

COMMITTEE OF THE WHOLE MEETING AGENDA

Date: Tuesday, June 11, 2019 @ 1:00 PM

Present: Berwanger, Kehl, Grant, Granger, Davis, Hastings, Tallman, Vasile, Brunner, Leuer, May, King, Becker, Ryan, Copeland

Absent: Brick

Also Present:

Department Agenda Item	Discussion	Decision	Action
1:00 PM Treasurer’s Office w/C. Mayer			
1. <i>Review 2018 Drescher & Malecki Independent Audit Report w/T. Malecki.</i>		Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
1:30 PM Sheriff / County Highway w/Sheriff Rudolph & Co. Highway Supt., T. Gadd			
1. <i>Proposed relocation of the Sheriff’s impound yard on County Highway grounds.</i>		Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
Board of Supervisors			
1. <i>Wyoming County Board of Supervisors can tour Waste Management facility in Chaffee, NY.</i> <ul style="list-style-type: none"> • Choose a day in either week: <ul style="list-style-type: none"> ○ 06/17/19 – 06/21/19 or ○ 06/24/19 – 06/28/19 	<i>Supervisors need to decide on a day so that we can let Waste Mgmt. know and plan for transportation with WTS.</i>	Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
2. <i>Review of Executive Sessions</i> When can a meeting be closed? The law provides for closed or "executive" sessions under circumstances prescribed in the law. It is important to emphasize that an executive session is not separate from an open meeting, but rather is defined as a portion of an open meeting during which the public may be excluded (§105). To hold an executive session, the law requires that a public body take several procedural steps. First, a motion must be made during an open meeting to enter into executive session; second, the motion must identify "the general area or areas of the subject or subjects to be considered;" and third, the motion must be carried by a majority vote of the total membership of a public body. A public body cannot close its doors to the public to discuss the subject of its choice, for the law specifies and limits the subject matter that may appropriately be discussed in executive session. The eight areas that may be discussed behind closed doors include: <i>(a) matters which will imperil the public safety if disclosed;</i> <i>(b) any matter which may disclose the identity of a law enforcement agency or informer;</i> <i>(c) information relating to current or future investigation or prosecution of a criminal offense which would imperil</i>		Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:

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<p><i>effective law enforcement if disclosed;</i> <i>(d) discussions regarding proposed, pending or current litigation;</i> <i>(e) collective negotiations pursuant to Article 14 of the Civil Service Law (the Taylor Law);</i> <i>(f) the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation;</i> <i>(g) the preparation, grading or administration of examinations; and</i> <i>(h) the proposed acquisition, sale or lease of real property or the proposed acquisition of securities, or sale or exchange of securities held by such public body, but only when publicity would substantially affect the value thereof.</i></p> <p>These are the only subjects that may be discussed behind closed doors; all other deliberations must be conducted during open meetings.</p> <p>It is important to point out that a public body can never vote to appropriate public monies during a closed session. Therefore, although most public bodies may vote during a properly convened executive session, any vote to appropriate public monies must be taken in public.</p> <p>The law also states that an executive session can be attended by members of the public body and any other persons authorized by the public body.</p> <p><i>Note that item (f) is often referenced as “personnel,” even though that term does not appear in the grounds for holding executive sessions. Only when the discussion focuses on “a particular person or corporation” in relation to one or more of the topics listed in that provision is an executive session permitted.</i></p> <p><i>**Attorney/Client discussions are not covered by open meetings. Minutes simply need to reflect, that the board had a discussion with the attorney over legal matters, which is a privileged attorney / client discussion...</i></p>			
<p>3. Replenish the <u>Supervisors’ Sunshine Fund</u> (\$20 ea.).</p> <ul style="list-style-type: none"> • Discussion points: <ul style="list-style-type: none"> ○ When lunch in is necessary they will be paid for out of the Supervisors’ regular Budget. <ul style="list-style-type: none"> ▪ Comments, questions or concerns? ○ Funds are generally used for: <ul style="list-style-type: none"> ▪ Memorials made in honor of Supervisors and their immediate family and Dept. Heads. ▪ Candy ▪ Kitchen supplies ▪ Supplies for the Dairy Princess ▪ Comments, questions or concerns? 		<p>Motion: Ayes: Noes: Absent:</p>	<p>Carried: Defeated: Referred to:</p>

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4. <i>NYSAC Bottle Bill white paper</i> <ul style="list-style-type: none"> • The History and Future of the NYS Bottle Bill (May 2019) 		Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
5. <i>Discussion:</i> <ul style="list-style-type: none"> • Warsaw Monument ownership <ul style="list-style-type: none"> ○ Estimated worth calculation ○ Insurance coverage? 		Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:

Signature of Committee Chairman: p/A. D. Berwanger (_____).

Next meeting scheduled for **Tuesday, July 09, 2019 @ TBD.**