

REQUEST TO CALL SPECIAL MEETING

To the Deputy Clerk of the Board of Supervisors:

You are hereby directed to call a Special Meeting of the Board of Supervisors of Wayne County, New York, to be held in the First Floor Conference Room in the Wayne County Public Safety Building, 7376 Route 31 in the Town of Lyons, New York, on **Wednesday, April 2, 2014 at 10:00 a.m.**, for the following purposes:

FIRST: For the purpose of setting a date for a Public Hearing on a proposed Local Law amending the Mortgage Recording Tax within the County of Wayne; and

SECOND: To hear, consider and act upon any other matter which may be brought to the Board in the same manner and to the same effect as if the Board were convened in regular session.

Dated at Lyons, New York
March 27, 2014

James D. Hoffman, Chairman
Wayne County Board of Supervisors

NOTICE OF SPECIAL MEETING

State of New York
Wayne County
Office of the Clerk of the Board of Supervisors

Upon direction of the Chairman of the Board of Supervisors of the County of Wayne, I do hereby call a Special Meeting of the Board of Supervisors of Wayne County, New York, to be held in the First Floor Conference Room in the Wayne County Public Safety Building, 7376 Route 31 in the Town of Lyons, New York, on **Wednesday, April 2, 2014 at 10:00 a.m.**, for the following purposes:

FIRST: For the purpose of setting a date for a Public Hearing on a proposed Local Law amending the Mortgage Recording Tax within the County of Wayne; and

SECOND: To hear, consider and act upon any other matter which may be brought to the Board in the same manner and to the same effect as if the Board were convened in regular session.

Dated at Lyons, New York
March, 27, 2014

Debbie A. Liseno, Deputy Clerk
Wayne County Board of Supervisors

**5th Day
Wednesday, April 2, 2014
10:00 a.m.**

The Board of Supervisors met pursuant to call, in the First Floor Conference Room in the Wayne County Public Safety Building, Chairman Hoffman presiding.

The Pledge of Allegiance was led by Supervisor Spickerman.

Upon roll call, all Supervisors were present, except Supervisor Hammond who was absent. County Administrator James Marquette and Assistant County Attorney Daniel Connors were also present.

PRIVILEGE OF THE FLOOR:

Chairman Hoffman opened the floor at this time for members of the public to address the Board of Supervisors on items listed on the agenda for action. There was no public comment on agenda items this morning.

OTHER BUSINESS

Mr. Miller moved, seconded by Mr. LeRoy that two (2) resolutions be allowed on the floor under Other Business. Motion carried.

RESOLUTION NO. 227-14: RESOLUTION SETTING DATE FOR PUBLIC HEARING ON PROPOSED LOCAL LAW AMENDING THE MORTGAGE RECORDING TAX WITHIN THE COUNTY OF WAYNE

Ms. Park presented the following:

WHEREAS, NY Tax Law, Section 253-m allows Wayne County to adopt and amend local laws imposing in Wayne County a tax of twenty-five cents for each one hundred dollars and each remaining major fraction thereof of principal debt or obligation which is or under any contingency may be secured at the date of execution thereof, or at any time thereafter, by a mortgage on real property situated within the County of Wayne and recorded on or after the date upon which such tax takes effect and a tax of twenty-five cents on such mortgage if the principal debt or obligation which is or by any contingency may be secured by such mortgage is less than one hundred dollars; and

WHEREAS, each enactment of a local law pursuant to the authority of NY Tax Law, Section 253-m may provide for the imposition of a mortgage tax for a period no longer than three years from the date of enactment; and

WHEREAS, the existing local law enacted in Wayne County pursuant to the authority of NY Tax Law, Section 253-m will expire on April 24, 2014; and

WHEREAS, the Board of Supervisors desires to enact an amendment to the existing local law, which will have the effect of extending said local law for a time period of three (3) years, in accordance with NY Tax Law, Section 253-m(6); and

WHEREAS, NY Tax Law, Section 253-m (7) requires that any local law imposing a tax pursuant to that section shall take effect only on the first day of a calendar month, and further that such local law shall not be effective unless a certified copy of such local law is mailed by registered or certified mail to the Commissioner of Taxation and Finance at the Commissioner's office in Albany at least thirty (30) days prior to the date the local law shall take effect, and that certified copies of any local law described in this section shall also be filed with the county clerk of the county of Wayne, the secretary of state and the state comptroller within five (5) days after the date it is duly enacted; now, therefore, be it

RESOLVED, pursuant to Section 20 of the Municipal Home Rule Law, that the Board of Supervisors shall hold a public hearing on April 15, 2014, at 9:05 a.m., at the Ohmann Theater, 65 William Street, Village of Lyons, New York 14489, on the following proposed local law:

**COUNTY OF WAYNE - STATE OF NEW YORK
INTRO NO. 2/LOCAL LAW NO. ____ FOR THE YEAR 2014**

A local law amending Local Law No. 4-2005, as amended by Local Law No. 4-2008 and Local Law No. 1 - 2011, entitled "Adoption of Local Law to Impose a Mortgage Recording Tax within the County of Wayne."

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

SECTION 1

Section 1 of Local Law 4-2005, as amended by Local Law No. 4-2008 and by Local Law

No. 1 -2011, entitled "Adoption of Local Law to Impose a Mortgage Recording Tax within the County of Wayne" is hereby amended to read as follows:

Section 1. Imposition of Tax

Pursuant to Chapter 164 of the Laws of 2005, for the period beginning June 1, 2014 and ending April 14, 2017, there is hereby imposed, in the county of Wayne, a tax of \$0.25 for each \$100.00, and each remaining major fraction thereof of principal debt or obligation which is or under any contingency may be secured at the date of execution thereof, or at any time thereafter, by a mortgage on real property situated within the county of Wayne and recorded on or after June 1, 2014 and a tax of \$0.25 on such mortgage if the principal debt or obligation which is or by any contingency may be secured by such mortgage is less than \$100.00.

SECTION 2

Section 7 of Local Law No. 04-2005 as amended by Local Law No. 1 – 2011, entitled "Adoption of Local Law to Impose a Mortgage Recording Tax within the County of Wayne" is hereby amended to read as follows:

Section 7. Effective Date

This local law shall take effect on the first day of June, 2014, provided a certified copy thereof is mailed by registered or certified mail to the New York State Commissioner of Taxation and Finance at least 30 days prior to such date. Certified copies of this local law shall also be filed with the Wayne County Clerk, the Secretary of State, and the State Comptroller within five days after the date it is duly enacted.

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

RESOLUTION NO. 228-14: ACCEPTING QUOTE FOR PURCHASE AND INSTALLATION OF SPRINKLER HEADS FOR THE WAYNE COUNTY NURSING HOME

Mr. Groat presented the following:

WHEREAS the Board of Supervisors have duly advertised for bids for the purchase and installation of four (4) sprinkler heads for the Wayne County Nursing Home in accordance with the provisions of Section 103 of the General Municipal Law; and

WHEREAS, no bids were received for this project; and

WHEREAS, quotes were requested from Monroe Piping and ABJ Fire Protection who declined to provide quotes; and

WHEREAS, a quote from Davis-Ulmer was received proposing an amount of \$2,400.00; and, now, therefore, be it

RESOLVED, that said quote is hereby accepted for the amount of \$2,400.00 and the contract for the purchase and installation of the four (4) sprinkler heads the Wayne County Nursing Home is hereby awarded to Davis-Ulmer

Mr. Kolczynski moved the adoption of the resolution. Seconded by Mr. Colacino. Upon roll call, adopted.

ADJOURNMENT:

The next scheduled meeting of the Board is **Tuesday, April 15, 2014** at 9:00 a.m. This meeting will be held at The Ohmann Theatre, 65 William Street in the Village of Lyons.

Mrs. Marini moved, seconded by Mrs. Crane, that the board adjourn at 10:15 a.m. Carried.

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