

11th Day
Monday, July 28, 2008
9:00 a.m.

The regular meeting of the Board of Supervisors was held in their chambers in the Court House, Chairman Hoffman presiding.

Upon roll call, all Supervisors were present except Supervisors Lyon, Collier and Park who were absent.

County Administrator James Marquette and County Attorney Daniel Wyner were also present.

APPROVAL OF MINUTES:

Mr. Lauderdale moved, seconded by Mr. Plant, to waive the reading of the minutes of the previous meeting and approve them as distributed. Upon roll call, carried.

The Board agreed to move ahead on the Agenda to address the Other Business item, then have the Clerk read the Public Hearing as scheduled.

Mr. Plant moved, seconded by Mr. Fabino that one (1) resolution be allowed on the floor under other business. Motion carried.

RESOLUTION NO. 522-08: AUTHORIZATION TO PURCHASE EQUIPMENT AND TRANSFER FUNDS FOR THE SHERIFF'S DEPARTMENT

Mrs. Bender presented the following:

WHEREAS, the Sheriff's Department utilizes magnetometers to assist security personnel in the detection and location of metal weapons and contraband of inmates and visitors of inmates; and

WHEREAS, the two magnetometers that are currently used on a daily basis are not functioning and need immediate replacement; and

WHEREAS, the magnetometers are obsolete and replacement parts are not available for the repair; now, therefore, be it

RESOLVED, that the Wayne County Sheriff is hereby authorized to purchase two (2) magnetometers to replace the two that have failed at a cost not to exceed \$8,650.00; and be it further

RESOLVED, that the County Treasurer is hereby authorized and directed to transfer the following funds:

\$8,650.00 from Account No. A3170.54435 (Other Correctional Agencies-Inmate Expense)

\$8,650.00 to Account No. A31502.52500 (Sheriff-Jail-Other Equipment)

and be it further

RESOLVED, that the non-functioning magnetometers are no longer of use to the County of Wayne and are hereby declared surplus; and the Superintendent of Buildings and Grounds is hereby authorized to dispose of the items in accordance with County policy.

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

The Chairman requested a three minute recess until the scheduled reading of today's Public Hearing at 9:05 a.m.

The Clerk read the following Notice of Public Hearing at 9:05 a.m.

**COUNTY OF WAYNE
NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAW
INTRO D/LOCAL LAW NO. ___ FOR THE YEAR 2008**

NOTICE IS HEREBY GIVEN that the Wayne County Board of Supervisors will hold a public hearing on Monday, July 28, 2008, at 9:05 a.m. in the Supervisors Chambers in the County Court House, 26 Church Street, Lyons, New York, on the following proposed local law:

A local law to approve the allocation of zone lands for a Manufacturing project for a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development Law.

COUNTY OF WAYNE - STATE OF NEW YORK

WHEREAS, a manufacturer is expanding their business activities at 124 Columbia in the Village of Clyde, Town of Galen, NY; and

WHEREAS, this expansion project will create 68 net new jobs that support their on-site manufacturing and retain 215; and

WHEREAS, the project is not within the Wayne County Empire Zone boundaries; and
WHEREAS, the New York State Department of Economic Development has determined that the proposed project is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; and

WHEREAS, the Zone Administrative Board of the Wayne County Empire Zone has determined that the proposed project is eligible for Empire Zones benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Wayne approves the allocation of zone lands for the proposed expansion of manufacturing project for a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development Law, said zone lands to constitute the property described in Appendix A hereto; and be it further

RESOLVED, that the Wayne County Board of Supervisors hereby requests that the New York State Commissioner of Economic Development approve this addition to the Wayne County Empire Zone as described in Section 1.

This local law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

RESOLVED, that the Clerk of the Board of Supervisors is hereby directed to give at least five days notice of such hearing by posting such notice upon the bulletin board at the County Court House, Lyons, New York, and by publishing such notice at least once (1) in the official newspapers of the County of Wayne.

Dated: July 17, 2008
Lyons, New York

Sandra J. Sloane, Clerk
Wayne County Board of Supervisors

After the Clerk read the Notice of Public Hearing, the Chairman opened the floor for public comment. After time was given for all interested people to be heard, Mr. Plant moved, seconded by Mr. Kelsch, that the hearing be closed. Upon roll call, carried.

RESOLUTION NO. 523-08: ADOPTING LOCAL LAW NO. 5-2008 TO APPROVE THE ALLOCATION OF ZONE LANDS FOR A MANUFACTURING PROJECT FOR A REGIONALLY SIGNIFICANT PROJECT AS DETERMINED BY THE ZONE ADMINISTRATIVE BOARD AND THE NEW YORK STATE DEPARTMENT OF ECONOMIC DEVELOPMENT LAW

Mr. Spickerman presented the following:

WHEREAS, a proposed local law to approve the allocation of zone lands for a Manufacturing project for a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development Law, designated as Intro D/Local Law No. 5 for the year 2008, was presented to the Board of Supervisors on Tuesday, July 15, 2008; and

WHEREAS, a public hearing on the proposed local law was held by the Board of Supervisors on Monday, July 28, 2008 at 9:05 am, in accordance with the notice of hearing duly posted and published in the manner prescribed by law; now, therefore, be it

RESOLVED, that said local law is hereby adopted to read as follows:

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BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE, as follows:

A local law to approve the allocation of zone lands for a Manufacturing project for a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development Law.

WHEREAS, a manufacturer is expanding their business activities at 124 Columbia in the Village of Clyde, Town of Galen, NY; and

WHEREAS, this expansion project will create 68 net new jobs that support their on-site manufacturing and retain 215; and

WHEREAS, the project is not within the Wayne County Empire Zone boundaries; and

WHEREAS, the New York State Department of Economic Development has determined that the proposed project is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; and

WHEREAS, the Zone Administrative Board of the Wayne County Empire Zone has determined that the proposed project is eligible for Empire Zones benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Wayne approves the allocation of zone lands for the proposed expansion of manufacturing project for a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development Law, said zone lands to constitute the property described in Appendix A hereto; and be it further

RESOLVED, that the Wayne County Board of Supervisors hereby requests that the New York State Commissioner of Economic Development approve this addition to the Wayne County Empire Zone as described; and be it further

RESOLVED, that this local law shall take effect immediately upon the date it is filed in the office of the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law of the State of New York; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby directed to number the local law in conformance with the filing requirements of the Secretary of State and to file the local law with the Secretary of State in accordance with the provisions of the Municipal Home Rule Law of the State of New York.

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

EXECUTIVE SESSION:

Mr. LeRoy moved, seconded by Mr. Plant, that the Board go into Executive Session to discuss pending litigation. Upon roll call, carried.

REGULAR SESSION:

Mr. Plant moved, seconded by Mr. Fabino that the Board resume regular session at 9:35 a.m. Carried.

ADJOURNMENT:

The next scheduled meeting of the Board is Tuesday, August 19, 2008 at 9:00 a.m.

Mr. Plant moved, seconded by Mr. Fabino, that the board adjourn at 9:36 a.m. Carried.

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