SPECIAL MEETING
Morning Session

Bath, New York, September 8, 1966

The Board of Supervisors of the County of Steuben convened in a special meeting in the Supervisors' Chambers, Bath, New York, Thursday, September 8, 1966 at 10:30 A. M. and was called to order by the Chairman, F. Howard Hurlbut.

Roll call. Quorum present.

Chairman Hurlbut stated the purpose of the meeting was to hold a Public Hearing for interested parties in regard to Local Law Number One, and entertained a motion that the Board recess in order that the Public Hearing may be held as advertised.

On motion made by Mr. Davis, seconded by Mr. Kosti, and duly carried, the Board was declared recessed into Public Hearing.

After hearing the statements of interested parties; namely Francis Kane of Erwin, N. Y. and Peter L. Giambrone of Corning, N. Y., it was moved by Mr. Gleason, seconded by Mr. Lathrop and duly carried that the Public Hearing be closed and the Board reconvene in Special Session.

BY MR. DRAKE:

RESOLUTION NO. 220

Adoption: Local Law No. 1—1966 - Composition Board of Supervisors

RESOLUTION FINALLY ADOPTING A LOCAL LAW RELATING TO THE MEMBERSHIP AND COMPOSITION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF STEUBEN, in pursuance of Sections 20 and 23 of the Municipal Home Rule Law and upon the recommendation of the Steuben County Board of Supervisors Reapportionment Committee, duly adopted by the Board of Supervisors of Steuben County, New York on the 8th day of September, 1966, a quorum of said Board being present and 32 Supervisors voting in favor thereof and No Supervisors voting against the same.

WHEREAS, on the 24th day of August, 1966, Local Law No. 1 of 1966 was adopted subject to a mandatory referendum at the general election to be held on November 8, 1966, and in accordance with the resolution and notice this Board of Supervisors did conduct a Public Hearing thereon at the Supervisors' Chambers in the Village of Bath, New York, on September 8, 1966, and only two persons appeared in objection to the Local Law, and along with the notice of such Hearing was notice that the same was subject to a mandatory referendum, and the Clerk having filed in her office proof of the publication of such notice of Hearing and referendum in the Corning Leader of Corning, New York, and the Evening Tribune of Hornell, New York, and the Clerk having filed in her office proof of posting the notices on the bulletin boards at the respective Courthouses in the Village of Bath, the City of Hornell and the City of Corning, now therefore, be it hereby
RESOLVED, that Local Law No. 1 of 1966 County of Steuben, State of New York, is finally adopted without any change in language, to wit:

LOCAL LAW NO. 1 of 1966
COUNTY OF STEUBEN
STATE OF NEW YORK

LOCAL LAW RELATING TO THE MEMBERSHIP AND COMPOSITION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF STEUBEN

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF STEUBEN, STATE OF NEW YORK AS FOLLOWS:

Section 1. Legislative Intent

It is the intention of the Board of Supervisors of Steuben County by this local law to comply with the constitutional requirement recently established by the Supreme Court of the United States that the memberships of Legislative bodies must represent substantially equal populations.

Section 2. The County Board of Supervisors

The County Board of Supervisors shall be the elective governing body of the County with all the power and duties of a Board of Supervisors as provided by applicable law. The Supervisors, elected from the various districts as more specifically hereinafter set forth, when lawfully convened, shall constitute the Board of Supervisors of the County of Steuben.

Section 3. Term of Office of County Supervisors

County Supervisors shall be elected at general elections held in odd numbered years, from such districts and in such numbers as hereinafter provided. The term of office of all County Supervisors shall be two years, dating from January first of the year next succeeding such general elections, the first such election to be held at the time of the general election in November of 1967.

Section 4. Qualifications of County Supervisors

County Supervisors shall be electors of Steuben County and shall have been residents continuously in the County for at least one year preceding their election, shall reside in the district from which they seek election at the time of their designation for office, and shall continue to be residents of Steuben County and of the district within the County which they represent for the entire term of their office, and in order to be eligible for election and their offices the County Supervisors shall at the time of their election and throughout their term of office be the owner of record of real property in the district from which they seek election. County Supervisors shall be nominated at the primary election held in the same manner as other county officers are nominated pursuant to the provisions of the election law.

All supervisors of the towns in the County shall be eligible to be elected as members of the County Board of Supervisors.

Where the entire area of a town is a separate district and is entitled to one or more County Supervisors to be elected at large therein, then in such case, the duly elected supervisor of every one of such towns shall be the County Supervisor or one of such County Supervisors and shall be a member of the County Board of Supervisors.
Section 5. Districts

For the purpose of electing County Supervisors in such numbers as hereinafter provided, Steuben County shall be divided into twenty-four districts. All references to towns, cities and villages apply to that territory wholly contained in each of the towns, cities and villages of Steuben County as of August 1, 1966. All references to election districts apply to that territory wholly contained in each of the election districts enumerated as of August 1, 1966.

The population figures of the County of Steuben, State of New York, used in connection with said districts are those population figures set forth by the United States Department of Commerce, Bureau of Census, as conducted in 1960.

The districts and number of County Supervisors shall be as follows:

1. District 1 shall consist of the area contained within the boundaries of the Town of Addison and shall have one County Supervisor.

2. District 2 shall consist of the area contained within the boundaries of the Towns of Avoca and Wheeler and shall have one County Supervisor.

3. District 3 shall consist of the area contained within the boundaries of the Town of Bath and shall have four County Supervisors to be elected at large.

4. District 4 shall consist of the area contained within the boundaries of the Towns of Bradford and Campbell and shall have one County Supervisor.

5. District 5 shall consist of the area contained within the boundaries of the Towns of Cameron, the Town of Canisteo outside the boundaries of the Village of Canisteo, Hartville and Thurston and shall have one County Supervisor.

6. District 6 shall consist of the area contained within the boundaries of the Village of Canisteo and shall have one County Supervisor.

7. District 7 shall consist of the area contained within the boundaries of the Towns of Calton and Lindley and shall have one County Supervisor.

8. District 8 shall consist of the area contained within the boundaries of the Town of Cohocton and shall have one County Supervisor.

9. District 9 shall consist of the area contained within the boundaries of the Town of Corning, excepting three of said town contained in election district "3" in the Town of Corning. District 9 shall have two County Supervisors to be elected at large.

10. District 10 shall consist of the area contained within the boundaries of the City of Corning and shall have six County Supervisors to be elected at large.

11. District 11 shall consist of the area contained within the boundaries of the Towns of Dansville, Fremont and Howard and shall have one County Supervisor.

12. District 12 shall consist of the area contained within the boundaries of the Town of Erwin and shall have two County Supervisors to be elected at large.

13. District 13 shall consist of the area contained within the boundaries of the Towns of Greenwood, Jasper, Trumansburg and West Union and shall have one County Supervisor.
14. District 14 shall consist of the area contained within the boundaries of the Town of Hornby plus the area contained in election district "3" of the Town of Corning. District 14 shall have one County Supervisor.

15. District 15 shall consist of the area contained within the boundaries of the Town of Hornellsville and shall have one County Supervisor.

16. District 16 shall consist of the area contained within election districts numbered "1", "7" and "8" of the City of Hornell and shall have one County Supervisor.

17. District 17 shall consist of the area contained within election districts numbered "2", "9" and "4" of the City of Hornell and shall have one County Supervisor.

18. District 18 shall consist of the area contained within election districts numbered "6", "10" and "10" of the City of Hornell and shall have one County Supervisor.

19. District 19 shall consist of the area contained within election districts numbered "6", "11" and "12" of the City of Hornell and shall have one County Supervisor.

20. District 20 shall consist of the area contained within the boundaries of the City of Hornell and shall have one County Supervisor to be elected at large.

21. District 21 shall consist of the area contained within the boundaries of the Towns of Prattsburg and Pulteney and shall have one County Supervisor.

22. District 22 shall consist of the area contained within the boundaries of the Towns of Ratibone, Tuscarora and Woodnull and shall have one County Supervisor.

23. District 23 shall consist of the area contained within the boundaries of the Towns of Urbana and Wayne and shall have one County Supervisor.

24. District 24 shall consist of the area contained within the boundaries of the Town of Wayland and shall have one County Supervisor.

The above districts as herein set forth shall be enumerated and set forth on maps which shall be filed with the Clerk of the Steuben County Board of Supervisors after the final adoption of this Local Law.

The Steuben County Board of Supervisors shall evaluate the existing County Supervisory districts for equity and representation in relation to population within six months after the publication of the results of the regular federal census taken in Steuben County in 1970, or within six months after the publication of the results of any other federal census taken in Steuben County, or within six months after the publication of the results of any federal or special population census, taken pursuant to Section 60 of the General Municipal Law and held not more than once every five years; or, after any annexation which has the effect of increasing or decreasing the population of any County Supervisory district by more than the percentage presently established.

Section 6. Vacancies

A vacancy in the office of County Supervisor, other than a vacancy in the office of supervisor of a town comprising the whole of any district, shall be filled by appointment by the County Board of Supervisors of a qualified elector of the County having the same political affiliation as the person last elected to such office and such person newly appointed shall also be a resident of the district to which such appointment is made and eligible under section 4 hereof.
Any vacancy in the office of supervisor of a town comprising the whole of any district shall be filled as required by law.

The person appointed by the County Board of Supervisors shall hold office by virtue of such appointment until the commencement of the political year next succeeding the first annual election after the happening of the vacancy at which election such vacancy can be filled for the remainder of the unexpired term if any.

Section 7. Effect of Other Laws or Acts.

Any law, ordinance, resolution or other act to the extent inconsistent herewith shall be superseded by the within law.

Section 8. Separability.

If any clause, sentence, paragraph or section of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such adjudication shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph or section thereof directly involved in the proceeding in which such adjudication shall have been rendered.

Section 9. Effective Date

This local law shall become effective only if approved by the affirmative vote of a majority of the qualified electors voting upon the local law at the general election to be held on November 8, 1966, and when so approved certified copies thereof are filed in the office of the Secretary of State.

and it is further

RESOLVED, that the Clerk of this Board shall transmit the form of the proposition, which shall contain a brief statement of the text of said Local Law and its number, to the Clerk of the Board of Elections. Thereafter a sufficient number of copies of such proposition and abstract shall be printed and made available to the electors at the time of registration or otherwise in advance of election, and in addition, a sufficient number of copies shall be delivered with other election supplies, and distributed to the electors at the election, it is further

RESOLVED, that the redistricting and reapportionment plan contained in said Local Law is subject to the approval and the Order of Hon. Arthur Ervin Blauvelt, Justice of the Supreme Court, having continued jurisdiction in regard to the Supreme Court action of Louis G. Bulsch and Elizabeth B. Bulsch as plaintiffs against the Board of Supervisors of Steuben County and the State of New York, defendants, et al.

Seconded by Mr. Clark.

ADOPTED BY ROLL CALL.

Mr. Wellington stated there was an urgent request from the Mental Health Board to adjust two salaries in that department and moved that consideration of these salary changes be authorized at this special meeting.

Seconded by Mr. Bauter.

ADOPTED BY ROLL CALL.