



### Agenda Item Details

Meeting	Apr 22, 2026 - Finance Working Session
Category	6. Policy & Governance Review Discussion
Subject	B. Repeal Unauthorized Trustee Term Limits Resolution #035-26
Type	

## MOUNT VERNON PUBLIC LIBRARY BOARD OF TRUSTEES

### RESOLUTION #035-26

#### RESOLUTION TO REPEAL UNAUTHORIZED TRUSTEE TERM LIMITS IN ARTICLE IV, SECTION 4(b) AND AMEND BYLAWS TO CONFORM WITH NEW YORK EDUCATION LAW

**WHEREAS**, the Board of Trustees of Mount Vernon Public Library is governed by the New York Education Law applicable to school district public libraries; and

**WHEREAS**, New York Education Law §260 governs the election and service of trustees of school district public libraries and does not impose term limits; and

**WHEREAS**, Article IV, Section 4(b) of the Bylaws provides that “No Trustee shall serve more than two (2) consecutive full terms,” a provision derived from New York Education Law §225, which does not apply to this Board; and

**WHEREAS**, Article XII of the Bylaws authorizes the Board, by a two-thirds (2/3) vote, to suspend any bylaw provision in connection with the business at hand; and

**WHEREAS**, the Board has reviewed applicable provisions of the Education Law and determines that Article IV, Section 4(b) is inconsistent with governing law and should be repealed to ensure compliance therewith;

**NOW, THEREFORE, BE IT RESOLVED**, that pursuant to Article XII of the Bylaws and upon a two-thirds (2/3) vote of the Board, the Board hereby suspends Article IV, Section 4(b) solely to the extent necessary to permit the consideration, deliberation, vote upon, adoption, and immediate implementation of this amendment, and waives any procedural notice requirements under the Bylaws to the extent permitted by law; and

**BE IT FURTHER RESOLVED**, that the Board hereby amends its Bylaws by repealing Article IV, Section 4(b) in its entirety, and hereby eliminates any and all trustee term limits contained in the Bylaws; and

**BE IT FURTHER RESOLVED**, that this repeal is permanent, unconditional, and of continuing force and effect, and may be altered or amended only by a subsequent duly adopted bylaw amendment in accordance with applicable law and the Bylaws of the Board; and

**BE IT FURTHER RESOLVED**, that any and all prior resolutions, policies, practices, or interpretations inconsistent with this amendment are hereby expressly superseded, nullified, and of no further force or effect to the extent of such inconsistency; and

**BE IT FURTHER RESOLVED**, that this amendment applies retroactively to all prior service by any trustee, and such service shall not be used to limit, restrict, or disqualify eligibility for election or continued service; and

**BE IT FURTHER RESOLVED**, that the Bylaws shall be interpreted consistently with New York Education Law §260; and

**BE IT FURTHER RESOLVED**, that this amendment shall take effect immediately upon adoption.

A main motion made by Trustee \_\_\_\_\_, seconded by Trustee \_\_\_\_\_, the Board approved resolution #035-26. The voted carried \_\_\_ yes and \_\_\_ objections.

**Recorded Votes**

Cynthia Crenshaw-

Cynthia Dickerson-

Kim Harper-

Hope Marable-

Loretta Thomas-