

Board of Supervisors
WAYNE COUNTY

RESOLUTION NO. 556-06: ADOPTING LOCAL LAW IN RELATION TO AMENDING LOCAL LAW NO. 1-1993 ESTABLISHING THE POSITION OF COUNTY ADMINISTRATOR FOR THE COUNTY OF WAYNE AS AMENDED BY LOCAL LAW NO. 2-1994

Mr. Lyon presented the following:

WHEREAS, a proposed local law in relation to amending Local Law No. 1-1993 establishing the position of County Administrator for the County of Wayne as amended by Local Law No. 2-1994 was presented to the Board of Supervisors on August 15, 2006; and

WHEREAS, a public hearing on the proposed local law was held by the Board of Supervisors on September 7, 2006 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:

COUNTY OF WAYNE - STATE OF NEW YORK
LOCAL LAW NO. 3-2006

A local law amending Local Law No. 1-1993 establishing the position of County Administrator for the County of Wayne as amended by Local Law No. 2-1994.

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

SECTION 1

SECTION 3 OF LOCAL LAW NO. 1-1993 ESTABLISHING THE POSITION OF COUNTY ADMINISTRATOR FOR THE COUNTY OF WAYNE AS AMENDED BY LOCAL LAW NO. 2-1994 IS HEREBY AMENDED TO READ AS FOLLOWS:

- (a) The County Administrator shall be appointed by the Board of Supervisors. The term of office of the first County Administrator appointed pursuant to this local law shall commence on the date of such appointment and shall expire on December 31, 2008. Each appointment thereafter shall be for a term of two years ending on the last day of December in each even numbered year. Appointment to fill a vacancy in the office of County Administrator shall be for the remainder of the unexpired term.
- (b) At least three (3) months prior to the end of the incumbent County Administrator's term, he/she shall inform the Board of Supervisors as to his/her intention of seeking another term as County Administrator.
- (c) At least three (3) months prior to the end of the incumbent County Administrator's term, the Board of Supervisors shall determine if it wishes to advertise and seek applications for the position of County Administrator or to reappoint the incumbent. If it is the intent of the Board of Supervisors to seek applications for the position of the County Administrator, the Chairman of the Board will appoint a Selection Committee.
- (d) At the time of appointment, the County Administrator shall have the following education, training, and/or experience:
 1. possess a Bachelors Degree in a business related field from an accredited college or university and have ten (10) years paid full-time management experience in a large and complex government organization, or
 2. possess a Master of Public Administration or Master of Business Administration degree and have eight (8) years of paid full-time management experience in a large and complex government organization, or
 3. an equivalent combination of education, training, and managerial experience listed above.
- (e) The County Administrator shall hold no other public or political office and shall devote full working time to the County.

The County Administrator shall be appointed on the basis of these and such other qualifications as may be required for the responsibilities of the office.
- (f) The appointee need not to be a resident of Wayne County at the time of appointment but shall become so within 6 months of appointment and remain so during the appointee's term of office. Failure to become such a resident as provided herein or to remain such a resident shall be cause for dismissal by the Board of Supervisors.

SECTION 2.

THE INTRODUCTORY PARAGRAPH OF SECTION 4 OF LOCAL LAW NO. 1-1993 ESTABLISHING THE POSITION OF COUNTY ADMINISTRATOR FOR THE COUNTY OF WAYNE AS AMENDED BY LOCAL LAW NO. 2-1994 IS HEREBY AMENDED TO READ AS FOLLOWS:

Without curtailing, diminishing, or transferring the powers of any elected County official, the County Administrator shall be responsible for the overall administration of County Government and shall provide and coordinate staff services to the Board of Supervisors, Chairman of the Board and its Committees. The County Administrator shall coordinate the activities of officers, employees, agents, departments, boards, agencies and committees so that policies and programs directed by this Board of Supervisors, as well as programs mandated by other governmental authority are implemented at minimal expenditure and with maximum benefit to the citizens served. The County Administrator shall perform all the duties now and hereafter conferred or imposed upon the office by law and directed by the Board of Supervisors and shall have all powers and perform all the duties necessarily implied or incidental thereto. Among such powers and duties, but not by way of limitation, are:

SECTION 3.

SECTION 4 OF LOCAL LAW NO. 1-1993 ESTABLISHING THE POSITION OF COUNTY ADMINISTRATOR FOR THE COUNTY OF WAYNE AS AMENDED BY LOCAL LAW NO. 2-1994 IS HEREBY AMENDED BY ADDING THE FOLLOWING ITEMS:

13. shall have the authority to lay off, suspend or remove all persons employed in all county departments, agencies, offices and operations, except where law specifically directs that some other appointing official shall layoff, suspend or remove and such authority shall be exercised in accordance with Civil Service Law of the State of New York and such other laws, rules and regulations as may apply. The County Administrator shall confer with the County Attorney, Personnel Director and the Chairman of the Board of Supervisors;
14. prepare an annual budget for those departments, offices, agencies, operations and programs for which he/she has direct supervision and shall make recommendations on all budgets submitted for inclusion in the county budget;
15. conduct regular meetings with department heads and others deemed necessary;
16. participate as authorized by the Board of Supervisors in the conduct of collective bargaining negotiations with employees and shall make recommendations on salaries for department heads.

SECTION 4.

This local law shall take effect on 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. Colvin moved the adoption of the resolution. Seconded by Mr. DeSanto. Upon roll call, all Supervisors voted Aye, except Supervisors Fabino, Hammond and Park who voted Nay. The Chairman declared the Resolution adopted.

WAYNE COUNTY
Board of Supervisors
LYONS, NEW YORK

This is to Certify that I, the undersigned, Clerk of the Board of Supervisors of the County of Wayne, have compared the foregoing copy of resolution with the original resolution now on file in this office and which was duly adopted by the Board of Supervisors of said County at a session held on the 7th day of September 2006 and that the same is a true copy of said original and of the whole thereof.

In Witness Whereof, I have hereunto subscribed my name and affixed the official seal of the Board of Supervisors of the County of Wayne, this 7th day of September 2006.

Clerk of the Board

