

**SIDE-BY-SIDE COMPARISON OF CURRENT CHARTER
PROVISION AND PROPOSED CHARTER PROVISION
regarding filling the Mayor's position if the Mayor leaves
office for any reason mid-term**

CURRENT CHARTER PROVISION [Section C3-4(B) and (C)]	PROPOSED CHARTER PROVISION [Section C3-4(B) and (C)]
<p>B. If the Mayor dies or a mayoral vacancy occurs for any other reason, the City Council shall designate as acting mayor any deputy mayor, commissioner, or executive branch department head who is a resident of Yonkers. The acting mayor shall perform all of the duties of mayor until such time as a successor is elected and takes office.</p> <p>C. A special election shall be conducted within ninety (90) days after the vacancy in the office of the Mayor occurs, and if such a special election is not legally permissible under state law within the ninety day period, then the special election shall be conducted as soon as legally permissible after the vacancy occurs. The acting mayor shall not terminate any officer or employee other than for cause.</p>	<p>B. If the Mayor dies or leaves office for any other reason, the Deputy Mayor shall immediately be designated as acting mayor. If more than one deputy mayor is then serving, then the First Deputy Mayor shall be so designated. In the event the First Deputy Mayor cannot serve as acting mayor, does not qualify to serve under this subsection or is unwilling to serve, then the City Council President shall be designated as acting mayor. In the event the City Council President cannot serve, does not qualify to serve under this subsection or is unwilling to serve, then the City Council shall, as soon as possible, select as acting mayor any individual then serving as department head of any of the following executive branch agencies of the city: Engineering; Finance; Fire; Human Resources; Parks; Recreation & Conservation; Planning & Development; Police; and Public Works. The acting mayor must be a citizen of the United States and a resident of the City of Yonkers. The acting mayor shall perform all of the duties of mayor until such time as a successor is elected and takes office.</p>

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**WORDING OF BALLOT PROPOSITION
PROPOSED CHARTER AMENDMENT NO. 2**

If the Mayor dies or otherwise leaves office, shall the order of succession to the office of acting mayor be the following: 1) Deputy Mayor, 2) the City Council President, 3) a person selected by the City Council from the department heads of any of the following executive branch agencies in the city: Engineering; Finance; Fire; Human Resources; Parks, Recreation & Conservation; Planning & Development, Police; and Public Works?

A “Yes” vote is a vote to change the charter.

A “No” vote is a vote to keep the charter as is with respect to filling a Mayoral vacancy if the Mayor leaves office.