
COUNTY OF FULTON } ss:

I, Jon R. Stead, Clerk of the Board of Supervisors of Fulton County hereby certify that I have compared the foregoing resolution with the original resolution, adopted by the Board of Supervisors of said County, at a duly called and held meeting of said Board on the 10<sup>th</sup> day of JULY 2023, and the same is a true and correct transcript therefrom and the whole thereof.

Witness my hand and official seal  
This 10<sup>th</sup> day of JULY 2023

  
Clerk of the Board of Supervisors of Fulton County