

Mr. Roeser presented Local Law No. 4 for 1968 as follows:

A LOCAL LAW, COUNTY OF LIVINGSTON, PROVIDING FOR A PERMANENT PLAN OF APPORTIONMENT FOR THE LIVINGSTON COUNTY BOARD OF SUPERVISORS ON A WEIGHTED VOTE BASIS

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

SECTION 1. Legislative Intent

It is the intention of the Board of Supervisors of Livingston County by this Local Law to comply with the constitutional requirement recently established by the Supreme Court of the United States and the Court of Appeals of the State of New York.

SECTION 2. The Board of Supervisors

The Supervisors of the several towns in Livingston County when lawfully convened shall, on and after the first day of January, 1970, constitute the Board of Supervisors of the County of Livingston, and shall continue to be known and designated as the Board of Supervisors, but their respective votes as such members thereof shall, on and after the first day of January, 1970, be determined and fixed in accordance with the provisions of this Local Law to accomplish the re-apportionment of the Board of Supervisors of the County of Livingston.

SECTION 3. Voting Strength

The apportionment of the voting strength of the members of the Board of Supervisors shall be determined by the 1960 federal census in the County of Livingston, until the next decennial federal census, in which event the voting strength shall be changed, if necessary, to conform to such decennial federal census. On and after the first day of January, 1970, and continuing until the next decennial federal census unless an official county census shall be made sooner, each Supervisor elected within the respective towns of Livingston County shall be entitled to the following number of votes on any resolution, local law, motion or proposal to be voted on by the Board of Supervisors, to wit:

<u>TOWN</u>	<u>NO. OF VOTES</u>	<u>VOTING POWER</u>
AVON	217	11.011
CALEDONIA	153	7.583
CONESUS	62	3.008
GENESE0	159	7.875
GROVELAND	63	3.065
LEICESTER	70	3.394
LIMA	134	6.585
LIVONIA	175	8.690
MOUNT MORRIS	211	10.711
NORTH DANSVILLE	282	15.035
NUNDA	116	5.665
OSSIAN	25	1.203
PORTAGE	38	1.837
SPARTA	52	2.496
SPRINGWATER	65	3.152
WEST SPARTA	42	2.060
YORK	135	6.633
Totals	1,999	100.000

A total of 1,000 affirmative votes shall be required for the adoption of any resolution, local law, motion or proposal requiring a majority vote, and a total of 1,333 affirmative votes shall be required for the adoption of any resolution requiring a two-thirds vote.

SECTION 4. Effect of Other Laws or Acts

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

SECTION 5. 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 6. Effective Date

This Local Law shall become effective only if approved by an Order of the New York State Supreme Court, and, that in the event an Order of the New York State Supreme Court requires that this Local Law be submitted to a special election on a date specified by said court, this Local Law shall become effective only if approved by the affirmative vote of a majority of the qualified electors of the County of Livingston voting upon the Local Law at said special election.

Resolution No. 68-144. Mr. Roeser presented the following resolution and moved its adoption:

RESOLUTION PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW

WHEREAS, there has been duly presented and introduced at a meeting of this Board held on September 30, 1968, a proposed Local Law entitled, "A LOCAL LAW PROVIDING FOR A PERMANENT PLAN OF APPORTIONMENT FOR THE LIVINGSTON COUNTY BOARD OF SUPERVISORS ON A WEIGHTED VOTE BASIS" now, therefore, be it

RESOLVED that a public hearing shall be held on the said proposed Local Law by this Board on the 14th day of October, 1968, at 1:30 P. M. in the Board of Supervisors Room in the Court House in the Village of Geneseo, New York, and at least six days notice of such hearing shall be given by the Clerk of the Board by the due posting thereof on the bulletin board of the Court House of this County, and by publishing such notice at least once in the official newspapers of the County as provided by law.

Dated at Geneseo, New York,
September 30, 1968

CARL H. ROESER, Chairman,
CLARENCE GIBSON,
HERBERT I. BATTEY,
Legislative and Public Relations
Committee

The roll was called as follows:

Ayes - 15 Noes - O'Mara - 1 Absent - Ace - 1 Adopted

Motion was made by Mr. Weidman and seconded by Mr. Macauley that the Board adjourn until Monday, October 14, 1968 at 1:30 P. M.