

**SPECIAL SESSION – MONDAY, DECEMBER 7, 2015**

The Legislature convened in special session, Monday, December 7, 2015 at 12:30pm. in the Legislative Chambers with Chairman Dennis presiding. Legislators Holgate, Dunn, Banach, Smith were absent.

Chairman Dennis opened the public hearing on proposed local law 3-15, there being no comments. The public hearing was closed at 12:34 p.m.

**RESOLUTION NO. 383-15**

Mr. Morris offered the following resolution and moved its adoption, seconded by Mrs. Percy.

**ADOPT LOCAL LAW NO. 3-15 ENTITLED A LOCAL LAW AMENDING COUNTY OF YATES LOCAL LAW 5 OF THE YEAR 2012**

WHEREAS, proposed Local Law 3-15 entitled “ A Local Law Amending County Of Yates Local Law 5 of the Year 2012 was introduced at the November 2015 meeting

NOW, THEREFORE, BE IT RESOLVED, that proposed Local Law 3-15 entitled A Local Law Amending County Of Yates Local Law 5 of the Year 2012 is hereby adopted, and be it further

RESOLVED, that a copy of this resolution be given to the County Attorney, the Secretary of State.

**LOCAL LAW 3-15 ENTITLED:**

A LOCAL LAW AMENDING COUNTY OF YATES LOCAL LAW NO. 5 OF THE YEAR 2012

**Be it enacted by the Legislature of the**

**County**

~~City~~ of Yates as follows:

~~Town~~

~~Village~~

Section 1: Legislative Intent

The intent of this Local Law is to amend County of Yates Local Law No. 5 of the Year 2012, which establishes the Office of County Administrator for the County of Yates, to authorize and enable the County Legislature to appoint Acting County Administrator(s) and define the parameters thereof.

Section 2: Acting County Administrator

The Section numbered “8” of County of Yates Local Law No. 5 of the Year 2012, is hereby amended as follows:

SECTION 8. ACTING COUNTY ADMINISTRATOR

In the event of i) the County Administrator’s absence or inability to perform and exercise the powers and duties of his/her office or ii) a vacancy in the office of County Administrator; the County Legislature may appoint a person to serve as Acting County Administrator or more than one person to serve simultaneously as Acting County Administrators.

Any person appointed as an Acting County Administrator shall have only those powers and duties of the County Administrator as are granted and directed to them by the County Legislature, as well as any other additional and related powers and duties granted and directed by the County Legislature. If any person appointed as an Acting County Administrator is a Department Head, such Department Head shall be wholly supervised by and shall report directly to, the County Legislature. Any person serving as Acting County Administrator does not have to possess the minimum qualifications prescribed for the office of County Administrator. The work hours, work schedule and total compensation for any person serving as an Acting County Administrator shall be determined by the County Legislature at its discretion.

The position of Acting County Administrator shall be at-will, and as such, any person so appointed as an Acting County Administrator shall serve at and during the pleasure of the County Legislature appointing him/her; but in no event shall such service extend beyond the time when the County Administrator is no longer absent or unable to act, or any vacancy in the office of County Administrator is filled by the appointment and qualification of a new County Administrator.

### Section 3: Effective Date

This Local Law shall take effect immediately upon filing with the Secretary of State.

VOTE: Unanimous

Meeting adjourned at 12:35p.m.