

TOWN OF MIDDLEFIELD

**LOCAL LAW No. _____ of the Year 2026 As
adopted _____, 2026**

**A LOCAL LAW ABOLISHING THE ELECTIVE OFFICE OF HIGHWAY
SUPERINTENDENT AND CREATING THE APPOINTED OFFICE OF HIGHWAY
SUPERINTENDENT OF THE TOWN OF MIDDLEFIELD, NEW YORK**

Be It Enacted by the Town Board (“Board”) of the Town of Middlefield, New York (“Town”) as follows:

Article I. The Town desires to abolish the elected position of Superintendent of Highways and replace it with an appointed position of Superintendent of Highways. By doing so, the Board anticipates it will be able to assert greater oversight and accountability in the operation, function, and responsibility of upkeep and maintenance of Town highways, attract a wider applicant pool for the position of appointed Superintendent of Highways, and minimize the risk of vacancies and ensure continuity in leadership.

Article II. Pursuant to the Municipal Home Rule Law §10, the Town hereby abolishes the elective office of the Town Highway Superintendent (“Superintendent”), effective at the end of the day, December 31st, 2026.

Article III. The appointive office of Superintendent is hereby created as of the first day of the year following the General Election at which this Local Law was codified by a majority of the voters in a Mandatory Referendum.

Article IV. Upon the effective date of this Local Law, no Superintendent shall be elected, and upon codification of this Local Law abolishing the office of elected Superintendent for whom no successor shall be elected, the Board shall appoint a Highway Superintendent, commencing the first day of January succeeding the abolition of the office of the elective Superintendent. The Town Board shall be the appointing authority for the Superintendent of Highways. The Town Board shall set the terms and conditions for the employment of the appointed Highway Superintendent.

Article V. The appointed Superintendent of Highways shall have such powers and shall perform such duties as are or hereafter may be conferred or imposed by law, as qualified and approved by the Board, and such further duties as the Board may determine not inconsistent with law.

Article VI. This Local Law shall supersede any provision of the Town Law of the State of New York to the contrary.

Article VII. This Local Law is subject to mandatory referendum according to the provisions of Municipal Home Rule Law §23.

Article VIII. This Local Law shall take effect immediately upon filing with the Secretary of State, after approval of a majority of the electors voting thereon in accordance with the requirements of Municipal Home Rule Law §23.

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