

**WAYNE COUNTY BOARD OF SUPERVISORS
2008 ANNUAL SESSION**

1st Day
Tuesday, January 2, 2008

Pursuant to Section 151 of the County Law the Board of Supervisors convened in their chambers in the Court House, Village of Lyons, New York, on the 2nd day of January 2008 at 9:00 a.m. and was called to order by Sandra J. Sloane, Clerk of the previous Board.

Invocation was given by Sandra J. Sloane, Clerk.

ROLL CALL:	ARCADIA	Richard Colacino
	BUTLER	David Spickerman, Sr.
	GALEN	Steven Groat
	HURON	Laurie Crane
	LYONS	James Fabino
	MACEDON	William H. Hammond
	MARION	Jolene B. Bender
	ONTARIO	Robert Kelsch
	PALMYRA	David Lyon
	ROSE	Lucinda Collier
	SAVANNAH	Kenneth Lauderdale
	SODUS	Steven M. LeRoy
	WALWORTH	Robert Plant
	WILLIAMSON	James D. Hoffman
	WOLCOTT	Kim Park

Upon roll call, all members of the board were present. County Attorney Daniel Wyner and Interim-County Administrator Keith Kubasik were also present.

ELECTION OF PERMANENT CHAIRMAN:

Mr. Fabino placed in nomination the name of James D. Hoffman, Town of Williamson, for Permanent Chairman, seconded by Mr. Hammond.

Mrs. Bender moved the nominations be closed. Seconded by Mr. Plant.

Total Votes cast for Mr. Hoffman - 4225

The Clerk declared James D. Hoffman duly elected as Permanent Chairman and appointed Supervisor Fabino to escort the Chairman to the Chair.

ELECTION OF CLERK OF THE BOARD:

Mr. Colacino placed in nomination the name of Sandra J. Sloane as Clerk of the Board. Seconded by Mr. Kelsch.

Mr. Groat moved, seconded by Mrs. Bender, that the nominations be closed and the Clerk cast one ballot for Sandra J. Sloane. Carried. The Chairman declared Sandra J. Sloane duly elected Clerk of the Board.

ELECTION OF DEPUTY CLERK OF THE BOARD:

Mr. Colacino placed in nomination the name of Debbie Ann Liseno as Deputy Clerk of the Board. Seconded by Mr. Fabino.

Mrs. Bender moved, seconded by Mr. Hammond, that nominations be closed and the Clerk cast one ballot for Debbie Ann Liseno. Carried. The Chairman declared Debbie Ann Liseno duly elected Deputy Clerk of the Board.

ELECTION OF BUDGET OFFICER:

Mr. Spickerman placed in nomination the name of Keith Kubasik as Budget Officer.

Seconded by Mr. LeRoy.

Mrs. Bender moved, seconded by Mr. Plant, that nominations be closed and the Clerk cast one ballot for Keith Kubasik. The Chairman declared Keith Kubasik duly elected Budget Officer.

ELECTION OF DEPUTY BUDGET OFFICER:

Mr. Plant placed in nomination the name of James Marquette as Deputy Budget Officer. Seconded by Mr. Colacino.

Mrs. Bender moved, seconded by Mr. Plant, that the nominations be closed and the Clerk cast one ballot for James Marquette. Carried. The Chairman declared James Marquette duly elected Deputy Budget Officer.

ELECTION OF PURCHASING AGENT:

Mr. LeRoy placed in nomination the name of Sandra J. Sloane as Purchasing Agent. Seconded by Mr. Kelsch.

Mrs. Bender moved, seconded by Mr. Plant, that the nominations be closed and the Clerk cast one ballot for Sandra J. Sloane. Carried. The Chairman declared Sandra J. Sloane, duly elected Purchasing Agent.

ELECTION OF DEPUTY PURCHASING AGENT:

Mr. Lauderdale placed in nomination the name of Debbie Ann Liseno as Deputy Purchasing Agent. Seconded by Mr. Fabino.

Mrs. Bender moved, seconded by Mr. Plant, that the nominations be closed and the Clerk cast one ballot for Debbie Ann Liseno. Carried. The Chairman declared Debbie Ann Liseno, duly elected Deputy Purchasing Agent.

MAJORITY LEADER:

Mr. Plant announced that the Republicans had chosen Mr. David Lyon as Majority Leader.

MINORITY LEADER:

Mr. Hoffman announced that Mr. Steven Groat is designated as Minority Leader.

2008 STANDING COMMITTEES:

Number	Committee Name	Number on	Committee
No. 1	FINANCE COMMITTEE Lyon, Plant, Hammond, Bender Lauderdale	5 Members	
No. 2	PUBLIC SAFETY COMMITTEE Bender, Colacino, Plant, LeRoy, Crane		5 Members
No. 3	PUBLIC WORKS COMMITTEE LeRoy, Fabino, Spickerman, Lyon, Colacino		5 Members
No. 4	ECONOMIC DEVELOPMENT AND PLANNING COMMITTEE Spickerman, Kelsch, Lyon, Hammond, Groat		5 Members
No. 5	GOVERNMENT OPERATIONS COMMITTEE Collier, Lauderdale, Spickerman, Bender, Kelsch		5 Members
No. 6	HEALTH AND MEDICAL SERVICES COMMITTEE Park, Crane, Fabino, Plant, Collier		5 Members
No. 7	HUMAN SERVICES COMMITTEE		5 Members

Hammond, Groat, Fabino. Park, Collier

Mrs. Collier moved, seconded by Mr. Fabino, that the Standing Committees for 2008 be approved as presented. Upon roll call, carried.

On behalf of the Board, the Clerk read the Newspaper Designations for both Republican and Democratic Parties.

NEWSPAPER DESIGNATION - REPUBLICAN

We the undersigned Republican members of the Board of Supervisors of the County of Wayne, do hereby designate The Times of Wayne County, a weekly newspaper published in Macedon, New York, to publish the concurrent resolutions of the Legislature for the year 2008.

We also designate The Times of Wayne County, a weekly newspaper published in Macedon, New York, to publish the official canvass.

We also designate The Times of Wayne County, a weekly newspaper published in Macedon, New York, to publish the election notices issued by the Secretary of State.

NEWSPAPER DESIGNATION - DEMOCRATIC

We the undersigned Democratic member of the Board of Supervisors of the County of Wayne hereby designate the Wayne County Star, a weekly newspaper published in Red Creek, New York, to publish the concurrent resolutions of the Legislature for the year 2008.

We also designate the Wayne County Star, a weekly newspaper published in Red Creek, New York, to publish the official canvass.

We also designate the Time of Wayne County, a weekly newspaper published in Macedon, New York, to publish the election notices issued by the Secretary of State.

Mr. Hammond moved the adoption of the resolution. Seconded by Mr. Plant. Upon roll call, all Supervisors voted Aye. The Chairman declared the Resolution adopted.

Mrs. Bender moved, seconded by Mr. Plant that ten (10) resolutions be allowed on the floor under Other Business. Upon roll call, all Supervisors voted Aye.

RESOLUTION NO. 1-08: ADOPTING RULES OF ORDER FOR THE YEAR 2008

Mr. LeRoy presented the following:

RESOLVED, that the following Rules of Order of the Wayne County Board of Supervisors as presented are hereby adopted as the Rules of Order for the year 2008:

RULES OF ORDER FOR 2008

RULE 1. Organizational Meeting

A. The organizational meeting of the Board shall be held on or before January 8 in each year. Written notice of the time and date of this meeting shall be mailed to all Supervisors by the Clerk at least 48 hours in advance of the meeting. The Clerk shall call the meeting to order and the first order of business shall be to conduct the election of a permanent Chairperson for the ensuing year.

B. In the absence or inability of the Chairperson to act, the designated Majority Leader shall be acting Chairperson and shall possess all powers and perform all duties of the Chairperson of the Board and shall serve without additional compensation. In the event of this occurrence, the Majority Leader shall not act in both capacities. The Majority Caucus shall designate an acting Majority Leader for so long as the Majority Leader is acting Chairperson.

The Board, under the Chairperson, shall then proceed with:

- a. The adoption of a time and date for regularly scheduled meetings.
- b. The election or appointment of the Clerk, Deputy Clerk, Budget Officer of the Board, County Attorney, and any other elective or appointive officers required by law or desired by the Board.
- c. The adoption of the Rules of Order for the ensuring year.
- d. Other matters that the Chairperson wishes to bring before this meeting.

RULE 2. Regular Meetings:

Regular meetings of the Board shall be held on the third Tuesday of each month beginning at 9:00 a.m. or 7:00 p.m., as scheduled, unless amended by a majority of the Board of Supervisors.

RULE 3. Special Meetings:

Special meetings shall be held at the call of the Clerk upon direction of the Chairperson or upon written request signed by a majority vote of the Board. A notice in writing stating the time, place and purpose of the special meeting shall be served personally or by mail upon each member of the Board by the Clerk at least 48 hours before the date fixed for holding the meeting; however, in lieu of this the Chairperson at a regular meeting may announce the time, place and purpose of an adjourned meeting and if the majority of the Board approved it, the adjourned meeting shall be held at the appointed time and place without written notification.

RULE 4. Place of Meetings:

All Meetings shall be held in the Supervisors' Chambers, Court House, 26 Church Street, Lyons, New York, unless otherwise provided for by call.

RULE 5. Quorum:

Members present possessing more than 50% of the total voting power shall constitute a quorum for the transaction of business. If a quorum is not present within 45 minutes after the time set for a meeting, the members present shall adjourn.

RULE 6. Presence of County Attorney:

The County Attorney shall be present during all meetings unless excused by the Chairperson.

RULE 7. Temporary Chairperson:

In the absence of the Chairperson at any meeting of the Board of Supervisors, the members present and voting, by majority vote, shall select a member of the board to serve as acting Chairperson at such meetings. The acting Chairperson shall have and exercise all the powers and duties of the Chairperson at the meeting over which he is called to preside.

RULE 8. Order of Business:

The normal order of business at each session shall be as follows:

1. Call to order by Chairperson
2. Pledge of Allegiance
3. Invocation (optional)
4. Roll Call
5. Approval of minutes of previous meeting
6. Read Claims
7. Communications
8. Resolutions & Motions
9. Reports of Standing Committees
10. Reports of Special Committees
11. Unfinished Business
12. Special Order of the Day
13. Adjournment

RULE 9. Roll Call:

On roll call, the Clerk shall record by name all members present or absent; shall further record the arrival of any member listed as absent; and the departure of any member listed as present during the course of each meeting.

Any member desiring permanent departure from the meeting prior to the adjournment shall request permission to be excused from the Chairperson.

RULE 10. Approval of Minutes of Previous Meeting:

Minutes of previous meeting shall be read unless waived by the Board by a motion duly made, seconded and adopted.

RULE 11. Payment of Claims:

The Clerk shall have received by the 5th of each month all claims to be paid that month. Each claim shall be approved by the department or committee having authority for the purchase. Claims shall be listed in summary, showing each claim by number and amount and total amount for each department. Claims shall be presented to the Board at regular meeting.

The Clerk shall prepare a summary of claims by Committees and Departments and shall place a copy of such summary on the desk of each member prior to each regular meeting.

The separate items of any bill, account, claim, motion or resolution shall be read if requested by any member.

The Chairperson shall then refer the claims to the appropriate committee Chairperson and the committee shall review and approve them prior to presentation to the Board for audit and approval for payment.

After examination and review of the claims by the committee and there being no objection to any of the claims by any committee or Board member, the Chairperson of the Finance Committee or in his absence a member of that committee, shall move that the claims as audited be approved and that the Clerk shall draw orders on the County Treasurer for payment of same.

Each account or claim, or any item of such account or claim shall be voted on separately by the Board, if requested by any member.

RULE 12. Communications:

The Clerk shall read petitions, notices, departmental reports and other communications and the chair shall take the appropriate action; however, the Chairperson may permit, or, at his pleasure, request a person other than the Clerk to read a communication.

RULE 13. Resolutions and Motions:

Any member may offer a resolution or motion which shall be acted on promptly subject to these rules.

The term resolution as herein used shall mean a formal proposed action in writing. Every appropriation requiring expenditure of funds shall be by resolution. Every resolution shall contain a short title setting forth the purpose of the proposed action. All resolutions shall include the name of the author or the Chairperson of the committee offering the same and shall be filed with the Clerk no later than the Tuesday prior to the date of the meeting at which the resolutions are to be presented.

The Clerk shall refer each resolution to the Standing Committee having jurisdiction over any of the subject matter of the resolution. Referrals will be made by the Standing Committee to all

Board committees which have an interest in the issue. The Standing Committee shall promptly act on each resolution referred by the Clerk and shall submit its report or recommendation on the resolution at the next regular meeting of the Board of Supervisors following such referral. Any changes to the intent, meaning or financial features of a proposed resolution will be referred to the Chairperson of the Standing Committee by the committee meeting secretary prior to inclusion of the matter in the Board of Supervisor's agenda.

In the event a Standing Committee does not submit its report or recommendation at the next regular meeting of the Board of Supervisors, the Board may act on the resolution without further committee consideration and without committee report or recommendation.

Upon the request of any member, any amendment to a resolution shall be reduced to writing.

After presentation of any resolution, it shall be deemed to be in possession of the Board and open for debate but may be withdrawn by the maker at any time before a decision is made or an amendment is adopted. A motion or amendment may be withdrawn by the two members who offered and seconded it. The names of the members who offered and seconded the motion shall be entered in the proceedings by the Clerk.

Resolutions or referrals which are not acted upon before the end of the calendar year do not continue into the next calendar year.

RULE 14. Resolutions, Filing Deadline:

No resolution shall be offered unless it first has been filed with the Clerk of the Board by noon of the fourth working day prior to and not including the day of the session at which it is offered. Any resolution which has been filed in accordance with this rule may be offered by any member of the Board at the next scheduled Board meeting. This rule shall not apply to special meetings of the Board under Rule 3, nor to the Organizational Meeting of the subsequent year, under Rule 1. Any resolution filed with the Clerk of the Board pursuant to this section shall be listed on the agenda under the following title: Rule 14. Resolutions.

RULE 15. All Committees:

Standing or special committees, shall as promptly as possible report to the Board upon such resolutions, communications or other matters as may be referred to them.

RULE 16. Unfinished Business:

All reports, resolutions and other matters laid on the table may be called there from under "Unfinished Business" in the regular order of business. However, no report, resolution or other matter laid on the table indefinitely shall be called from the table except on three days notice from the Clerk or by unanimous consent. All questions laid over by rule, or by request of any member for one day shall be considered in order on the succeeding day, or at the next session, under the heading of "Unfinished Business".

A list of unfinished business and special orders to be acted upon by the Board shall be kept by the Clerk and listed in the agenda.

RULE 17. Agenda:

The Clerk shall prepare a statement of the order of business for each meeting of the Board which shall also contain the title and author of each resolution to be presented together with the number to be assigned thereto. The order of business shall be mailed to each Supervisor no later than five (5) calendar days prior to the date of the meeting. Any resolution not set forth in the order of business shall be tabled by the Chairperson until the next meeting of the Board, unless upon motion regularly made, the members present by two-thirds vote authorize the consideration of such resolution.

RULE 18. Amendments:

These rules of order shall be amended only by a two thirds vote of the Board and only after ten days notice, which notice shall be in writing and be filed with the Clerk and shall specify the particulars of such proposed amendments. Notice shall be given to members of the Board by the Clerk as directed by Committee No. 1.

RULE 19. Suspension of Rules:

Any rule may be suspended by the unanimous consent of the members present, but the suspension of such rule shall apply only to those matters which shall be before the Board at the time of such suspension.

RULE 20. Addressing the Board:

Before speaking, a member shall request recognition by the Chairperson. Upon being recognized, the member shall rise and address the chair.

RULE 21. Call to Order:

A member called to order shall immediately sit down unless permitted to explain. If an appeal be taken from the decision of the chair, the Board shall decide the case without debate and the question shall be stated by the chair to be "Shall the decision of the chair stand as the judgment of the Board?"

RULE 22. Voting Requirement:

Every member present when a motion is stated from the chair shall vote thereon, unless excused by the Chairperson, or unless he is directly interested in the motion, in which case, if he chooses, he may be excused from voting. Every member requested to be excused from voting may make a brief and verbal statement of the reason for his request. The Chairperson in all cases has the right to vote and when the vote is equally divided, including his vote, the question shall be lost.

RULE 23. Tabling a Motion:

A motion or a motion for adopting a resolution may be placed on the table by a majority vote and a majority vote will be necessary to take it off the table.

RULE 24. Holding a Motion:

After a motion is stated and it is in possession of the Board before the discussion or amendment, it may be held until the next meeting day if requested by any member of the Board provided such request is made on his first recognition by the Chairperson, but only one such request shall be granted on only one motion. "However, the Board may elect to proceed on such matter with two-thirds vote of the Board."

RULE 25. Decorum:

While a member is speaking, no member shall entertain any private discourse, or pass between him and the chair.

RULE 26. The Question:

When the Chairperson is putting a question, no member shall walk about or out of the room.

RULE 27. Required Ayes and Nays:

Taking into consideration Rule 34, hereafter, at the Chairperson's discretion with the Boards' consent, the ayes and nays shall be taken by vote on any resolution appropriating money, levying taxes, confirming reports of committees and making appointments and fixing salaries and upon any other motion or resolution when demanded by any member of the Board.

RULE 28. The Order of Rules:

When a question is under debate, no motion shall be entertained unless for adjournment of the Board, for the previous question, to place on table indefinitely, to place on table for a certain day, to hold, to amend it. These several motions shall have precedence in the order in which they are here stated and shall not be subject to debate.

RULE 29. Several Propositions:

If the question in debate contains several distinct propositions, the same may be divided by the Chairperson at the request of any member to the end that a vote may be taken on each proposition.

RULE 30. Speakers:

Persons not members of the Board, may by consent of the Chairperson, be permitted to speak in regards to matters pending before the Board.

RULE 31. Weighted Voting:

Until such time as the apportionment of the voting power of members of the Board is revised, it is as follows:

	Majority	2/3
Arcadia	630	706
Butler	105	101
Galen	206	200
Huron	98	97
Lyons	265	280
Macedon	393	395
Marion	228	213
Ontario	439	420
Palmyra	351	323
Rose	114	105
Savannah	86	90
Sodus	403	400
Walworth	381	387
Williamson	310	301
Wolcott	<u>216</u>	<u>207</u>
Total	4225	4225

Whenever in these rules of order there is reference to a majority vote or a two-thirds vote of the Board, it means a majority of the voting power of the members of the Board or two-thirds of the voting power of the Board. A total of 2113 affirmative votes shall be required for the adoption of any resolution, local law, motion or proposal requiring a simple majority vote. A total of 2817 affirmative votes shall be required for the adoption of any resolution, local law, motion or proposal requiring a two-thirds majority vote.

RULE 32. Committee Vote and Records:

Because committee reports and recommendations are not binding, Standing Committees shall not use a weighted vote in committee recommendations, however, any member of the Board in compliance with Rule 14 may offer a motion or resolution regarding any matter referred to Committee with or without the benefit of the Committee's report or recommendation. The Standing Committee shall report to the full Board the names of members in favor of or opposed to any measure which is not unanimous. If there is dissent in committee, a member of the dissenting group may present a report of the minority to the Board. Each committee shall take attendance and keep summary minutes of business transacted, said minutes to be turned over to the Clerk for record.

RULE 33. Order of Voting:

The Clerk shall maintain a record of order of voting by roll call and the first call for a vote on motions and resolutions shall be rotated in alphabetical order by towns.

RULE 34. Short Roll Call:

In conjunction with Rule 27, the Chairperson may ask for a short roll call on a matter having no controversy or debate, and hearing no objection, the Clerk may ask for the vote of the Supervisors from Arcadia and Wolcott, or first and last towns alphabetically present at meeting, and if their vote is in agreement the vote will be recorded as unanimous. If there is disagreement, there shall be a full roll call.

RULE 35. Standing Committees:

The Chairperson shall appoint the Standing Committees within ten days from the date of organization in January and file a list of the same with the Clerk. The Chairperson may make temporary appointments to fill vacancies on any committee caused by the resignation or death of a member. In case of the absence of the Chairperson of any committee at any meeting, the second named member on the committee list shall act as temporary Chairperson.

The committee shall hold meetings with department heads shall recommend purchases and audit all claims and be generally responsible to the Board for the orderly operation of the affairs under the committee. The committee not only has the power of making recommendations to the Board but shall make recommendations on all committee matters.

Any direct costs incurred by a member in performing the duties of a committee and mileage expenses to and from meetings shall be reimbursed to him/her by the county.

No. 1

5 Members

FINANCE COMMITTEE

- a. County Treasurer
 - tax advertising
 - contingency fund
 - projects
 - community college
 - liability and causality reserve fund
 - uncollected insurance
 - judgment and claims
 - expenses on acquired property
 - hospital and medical insurance
 - inter-fund transfers
 - serial bond
 - library
 - Medical Scholarship
 - Educational TV
- b. Information Technology
- c. Real Property Tax

No. 2

5 Members

PUBLIC SAFETY COMMITTEE

- a. Sheriff
- b. E-911
 - ALS
- c. Probation
- d. District Attorney
 - animal abuse investigations
 - grant jury

- crime victims' board
- e. Public Defender
- f. Legal Defense of Indigents
- g. Emergency Management Services
- h. Mutual Aid
- i. Stop DWI
- j. Coroner
- k. Pre-Trial Services
- l. Justice and Constables

No. 3 5 Members

PUBLIC WORKS COMMITTEE

- a. Highway
 - machinery
- b. Central Garage
- c. Buildings and Grounds
- d. Consumer Affairs
- e. Soil and Water Conservation

No. 4 5 Members

ECONOMIC DEVELOPMENT AND PLANNING COMMITTEE

- a. Economic Development
 - industrial development site
- b. Planning
 - solid waste
 - joint municipal projects
 - agricultural districts
- c. Tourism
 - publicity
- d. Bus Operations
- e. Cooperative Extension
- f. Palmyra Union Ag. Society
- g. Fish and Game

No. 5 5 Members

GOVERNMENT OPERATIONS COMMITTEE

- a. Legislative Board
 - rules of order
 - inter-municipal
 - re-appointments
 - County Administrator
- b. Clerk of the Board
 - mailing
 - Court House copier
 - Un-distributed postage
 - County officer dues
- c. County Clerk
- d. County Attorney
- e. Board of Elections
- f. Personnel Department
 - civil services
 - salaries and benefits
 - workers' compensation
 - human resources

- employee relations
- union negotiations
- staff development
- education and training
- employee safety
- handicapped access
- affirmative action
- new position re-classification
- cafeteria plan
- g. Print Shop
- h. Historian

No. 6 5 Members

HEALTH AND MEDICAL SERVICES COMMITTEE

- a. Nursing Home
- b. Public Health
- c. Mental Health

No. 7 5 Members

HUMAN SERVICES COMMITTEE

- a. Social Services
- b. Aging and Youth
- c. Workforce Development
- d. Veterans' Services
- e. Wayne County Action Program

RULE 36. Special Committees:

Special Committees may be authorized at any legal meeting of the Board. They shall, unless otherwise ordered or directed by a majority of the Board, be appointed by the Chairperson. The period of time that a special committee shall serve shall be designated when it is created. Any person appointed to a special committee shall be notified in writing of such appointment by the Clerk.

RULE 37. Committee Meetings:

No Committee shall meet without the Committee Chairperson notifying the members of the committee and a majority of the members must be present to act. A meeting of the committee may be called by a majority of the committee.

RULE 38. Equalization Report:

All the reports of the Equalization Committee shall lie over one day before being acted upon if requested by any member.

RULE 39. Executive Session:

On motion of any member, duly seconded and carried by a majority vote, the Board shall go into executive session, presided over by the Chairperson of the Board, during which time any matters permitted under the New York State Open Meetings Law may be discussed and debated, but no action may be taken thereon by motion or resolution, except on a motion to terminate the executive session. Only members of the Board shall participate in the executive session and such other persons may be called into the session as may be necessary.

RULE 40. Minutes

The minutes of the Board shall be printed monthly and delivered by the Clerk of the Board on or before the regular meeting of the Board for the next succeeding month.

RULE 41. Absence of Members:

Upon request of a majority vote of members, the Chairperson shall summon each and all absent members of the Board to appear forthwith and the question under consideration shall be postponed until the appearance of such member or members or the filing with the Board of evidence of the physical inability of such members to be present.

RULE 42. Parliamentary Law:

All questions not covered by the rules shall be decided according to the generally prevailing rules of parliamentary law and Roberts Rules of Order.

RULE 43. Adopted Rules:

Said adopted rules shall control until permanent Chairperson seated and new rules of order are adopted."

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Fabino. Upon roll call, adopted.

RESOLUTION NO. 2-08: OFFICIAL NEWSPAPER DESIGNATIONS FOR 2008

Mr. Lyon presented the following:

RESOLVED, pursuant to Section 214(2) of the County Law the Wayne County Board of Supervisors hereby designates the Times of Wayne County, published in Macedon, New York, and the Wayne County Star, published in Red Creek, New York, as official newspapers for the publications of all Local Laws, notices and other matters as required by law to be published.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Groat. Upon roll call, adopted.

RESOLUTION NO. 3-08: AUTHORIZATION FOR CLERK TO PURCHASE SUPPLIES FOR THE BOARD OF SUPERVISORS FOR 2008

Mr. Plant presented the following:

RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized and directed to purchase necessary stationery and supplies for the Board of Supervisors for the year 2008.

Mr. Hammond moved the adoption of the resolution. Seconded by Mrs. Bender. Upon roll call, adopted.

RESOLUTION NO. 4-08: AUTHORIZATION TO ADOPT THE 2008 WAYNE COUNTY HEALTH CARE PLAN-MS FUND

Mr. Lyon presented the following:

WHEREAS, the 2008 County Budget needs to be amended for the costs associated with the Health Care Trust; now therefore be it

RESOLVED, that pursuant to Article 6 of the Wayne County Health Care Plan Trust Agreement, the Wayne County Board of Supervisors does hereby approve the 2008 budget for the Health Care Plan and authorize the County Treasurer to amend the 2008 Budget as follows:

REVENUES:

MS9060.41616 Self Pays	\$ 236,739.00
MS9060.42401 Interest Earnings	\$ 15,000.00
MS9060.42680 Insurance Recoveries	\$ 35,000.00
MS9060.42709 Employee Contributions	\$ 718,750.00
MS9060.42710 Town/Village Contributions	\$1,212,750.00
MS9060.42801 Interfund Revenues	\$5,308,381.00
TOTAL REVENUES	\$7,526,620.00

APPROPRIATIONS:

MS1710.54000 Contractual Expense	\$ 252,190.00
----------------------------------	---------------

MS1710.54300 Insurance	\$ 174,870.00
MS1710.54501 Accountants & Auditors	\$ 5,000.00
MS1710.54506 Attorneys	\$ 2,500.00
MS9060.58400 Hospitalization Expense	\$7,092,060.00
TOTAL APPROPRIATIONS	\$7,526,620.00

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Fabino. Upon roll call, adopted.

RESOLUTION NO. 5-08: ADOPTION OF INVESTMENT POLICY FOR THE COUNTY OF WAYNE FOR 2008

Mr. Lyon presented the following:

RESOLVED, that the following policy is hereby adopted:

INVESTMENT POLICY FOR THE COUNTY OF WAYNE

I. SCOPE:

This investment policy applies to all moneys and other financial resources available for investment on its own behalf or on behalf of any other entity or individual.

II. OBJECTIVES

The primary objectives of the County of Wayne's investment activities are, in the priority order,

- * To conform with all applicable federal, state and other legal requirements (legal);
- * To adequately safeguard principal (safety);
- * To provide sufficient liquidity to meet all operating requirements (liquidity); and
- * To obtain a reasonable rate of return (yield).

III. DELEGATION OF AUTHORITY:

The governing board's responsibility for administration of the investment program is delegated to the County Treasurer, who shall establish a satisfactory level of accountability based on a data base or records incorporating description and amounts of investments, transaction dates, and other relevant information and regulate the activities of subordinate employees.

IV. PRUDENCE:

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the County of Wayne to govern effectively.

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion, and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

V. DIVERSIFICATION:

It is the policy of the County of Wayne to diversify its deposits and investments by financial institution, by investment instrument, and maturity scheduling.

VI. INTERNAL CONTROLS:

It is the policy of the County of Wayne for all moneys collected by any officer or employee of the government to transfer those funds to the County Treasurer within 5 days of deposit, if less than \$500, the same day of deposit, if more than \$500, or within the time period specified in law, whichever is shorter.

The County Treasurer is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and are managed in compliance with applicable laws and regulations.

VII. DESIGNATION OF DEPOSITORIES:

Pursuant to Section 212 of the County Law and Section 10 of the General Municipal Law, the depositories designated by the County of Wayne shall be any bank or trust company authorized to do business in the State of New York; each such depository shall be limited to \$50,000,000 of deposits at any one time.

VIII. COLLATERALIZING OF DEPOSITS:

In accordance with the provisions of General Municipal Law, 10, all deposits of the County of Wayne, including certificates of deposits and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured by:

1. obligations of New York State
2. obligations of the United States
3. obligations of federal agencies, where the principal and interest are guaranteed by the United States
4. obligations of New York State local governments.

IX. SAFEKEEPING AND COLLATERALIZATION:

Eligible securities used for collateralizing deposits shall be held by (the depository and/or a third party) bank or trust company subject to security and custodial agreements.

The security agreement shall provide that eligible securities are being pledged to secure local government deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released and the events which will enable the County of Wayne to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the County, such securities shall be delivered in a form suitable for transfer or with assignment in blank to the County or its custodial bank.

The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for, the County will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement should also describe that the custodian shall confirm the receipt, substitution or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution of securities when a change in the rating of a security may cause ineligibility. Such agreement shall include all provisions necessary to provide the County a perfected interest in the securities.

X. PERMITTED INVESTMENTS:

As authorized by General Municipal Law, 11, the County of Wayne authorizes the County Treasurer to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- * Special time deposit accounts;
- * Certificates of Deposits;
- * Obligations of the United States of America;
- * Obligations guaranteed by agencies of the United States of America where the payment of principal and interest are guaranteed by the United States of America;
- * Obligations of the State of New York;
- * Obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies where the general State statutes governing such entities or whose specific enabling legislation authorize such investment;
- * Certificates of Participation (COPS) issued pursuant to GML, 109-b;
- * Obligations of the County of Wayne, but only with any moneys in a reserve fund established pursuant to GML, 6-c, 6-d, 6-e, 6-g, 6-h, 6-j, 6-k, 6-l, 6-m, or 6-n.

All investment obligations shall be payable or redeemable at the option of the County of Wayne within such times as the proceeds will be needed to meet expenditures for the purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the County of

Wayne within two years of the date of purchase.

XI. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS:

The County of Wayne shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments which can be made with each financial institution and dealer. All financial institutions with which the County of Wayne conducts business must be credit worthy. Banks shall provide their most recent Consolidated Report of Condition (Call Report) at the request of the County of Wayne. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers. The County Treasurer is responsible for evaluating the financial position and maintaining a listing of proposed depositories, trading partners and custodians. Such listing shall be evaluated at least annually.

XII. PURCHASE OF INVESTMENTS:

The County Treasurer is authorized to contract for the purpose of investments:

1. Directly from an authorized trading partner.
2. By utilizing an ongoing investment program with an authorized trading partner pursuant to a contract authorized by the governing board.

All purchased obligations, unless registered or inscribed in the name of the County of Wayne, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the County Treasurer. All such transactions shall be confirmed in writing to the County of Wayne by the bank or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, 10.

The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for, the County of Wayne, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with, or become a part of the backing for any other deposits or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of securities. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Hammond. Upon roll call, adopted.

RESOLUTION NO. 6-08: APPOINTMENT OF PUBLIC DEFENDER

Mrs. Bender presented the following:

RESOLVED, that Ronald Valentine is hereby appointed Public Defender for a two-year term, commencing January 1, 2008 through December 31, 2009.

Mr. Groat moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, all Supervisors voted Aye. The Chairman declared the Resolution adopted.

RESOLUTION NO. 7-08: APPOINTING FIRE ADVISORY BOARD FOR 2008

Mrs. Bender presented the following:

WHEREAS, the terms of the office of the members of the Wayne County Fire Advisory Board expired on December 31, 2007; now, therefore, be it

RESOLVED, that the following are hereby appointed to individual terms of office commencing January 1, 2008 and ending December 31, 2008:

Doug Hares	Arcadia	Alfred Rusch	Butler
George Bastedo	Galen	Gary Lockwood	Huron
Charles Gibson	Lyons	Kenneth Hammond	Macedon
Richard K. Murphy	Marion	Rich Luety	Ontario
Ronald Hickman	Palmyra	Jack Newman	Rose

Scott Kolczynski	Savannah	Thomas Roder	Sodus
Raymond Welker, Jr.	Walworth	David C. Knataitis	Williamson
		Lonnie Drake	Wolcott
Richard Bond	Wayne Co. Fire Coordinator		
James Lee	Ex-officio		
William Liddle	Ex-officio		
George Bastedo	Ex-officio		

Public Safety Committee: (5 members)

Jolene Bender, Supervisor, Town of Marion
 Richard Colacino, Supervisor, Town of Arcadia
 Robert Plant, Supervisor, Town of Walworth
 Steven LeRoy, Supervisor, Town of Sodus
 Laurie Crane, Supervisor, Town of Huron

Mr. Plant moved the adoption of the resolution. Seconded by Mrs. Crane. Upon roll call, adopted.

RESOLUTION NO. 8-08: APPOINTMENT TO THE WAYNE COUNTY JURY BOARD

Mrs. Bender presented the following:

RESOLVED, pursuant to Section 503 of the Judiciary Law, that Jolene Bender, Chairperson of the Public Safety Committee of the Wayne County Board of Supervisors, is hereby appointed to the Wayne County Jury Board succeeding Joseph DeSanto.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Fabino. Upon roll call, adopted.

RESOLUTION NO. 9-08: APPOINTMENT OF COUNTY ATTORNEY

Mrs. Bender presented the following:

RESOLVED, that Daniel Wyner is hereby appointed County Attorney for a two-year term commencing January 1, 2008 through December 31, 2009.

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Hammond. Upon roll call, all Supervisors voted Aye. The Chairman declared the Resolution adopted.

RESOLUTION NO. 10-08: REAPPOINTMENTS TO THE BOARD OF DIRECTORS OF THE SOIL AND WATER CONSERVATION DISTRICT

Mr. LeRoy presented the following:

WHEREAS, the terms of office of Robert G. VanLare (County Grange representative) and Carlyle Darron – At Large, as members of the Board of Directors of the Wayne County Soil and Water Conservation District have expired; now, therefore, be it

RESOLVED, that pursuant to Section 6-a of the NYS Conservation District Law, the Soil and Water Conservation District Board requests that the Chairman of the Wayne County Board of Supervisors hereby make the following re-appointments to the SWCD Board of Directors, each for a three year term of office, commencing January 1, 2008 and ending December 31, 2010:

Robert G. VanLare (County Grange representative)
 Carlyle Darron - At Large

Mr. Hammond moved the adoption of the resolution. Seconded by Mr. Lyon. Upon roll call, adopted.

RESOLUTION NO. 11-08: APPOINTMENTS TO WAYNE COUNTY INDUSTRIAL DEVELOPMENT AGENCY

Mr. Spickerman presented the following:

WHEREAS, the Wayne County Industrial Development Agency was formed pursuant to Chapter 916 of the laws of 1969, which provide that members of the Agency be appointed by the governing body of the County of Wayne; and

WHEREAS, pursuant to Resolution No. 145(69) adopted by the Wayne County Board of Supervisors, provided that one member of said Agency should be the Chairman of the Wayne County Board of Supervisors and one member should be the Chairman of the Planning Committee of the Wayne County Board of Supervisors; now, therefore, be it

RESOLVED, that pursuant to Resolution No. 145(69) and Section 890 of the General Municipal Law, the following are hereby appointed as members of the Wayne County Industrial Development Agency:

1. James D. Hoffman, Chairman of the Wayne County Board of Supervisors
2. David Spickerman, Sr., Chairman of the Economic Development and Planning Committee of the Wayne County Board of Supervisors

and be it further

RESOLVED, that said members shall serve at the pleasure of the Wayne County Board of Supervisors and each member shall continue to hold office until his successor is appointed and has qualified; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby directed to send a certified copy of this Resolution to the Secretary of State, New York State Department of State as well as the Wayne County IDA.

Mr. Lyon moved the adoption of the resolution. Seconded by Mrs. Collier. Upon roll call, all Supervisors voted Aye, except Supervisor Spickerman who abstained from voting. The Chairman declared the Resolution adopted.

RESOLUTION NO. 12-08: APPOINTING CHAIRMAN OF THE EMPIRE ZONE ADMINISTRATIVE BOARD

Mr. Spickerman presented the following:

WHEREAS, Wayne County received designation of an Empire Zone and pursuant to Resolution No. 833-02, duly adopted by the Board of Supervisors, the Empire Zone Administrative Board was established; and

WHEREAS, it is required that the Chairman of the Empire Zone Administrative Board be a member of the Wayne County Board of Supervisors; and

WHEREAS, Supervisor Jolene Bender is an active member of the Empire Zone Administrative Board; now, therefore, be it

RESOLVED, Supervisor Jolene Bender is hereby appointed as Chairman of the Wayne County Empire Zone Administrative Board.

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. Lyon. Upon roll call, adopted.

RESOLUTION NO. 13-08: AUTHORIZATION TO AMEND RESOLUTION NO. 908-07: SETTING DATE FOR PUBLIC HEARING ON LOCAL LAW PROVIDING FOR CHANGES IN SALARIES OF CERTAIN COUNTY OFFICERS DURING THEIR TERM OF OFFICE (2008)

Mrs. Collier presented the following:

WHEREAS, the Board adopted Resolution No. 908-07: Setting Date for Public Hearing on Local Law Providing for Changes in Salaries of Certain County Officers During their Term of Office (2008); and

WHEREAS, the Board Meeting has been rescheduled to Tuesday, January 22, 2008 at 9:00 a.m. to allow ample time for the Standing Committees to meet prior to the Full Board; now, therefore, be it

RESOLVED, that Resolution No. 908-07 is hereby amended to read as follows:

"RESOLVED, pursuant to Section 20 of the Municipal Home Rule Law that the Board of Supervisors shall hold a public hearing on Tuesday, January 22, 2008 at 9:30 a.m. in the Supervisors' Chambers in the County Court House, Lyons, New York, on the following proposed local law:

A Local Law providing for changes in the salaries of certain County officers during their term of office.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF

WAYNE, as follows:

SECTION 1. The annual salary of the County Treasurer shall be \$66,592 effective January 1, 2008.

SECTION 2. The annual salary of the County Clerk shall be \$68,232 effective January 1, 2008.

SECTION 3. The annual salary of the County Coroner shall be \$36,197 effective January 1, 2008.

SECTION 4. The annual salary of the Commissioner of Social Services shall be \$79,093 effective January 1, 2008.

SECTION 5. The annual salary of the County Administrator shall be \$110,000 effective January 1, 2008.

SECTION 6. The annual salary of the County Attorney shall be \$87,520 effective January 1, 2008.

SECTION 7. The annual salary of the Public Defender shall be \$82,258 effective January 1, 2008.

SECTION 8. The annual salary of the Fire Coordinator shall be \$26,386 effective January 1, 2008.

SECTION 9. The annual salary of the Director of Real Property Tax Service shall be \$58,000 effective January 1, 2008.

SECTION 10. The annual salary of the Personnel Officer shall be \$66,607 effective January 1, 2008.

SECTION 11. The annual salary of the Superintendent of Highways shall be \$72,341 effective January 1, 2008.

SECTION 12. The annual salary of the Sheriff shall be \$83,988 effective January 1, 2008.

SECTION 13. An incumbent holding a position subject to the provisions of Sections 1 through 12 of this local law at the time during the period from the effective date of the salary increase for such position until the time when basic annual salaries are first paid pursuant to this local law for such services in excess of the compensation actually received therefore, shall be entitled to a lump sum payment for the difference between the salary to which such incumbent was entitled for such service and the compensation actually received therefore. Such lump-sum payment shall be made as soon as practicable after this local law becomes effective.

SECTION 14. If any clause, sentence, paragraph, part or provision of this local law shall for any reason be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its effect and operation to the clause, sentence, paragraph, part or provision thereof directly involved in the controversy in which such judgment is rendered.

SECTION 15. This local law is adopted subject to a permissive referendum, and the Clerk of the Board of Supervisors shall give public notice thereof, in the manner provided by law.

SECTION 16. This local law shall take effect on the date it is filed in the Office of the Secretary of State as provided in Section 27 of the Municipal Home Rule Law of the State of New York and shall be deemed to have been in full force and effect from and after January 1, 2008."

Mr. Plant moved the adoption of the resolution. Seconded by Mr. Lyon. Upon roll call, adopted.

Chairman Hoffman addressed the board to express his appreciation by thanking Board members for his re-election and asked for their continued support for the coming year.

ADJOURNMENT:

Chairman Hoffman announced that the next meeting of the Board is scheduled for Tuesday, January 22, 2008 at 9:00 a.m.

On motion of Mr. Fabino and Ms. Park, the Board adjourned at 9:22 a.m. Carried.

Sandra J. Sloane, Clerk, Wayne County Board of Supervisors
