

AMENDED AND RESTATED RULES AND REGULATIONS GOVERNING
ELECTIONS OF COMMISSIONERS OF THE GREAT NECK PARK DISTRICT
AS REVISED THROUGH September 23, 2020(With COVID-INFO)

These rules and regulations are intended to implement the provisions of the New York State Town Law (the "Town Law") concerning improvement district elections. In the event of a conflict between any provision of these regulations and the Town Law, the Town Law shall govern.

Date of Election: In accordance with the provisions of Town Law Section 211, an annual election shall be held in the Great Neck Park District (GNPD) on the second Tuesday of December of each year.

Hours of Election: Polling places shall be open on the date of the election between the hours of 1 PM and 9 PM.

Election Districts and Polling Places: For the purpose of the annual election, the GNPD shall be divided into the four election districts set forth below (park election districts) as delineated on the map annexed hereto and made part hereof and each qualified voter of the GNPD shall vote in the park election district in which he or she resides and at the polling place designated for that park election district.

Park Election District No. 1 – this district includes Nassau County election districts 1 through 5, 6, (to the extent that this last mentioned County Election district is in the park district), 7, 8, and 11 (to the extent that this last mentioned County Election district is in the park district) and encompasses the Village of Kings Point, Saddle Rock Estates and those areas of the Village of Great Neck which are: (a) east of Middle Neck Road and north of Hicks Lane and (b) west of Middle Neck Road. The polling place for park election district No. 1 is Great Neck House, 14 Arrandale Avenue, Great Neck, New York.

Park Election District No. 2 – this district includes Nassau County election districts 9, 10, 12 through 14, and encompasses that area of the Village of Great Neck which is east of Middle Neck Road, and the unincorporated area of the Town of North Hempstead which is south of the Village of Great Neck and north of the Village of Kensington. The polling place for park election district No. 2 is Great Neck House, 14 Arrandale Avenue, Great Neck, New York.

Park Election District No. 3 – this district includes Nassau County election districts 17 through 23, and 28, and encompasses the Village of Great Neck Plaza, the Village of Thomaston, and the Village of Kensington. The polling place for park election district No. 3 is Manhasset-Lakeville Fire Department Company # 3, 25 Prospect Street, Great Neck, New York

Park Election District No. 4 – this district includes Nassau County election districts 24, 26, 27, 29, 30 (to the extent that this last mentioned county election district is in the park district), 33 (to the extent that this last mentioned county election district is in the park district), 70 (to the extent that this last mentioned county election district is in the park district), 106 (to the extent that this last mentioned

county election district is in the park district), and encompasses the Village of Russell Gardens and the following unincorporated areas of the Town of North Hempstead: (a) Great Neck Terrace Apartments, (b) Lakeville, Upland, Lake Success Hills and Manor sections of Great Neck, and (c) all other unincorporated areas bounded by Great Neck Road on the north, Northern Blvd. on the south, Middle Neck Road to the east and Great Neck Road on the west. The polling place for park election district no. 4 is Manhasset-Lakeville Fire District's Company # 4 Firehouse, on the corner of Jayson Avenue and Northern Blvd., Great Neck, New York.

Use of Voting Machines: Commencing with the December 12, 2017 election and thereafter, electronic voting machines authorized for use by special districts under applicable New York State laws, rules and regulations shall be used to record the vote in the annual election, to be supplemented or replaced entirely with paper ballots in the event, or to the extent, that such electronic machines are unavailable, not functioning or not authorized for use under applicable laws, rules and regulations.

Notice of Annual Election:

- A. At least sixty (60) days prior to the date of the annual election, the district clerk shall cause a notice of the election to be published in Great Neck News and the Great Neck Record.
- B. The notice shall contain the following information:
 1. date, time and polling places where the election will be held;
 2. hours during which polling places will be open for the receipt of ballots;
 3. the office(s) to be filled and the term(s) thereof;
 4. statement that all candidates for the office(s) to be filled at the election shall file their names with the secretary of the board of commissioners together with a written petition, identifying the candidate by name and address, the office sought and bearing the signatures and addresses of at least twenty-five (25) registered voters of the GNPD at least forty five (45) days prior to the date of the election;
 5. that the use of voting machines approved by the Secretary of State to record the vote has been authorized;
 6. that only those residents of the GNPD who are duly registered with the Nassau County Board of Elections, at the address from which the resident proposes to vote, at least twenty-three (23) days prior to the date of election, shall be entitled to vote in the election;
 7. in order to qualify for registration and voting in the GNPD election, a person must be at least eighteen (18) years of age by the date of the election, a citizen of the United States and a resident of the GNPD for a minimum of thirty (30) days next preceding the election;
 8. That for the purpose of voting, the GNPD has been divided into four (4) election districts; a description of each election district and the address of the polling place in each district; and that every qualified voter shall vote in the election district in which he or she resides.

9. That absentee ballots will be made available to qualified voters in accordance with the provisions of Section 213-b of the Town Law.

Persons Entitled to Vote: All persons who are United States citizens, 18 years of age or older, who have resided in the GNPD for a period of thirty days next preceding the election, and who are registered with the Nassau County Board of Elections (at the address from which they propose to vote) at least 23 days prior to the date of election, shall be entitled to vote in the GNPD election.

Register of Voters: The register of voters for an annual election in the GNPD shall be prepared by inspectors of election appointed by the Board of Commissioners. In preparing the register, the inspectors of election shall comply with the following procedure:

- A. Obtain from the Nassau County Board of Elections voter registration lists, which shall contain the names of all persons residing in the GNPD and qualified to vote in the election, and photocopies or similar reproductions of the signatures of the registered voters.
- B. Divide the register into four parts, one part for each park election district.
- C. The register for each park election district shall contain the name of the voter, the voter's address within the district, a photocopy or similar reproduction of the signature of the voter, and a space for the voter's signature on Election Day.

There shall be no additional personal registration of voters for a GNPD election.

Election Inspectors and Ballot Clerks: The Board of Commissioners shall appoint not less than two (2) nor more than four (4) Park District residents to act as election inspectors and ballot clerks (collectively, "Election Workers"), for each park district election district and shall compensate them in accordance with the provisions of the Town Law. New York State Election Law § 3-400, applicable to most elections conducted in the State of New York, but not to special district elections under the New York State Town Law, requires that Election Workers be registered voters and residents of the County in which they serve, and allows enrolled high school students who are 17 years of age (and, therefore not able to be registered voters) to serve as Election Workers, if their school district and parent or guardian approve ("Student Election Worker Rule"). If, at any time, the laws of the State of New York are amended to extend the Student Election Worker Rule to special district elections, and allow any Nassau County resident to serve as an Election Worker in a special district election conducted under the New York State Town Law, then any persons made eligible thereby shall be eligible to serve as Election Workers in a Park District election that takes place after the effective date of such New York State legislative amendment.

No Election Worker shall be a family member of any candidate. The Park Board shall select from among those eligible persons expressing an interest in serving as Election Workers the candidates deemed by the Board best qualified.

Nomination of Candidates:

- A. candidates shall file their names and nominating petitions with the secretary of the board of commissioners at least forty five (45) days prior to the date of election.
- B. said nominating petitions shall identify the candidate by name and address, the office sought, and bear the signatures and addresses of at least twenty-five (25) registered voters.
- C. a candidate nominated by petition as herein provided may decline to accept such nomination by filing a written statement in which said candidate states that he or she declines to accept his or her nomination. In order to be effective, said statement must be signed by the candidate and filed with the secretary of the board of commissioners no later than the fourth day following the last date for filing nominating petitions.

Position of Candidates on Ballot: Within five days after the last day upon which nominating petitions may be filed, the secretary shall notify all candidates duly nominated of the date, time and place at which the position of candidates' names on the ballots shall be determined. At the date, time and place specified, the position of candidates' names on the ballot shall be determined by lot. Candidates may appear in person or by a person so designated in writing. The names of candidates shall be listed vertically, not horizontally, on the ballot.

Conduct of Candidates: Candidates must abide by all rules and regulations applicable to the conduct of persons using or being present upon Park District parks and facilities, in the same manner and to the same extent as all persons using or being present upon Park District parks and facilities, including, without limitation, the Park District Policy on Regulated Communicative Activity, a copy of which is annexed hereto as **Exhibit A**. No Candidate may be present at any polling place, or within 100' of the entry to any polling place, while polls are open, except for the purpose of casting his or her vote. In addition, the Park District shall present to each candidate a recommended Candidate's Code of Conduct, in the form annexed hereto as **Exhibit B**, and each candidate will be asked to acknowledge his or her receipt thereof in a signed writing.

Absentee Ballots: In accordance with Town Law Section 213-b, absentee ballots shall be provided to qualified voters in a GNPD election in accordance with the following procedure:

- A. Application – The applicant for an absentee ballot shall submit to the secretary of the board of commissioners at 5 Beach Road an application on a form supplied by the GNPD setting forth:
 - 1. the applicant's name and residence address;
 - 2. that the applicant is or will be, on election day, a qualified voter of the district in that he/she is or will be on election day:
 - a. over eighteen (18) years old;
 - b. a citizen of the United States;

- c. has or will have resided in the district for thirty (30) consecutive days next preceding the election date.
3. That the applicant is registered in the District;
4. that the applicant will be unable to appear to vote in person on election day because of one of the following reasons:
 - a. he/she will be absent from the District on election day;
 - b. his/her temporary illness or physical disability;
 - c. *his/her permanent illness or disability;
 - d. duties related to primary care of one or more individuals who are ill or physically disabled;
 - e. he/she is absent from his voting residence because he/she is detained in jail while awaiting action by a grand jury or awaiting trial or confined in prison after conviction for an offense other than a felony; or
 - f. he/she is patient or inmate in a Veteran's Administration Hospital

*For the December 8, 2020 Park District Election, this reason is deemed to include fear of contracting, or any other concern relating to, COVID-19, and can be relied upon by persons not temporarily ill or disabled or suffering from COVID-19.

5. If absence is due to detention or confinement in jail, then the application shall state whether the voter is detained awaiting action by the grand jury or is confined after conviction for an offense other than a felony.
6. A spouse, parent or child who is qualified to vote and a resident may vote as an absentee if their spouse, child or parent, respectively, is entitled to vote as an absentee. Said person may vote as an absentee if he/she personally makes and signs an application showing that he/she expects to be absent from the District on election day because he/she is accompanying his spouse, child or parent who is entitled to vote by absentee ballot.
7. The application must be received by the District secretary at least seven (7) days before the election if the ballot is to be mailed to the voter or the day before the election if the ballot is delivered personally to the voter or his agent.
8. If a person's registration record has been marked "permanently disabled" by the Board of Elections then the secretary of the district, upon being advised of such by either this record or by the Board of Elections, shall send an absentee ballot to said voter at his/her last known address by first class mail requesting that the mail not be forwarded but instead returned in five (5) days if it cannot be delivered to the addressee. Said person does not have to personally appear or telephone the district office to request an absentee ballot. The board of inspectors shall mark the records to indicate the date of such mailing.
9. All applications shall contain the following statement which shall be signed by the voter:

“I HEREBY DECLARE THAT THE FOREGOING IS A TRUE STATEMENT TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND I UNDERSTAND THAT IF I MAKE ANY MATERIAL FALSE STATEMENT IN THE FOREGOING STATEMENT OF APPLICATION FOR ABSENTEE BALLOT, I SHALL BE GUILTY OF A MISDEMEANOR.”

B. Issuance of Absentee Ballot:

1. Commencing on the twentieth (20th) day prior to the election, ballots will be issued to applicants entitled thereto in accordance with the review procedure hereinafter described.
2. If the inspector of election is satisfied, after reviewing the application and making such inquiry as he or she deems proper, that the applicant is a qualified voter and entitled to vote by absentee ballot, then the applicant shall be issued or mailed a ballot and his name shall be placed on a list. The secretary shall then make an entry on the list indicating that an absentee ballot has been applied for and issued to the applicant along with the date of issuance.
3. The list shall be on file at the District office and available for public inspection during regular office hours until election day.

C. Challenges to Absentee Ballot Acceptance:

1. Prior to the day of the election, any qualified voter may, after examining the list of persons who were issued absentee ballots, file with the secretary a written challenge to the qualification of any person whose name is on the list. Said challenge shall be made on a form provided by the district and include the underlying reasons therefor.
2. Qualified voters are permitted to examine said list, but are not permitted to examine the applications on file at the district office.
3. At this point in the election procedure, said challenge shall be limited to qualifications as a voter of any person on said list who has been issued an absentee ballot. Challenges and objections to such ballots on election day shall be made as hereinafter described.
4. On election day, a copy of the list shall be transmitted by the secretary to the inspectors of election in each election district and said list shall be posted in a conspicuous place at each polling place during the election.
5. During the election, any qualified voter may challenge the acceptance of an absentee ballot by filing a written challenge thereto with the inspectors of election prior to the closing of the polls. Said challenge shall be made on a form provided by the district and include the reasons therefor. Said challenge may be addressed to either the qualifications of any absentee voter or the acceptance of any absentee voter's ballot.

D. Canvassing of Absentee Ballots:

1. An absentee ballot must be received by 5:00 PM on election day in order to be counted.

2. The secretary shall give the absentee voters' envelopes to the inspectors on election day.
3. After the polls close, the election inspectors shall immediately examine the absentee voters' envelopes.
4. If a person whose name is on an envelope as a voter
 - a. shall have already voted in person; or
 - b. there is no signature on the envelope,
 then the envelope shall be laid aside unopened and be returned unopened to the secretary.
5. If a person (as described in paragraph 4) is found to be registered and has not voted in person, then if no objection is made or an objection is not sustained, then the envelope shall be opened and the ballot withdrawn without unfolding and deposited in the proper box.
6. Upon depositing in said box, the inspectors shall enter the words "absentee vote" at the appropriate place in the register.

E. Objections to Absentee Ballots:

1. During the examination described in Section D, and qualified voter present in the polling place may object in writing on forms provided by the District to the voting of a ballot contained in any envelope upon one of the following grounds:
 - a. A person is not a qualified voter;
 - b. the person was in Nassau County while the polls were open, except if the person is:
 - i. a patient in a hospital;
 - ii. detained or confined in jail;
 - iii. ballot was obtained because of illness or physical disability;
 - c. The person was able to appear personally while the polls were open in cases where the ballot was obtained upon the ground that the person is
 - i. a patient in a hospital;
 - ii. detained or confined in jail; or
 - iii. unable to appear, at least according to his application for an absentee ballot because of illness or physical disability; or
 - d. The person was not entitled to cast a ballot.
2. The inspectors of each park election district shall determine each objection, including any written challenges transmitted to them by the district secretary by majority vote.
3. If an objection is not sustained, then the chairman, or if he or she refuses, another inspector, shall endorse upon the envelope the objection and the words "not sustained", and shall sign it, and shall open the envelope and deposit the ballot in the proper box without unfolding the ballot.
4. If an objection is sustained, then the objection and the word "sustained" shall be endorsed on the envelope, signed and returned unopened to the secretary.

5. If the inspectors know that a person whose name appears on the envelope is deceased, then they shall return the envelope unopened to the secretary with the words “deceased-objection sustained” endorsed on it.
6. If there is no ballot in an envelope then the inspectors shall make a memorandum showing that the ballot is missing.
7. Once this is completed, the inspectors shall determine the number of absentee ballots in the ballot box by deducting from the number of opened envelopes the number of missing ballots. The inspectors shall then make a separate entry for these ballots in their duplicate certification of the canvas of the vote.
8. If ballots were also used by voters appearing personally, then the number of absentee voters’ ballots deposited in the box shall be added to the number of other ballots deposited in the box in order to determine the number of all ballots. All of the ballots shall then be counted.
9. The inspectors shall then add the absentee ballots to the total obtained from the machines.

Conduct of Election: The election shall be conducted by the inspectors of election. Prior to the opening of each polling place, the chief inspector for that election district shall: insure that the voting machines assigned to that polling place are in good working order and available at that polling place at the appointed times. The chief inspector shall review all challenges to potential voters and other questions on procedure, and supervise the canvas of the vote.

During voting hours, there shall be no electioneering within a polling place or within one hundred (100) feet of the entrance to the polling place and limits of the no electioneering area shall be posted.

The inspectors shall check the name of each person offering to vote against the list of names of voters in the register and require that person to sign his or her name in the space provided therefor in the register.

Poll Watchers: Each candidate may appoint poll watchers to monitor the voting at each polling place. Each candidate must submit the names and addresses of each of his or her poll watchers to the Clerk to the Board of Commissioners not later than 5:00 p.m. on the day prior to Election Day. No candidate may have more than one (1) poll watcher at each polling place at the same time. Candidates may not serve as poll watchers.

Each Poll Watcher shall receive from the Park District a copy of the Poll Watcher Rules of Conduct, in the form attached hereto as **Exhibit C**, and shall be required to acknowledge receipt thereof in a signed writing.

Poll Watchers shall not interfere with the orderly process of the election. They may ascertain the name and address of any person who proposes to vote from an inspector of election and may challenge any person's right to vote. However, all inquiries and challenges shall be made to an inspector of election.

Each candidate may have not more than one (1) poll watcher at any one polling place who may observe: the setting up of the voting machines before the polls are open, the canvassing of the vote on the voting machines, and the opening and the canvassing of the absentee ballots.

Challenges to Persons Offering to Vote: A person offering to vote ("applicant") may, before his or her vote is cast, be challenged as to his or her right to vote, by an Election Worker, any duly appointed watcher, or by any registered voter properly in the polling place, provided that any such poll watcher or registered voter communicates such challenge to the Election Inspector. An inspector should challenge each person offering to vote whom he or she knows or suspects is not entitled to vote in the District, and every person whose name appears on a list of persons to be challenged, if such list is furnished by the County Board of Elections.

When an applicant is challenged, the Election Inspector must administer to the applicant the following oath:

"You do solemnly swear (or affirm) that you will make true answer to such questions as may be put to you concerning your qualifications as a voter."

If the applicant refuses to take such oath, the process is ended and the applicant is not entitled to vote. If, however, the applicant answers affirmatively, the Election Inspector then shall ask questions that pertain to the individual's right to vote. If the applicant refuses to answer fully such questions, the applicant will not be permitted to vote.

After receiving answers, the Election Inspector will, if he or she believes the applicant to be qualified to vote, or if the challenge is withdrawn, permit the voter to vote. If the Election Inspector still is not satisfied that the individual is qualified to vote, then he or she must state to the applicant the qualifications in which the applicant appears deficient.

After such deficiencies have been communicated, if the applicant insists on voting, the inspector must administer "The Qualification Oath," as follows:

"You do swear (or affirm) that you are eighteen years of age, that you are a citizen of the United States, and that you have been a resident of the Great Neck Park District for 30 days next preceding this election; that you are registered with the Nassau County Board of Elections at the address from which you propose to vote at least 23 days prior to this Election Day; that

you still reside at the same address from which you have been duly registered in this election district, that you have not voted at this election, and that you do not know of any reason why you are not qualified to vote at this election.

You do further declare that you are aware that it is a crime to make any false statement. That all statements you have made to the board have been true, and that you understand that a false statement is perjury and you will be guilty of a misdemeanor.”

If the applicant has successfully completed all required oaths, then he or she shall be allowed to vote. The inspectors must make a record of such challenge on the challenge report and enter the challenge information in the remarks column for the election opposite the name of the voter.

Challenge Report:

a. Challenged Voters.

The challenge report shall be used to record the name, address, and registration serial number of each person who is challenged on Election Day and the nature of the challenge. If no voter is challenged during the election, the statement “No Challenges” must be written across the space reserved for the challenged names. Alternatively, the board of elections may provide a place next to the name of each voter on the computer generated registration list for the election inspectors to record the information to be entered in the challenge report.

b. Voters Given Assistance.

The challenge report shall also contain a section to record the name, address, and registration serial number of each person who was given assistance and the reason the voter was allowed assistance. If someone, other than an election inspector, gives assistance to a voter, their name must also be recorded. If no voter is given assistance during the election, the statement “No Voters Assisted” must be written across the space reserved for the assisted names. Alternatively, the board of elections may provide a place next to the name of each voter on the computer generated registration list for the election inspectors to record the information to be entered in the challenge report.

c. Court Order Voters.

The challenge report shall also contain a section to record the name, address, and registration serial number of each person who was allowed to vote pursuant to a court order or allowed to vote on a paper ballot which was inserted in an affidavit envelope. (For additional detail

concerning the process for persons voting by court order, see below.) If no voter was allowed to vote pursuant to a court order or allowed to vote on a paper ballot inserted in an affidavit envelope, then the word "None" must be written across the space provided for such names. Alternatively, the board of elections may provide a place next to the name of each voter on the computer generated registration list or a place at the end of the registration list for the election inspectors to record the information to be entered in this section of the challenge report.

At the close of the polls, all inspectors must sign the challenge report. The report is then secured in the envelope of the chief election inspector, and returned to the Board.

Procedure for Addressing Unregistered Person Asserting Wrongful Omission from Registration Lists:

When considering accepting a ballot from an unregistered person offering to vote who asserts that he or she was improperly or inadvertently omitted from, and is lawfully entitled to be listed upon, the voter registration list, Election Workers shall follow the procedure set forth on **Exhibit D** attached hereto.

Canvass of the Voting Machines and, as applicable, Paper Ballots:

- A. After the polls are closed the election inspectors and ballot clerks at each polling place shall:
 1. Lock the machine(s) against voting;
 2. sign a certificate stating the number of voters as shown on the public counters, the number on the seal, the number registered on the protective counter, and that the voting machine is closed and locked;
 3. account for the paper ballots used, if any;
 4. canvass the machine vote;
 5. cast and canvass all the ballots;
 6. publicly announce the result of the vote at the polling place.
- B. The Chairman of the Board of Commissioners, election inspectors and ballot clerks shall, within twenty-four (24) hours after the closing of the polls, execute and file a certificate of the result of the canvass with the Board of Commissioners and with the Clerk of the Town of North Hempstead.

Policy on Regulated Communicative Activities at Park District Facilities

This Policy is enacted by the Board of Commissioners of the Great Neck Park District to establish reasonable time, place and manner restrictions on certain activities which enjoy protection under the First Amendment to the Constitution of the United States. The Board respects the rights that all citizens have under the First Amendment, and strives through this Policy to embrace those rights while establishing reasonable guidelines to minimize potential adverse impact from the activities regulated herein by users of our parks and other facilities.

(a) The circulation of petitions, the handing out or dispensing of written materials, including, without limitation, flyers, the collecting of signatures, and formal speech-making to an assembly of more than three persons, are collectively referred to herein as “Regulated Communicative Activity.”

Regulated Communicative Activity shall be allowed without prior permit, in any areas where Park District residents are freely allowed (i.e., not special facilities and not during special events) subject to conduct satisfying general rules governing Park District Use, including, without limitation, the Park District General Ordinance (e.g., no unreasonable interference with use and enjoyment of parks).

(b) Regulated Communicative Activity shall not be allowed at any time within any Park District building or facility that is a restricted area, or that is an area to which the public is allowed for focused activity, including, without limitation: Parkwood Pool Deck Area; Parkwood Ice Rink Surface; Great Neck House; Parkwood Indoor Tennis Facility; Outdoor Tennis Facilities; any enclosed buildings; Steppingstone Dock and Dock Entrance Area. Furthermore, Regulated Communicative Activity shall not be allowed at any Park District park or facility, or, if applicable, a portion of any park or facility, at which a concert or other similar event is scheduled, at any time commencing 30 minutes prior to, and ending at the conclusion of, such scheduled concert or other event. Notwithstanding the foregoing, persons desiring to engage in Regulated Communicative Activity may set up stations outside of any such facilities, for such purposes, provided that: (i) the location is not disruptive of users of any Park District facility; and (ii) if table or chairs or other equipment is desired, a prior permit will be required.

(c) Regulated Communicative Activity shall not be allowed at any time in, or within 10’ of, parking areas or roadways, or steps, or pathways, or otherwise obstructing free passage of persons.

(d) Regulated Communicative Activity shall not be allowed at any time in areas reserved for use by groups, without consent of the group representative designated on the relevant group reservation permit application.

(e) No unattended signs shall be allowed anywhere on Park District property without a prior written permit; signs of reasonable size may be used at stations permitted for Regulated Communicative Activity, so long as all are removed immediately at conclusion of active use of station; furthermore, any person who distributes or circulates written materials on Park District property in the course of Restricted Communicative Activity shall use all reasonable efforts to ensure that same or deposited in appropriate receptacles at the conclusion of such Restricted Communicative Activity.

(f) All Park District General Ordinance provisions must be followed by persons at all times while engaging in Regulated Communicative Activity.

(g) Nothing herein shall be deemed to restrict persons from engaging any other person in orderly conversation, or from utilizing any Park District facility for which he or she has obtained a permit, subject in each case to compliance with all General Ordinance provisions, and, with respect to activity under a permit, to compliance with the terms and conditions of such permit.

Recommended Code of Conduct for Candidates for Commissioner of the Great Neck Park District

The Board of Commissioners recognizes and values the First Amendment rights of all citizens, and that the freedoms of speech, expression and association are of the utmost importance to candidates for public office, including candidates who wish to serve as commissioners of the Great Neck Park District.

At the same time, the Board finds that the interests of all Park District residents are served when candidates for the office of commissioner of the Great Neck Park District conduct themselves, while pursuing that office, with a sense of respect for all candidates and for all of our residents. We find, based upon our experience of having Park District residents contact Park District officials to complain about candidates' conduct, that, even though candidates' campaigns are conducted by candidates, and not coordinated by the Park District, candidates' actions and conduct may be perceived to reflect upon the Park District itself.

Therefore, the Board has developed a recommended Code of Conduct, which we urge all candidates to follow, even while we recognize that campaign strategy, tactics and conduct are matters of personal choice for the candidates and their advisors, subject only to general laws that apply to all of us.

Under this Recommended Code of Conduct, the Board of Commissioners of the Great Neck Park District urges each candidate for Commissioner of the Great Neck Park District to:

- (a) Not approach or converse with persons whose apparent age renders them not eligible to vote in Park District elections;
- (b) Honor any request by a Park District resident or any other person that the candidate not approach, or not converse, or not continue to converse with, him or her in any Park District park or other facility, or at such person's home, with respect to election matters.
- (c) Cooperate whenever possible with any public forums arranged by independent third parties to educate the public about the candidates for Park District Commissioner. In any case, the Park District does not conduct, sponsor, underwrite or otherwise support any such forum.
- (d) Abide by all Park District rules and regulations, including the Park District General Ordinance and the Restricted Communicative Activity Rules, governing the use of Park District parks and facilities.

(e) Cooperate with Park District personnel while on Park District property.

The undersigned hereby acknowledges receipt of the foregoing Recommended Code of Conduct for Candidates for Commissioner of the Great Neck Park District.

[Print Name of Candidate]

[Date]

**Rules of Conduct
for Poll Watchers for
Great Neck Park District Elections**

The undersigned, _____, is a designated poll watcher for candidate _____, in the December __, 20__ election for commissioner of the Great Neck Park District, a special improvement district of the Town of North Hempstead.

As a poll watcher, I shall:

- (a) Not interfere with the orderly process of the election;
- (b) Address all comments or questions that I have concerning the conduct of the election or the eligibility of any person to vote only to the Chief Inspector of Elections, and I shall not engage in conversation with voters or prospective voters;
- (c) Abide by direction from the Chief Inspector of Elections;
- (d) Not serve as a poll watcher at any polling place while any other poll watcher for the aforesaid candidate is serving in that capacity at that polling place;
- (e) Wear at all times while serving as poll watcher the badge issued by the Park District to poll watchers for the aforesaid election.

The undersigned hereby acknowledges receipt of the foregoing Rules of Conduct for Poll Watchers, and agrees to abide by same, this ___ day of December, 20__.

[Print name of Poll Watcher]

**PROCEDURE FOR VERIFYING WHETHER A
PERSON IS REGISTERED TO VOTE**

- A. Check for the name of the person offering to vote in the Great Neck Park District's Register of Voters.
- B. If the person's name cannot be found in the Park District's Register of Voters (including update sheets thereto), a call should be made to the Secretary to the Board of Commissioners of the Park District at 482-0181, who will then contact the Nassau County Board of Elections to ascertain whether its current records indicate that the person is registered to vote.
- C. If a representative of the Nassau County Board of Elections confirms that the person is, in fact, registered in the Board of Elections' records, then:
 - 1. The person's name and address shall be entered into the Great Neck Park District's Register of Voters at the end of the listing of persons whose last names begin with the same letter which begins the person's last name. For example, if the person's last name begins with an "A", then the name should be entered at the end of the listing of names beginning with "A" – on the left-hand side of the page; and
 - 2. The name of the Board of Elections representative who provided the Park District with the information shall be entered into the Great Neck Park District's Register of Voters, and to the right of that, the voter shall sign his or her name.
- D. If the representative from the Board of Elections states the person offering to vote is not registered in the Board of Elections' records, then:
 - 1. The person shall not be entitled to vote without a court order;
 - 2. The inspector of election, on a separate form, shall set forth: (i) the name of the person in question; (ii) the fact that the Board of Elections representative made the statement that the person is not registered with it; and (iii) the name of the Board of Elections representative who made such statement.

3. The inspector of elections shall ask the person offering to vote whether he or she (i) affirms that he or she is duly qualified to vote, and (ii) continues to desire to cast a vote.
4. If the person so affirms and continues to desire to cast a vote, then the following steps shall be taken.
5. The inspector of elections shall complete the “Challenge to Unregistered Person Offering to Vote” form annexed hereto as Appendix A.
6. As an accommodation to such person offering to vote, forms of the affidavit in support of an order from a Justice of the New York State Supreme Court and the proposed order, both in the forms annexed hereto as Appendix B and Appendix C, respectively,, will be available at each polling place.
7. The person offering to vote must complete the affidavit under which he or she claims the right to vote before a notary public, and then the voter must sign his or her name on the top left of the proposed court order.
8. Upon completing and signing the affidavit, the voter shall sign the Park District’s Register of Voters at the end of the listing of persons whose last names begin with the same letter which begins the last name of the person offering to vote. For example, if the last name of the person offering to vote begins with an “A,” then the name of the person offering to vote shall be entered at the end of the listing of names beginning with “A” – on the left-hand side of the page; immediately next to the manual entry of such person’s name on the Park District’s Register of Voters, the election inspector shall manually note the following words: “Unregistered person offering to vote, pursuing court order.”
9. Such unregistered person offering to vote shall then be allowed to complete a paper ballot, and such ballot shall be placed in a sealed envelope provided for this purpose, marked “Challenge to Unregistered Person Offering to Vote, Pursuing Court Order,” with such person’s name also marked thereon.

10. The person offering to vote may then attempt to obtain such an order from a Justice of the New York State Supreme Court.
11. If the person offering to vote returns to his or her polling place prior to the closing of the polls, then the sealed envelope containing the paper ballot on which such person has cast his vote shall be canvassed in the same manner and at the same time as the election inspector and poll watchers canvass absentee ballots cast at such polling place.
12. If the person offering to vote fails to return with an order duly issued by a Justice of the New York State Supreme Court by the time that the polls are closed, then such envelope shall be maintained with all other records relating to such election, and delivered to the Secretary to the Board of Commissioners of the Park District.
13. If, by not later than 5 p.m. on the second (2nd) business day after election day, such person offering to vote presents to the Secretary to the Board of Commissioners of the Great Neck Park District an original order of a Justice of the New York State Supreme Court authorizing such person to vote, then the Secretary to the Board shall manually note in the Park District's Register of Voters, after the manually entered registration of such person, the following words, completed with the name of the justice and the date of the order: "By order of _____, J.S.C., dated _____" The voter shall sign his or her name next to such notation.
14. Upon timely completion of the foregoing steps, the sealed envelope containing the paper ballot upon which such person has cast his or her vote shall be opened and counted, but only if such vote is necessary to break a tie among two or more candidates receiving the highest number of votes cast in the election, or if the number of votes representing the margin of victory in such election is one. If such vote could not change the election result, then such vote shall not be counted.

CHALLENGE TO UNREGISTERED PERSON OFFERING TO VOTE

Date: _____

Name of Election Inspector-Challenger: _____

Address: _____

Name of Person to Whom Challenge is Directed: _____

Reason for Challenge: The person offering to vote is not listed on the Register of Voters prepared by the Election Inspectors, and a representative of the Nassau County Board of Elections contacted by or on behalf of the Election Inspector on Election Day has advised the Election Inspector that such person offering to vote is not registered with the Nassau County Board of Elections.

I certify that the above statements are true to the best of my knowledge.

Signature of Election Inspector-Challenger: _____

Print Name of Election Inspector-Challenger: _____

STATE OF NEW YORK)
COUNTY OF NASSAU) ss:

_____, being duly sworn, deposes and says:

I reside at No. _____

(address – street & number when possible)

CITY/TOWN/VILLAGE of _____ Nassau County, New York.

I am a duly qualified voter of the Great Neck Park District (Park District) of the Town of North Hempstead, entitled to vote in the election for Park District Commissioner being held today. I have been a resident of the Park District for at least thirty consecutive days next preceding this Election Day.

Permanent Personal Registration is in effect in Nassau County and I am duly registered with the Board of Elections of the County of Nassau at the address set forth above.

Today, when I presented myself at the Polling Place for Election District No. _____ of the Park District for the purpose of casting my vote at the Park District Election for Commissioner, the Inspectors of Election for the Park District refused to permit me to vote, upon the grounds that neither the registration poll records for the Park District nor the registration records published by the Nassau County Board of Elections indicated that I was duly registered and qualified to vote in said Park District Election District.

I am in fact duly registered with the Nassau County Board of Elections at the address shown above for at least Twenty-three days last past and I am duly qualified to vote in said Park District Election District.

I will be deprived of my vote at this election unless I present an Order of the Court directing the Respondents to permit me to cast my vote.

No previous application for the relief herein sought has been made to this Court or to any Judge thereof.

WHEREFORE, I pray that an order be granted herein directing the Inspectors of Election in the aforementioned Election District of the Park District to permit me to vote in said District as a qualified voter therein, and for a further order directing the Inspectors of Election to make an appropriate notation on the Registration Poll Record for petitioner.

Signature of Voter-Petitioner

Sworn to before me this ____ day
of _____, 20__

Notary Public

Reg. Serial No.

SUPREME COURT: NASSAU COUNTY

_____X

In the Matter of the Application of

Petitioner

for an Order directing the Inspectors of Election of the
Great Neck Park District of the Town of North Hempstead

Park District Election District No. _____

Nassau County, New York, to permit the Petitioner to vote,

Respondents

_____X

Upon the annexed affidavit of _____,
(Print Name)

sworn to on the ____ day of _____, 20 __, it is

ORDERED, that upon completion of this registration and the affixing of the voter's signature in the space provided, the Inspectors of Election of the Voter's Election District forthwith accept the vote cast by the above named person in said Election District in the Park District's Election of Commissioner conducted December __, 20__, during the hours established by Law.

Justice of the Supreme Court

State of New York) ss:
County of)

I, _____, County Clerk of Nassau County, hereby certify that I have this day compared the original order filed in my office with the copy annexed hereto and that the said copy is a true transcript of the original and of the whole of said original.

County Clerk of Nassau County

Dated: Mineola, New York

By: _____
Special Deputy County Clerk

APPLICANT COMPLETE TOP SECTION

COURT ORDER APPLICANT INFORMATION

NO. _____

NAME: _____ BIRTHDATE: _____

ADDRESS: _____

.....

OFFICE USE ONLY

SERIAL #: _____ TN _____ AD _____ ED _____ SD _____ CD _____

CIRCLE ONE:

REGISTERED NOT REGISTERED CANCELLED

REMARKS:

