

REGULAR SESSION – MONDAY, FEBRUARY 13, 2017

The Legislature convened in regular session Monday, February 13, 2017 at 1:00p.m with Chairman Dennis presiding and Legislator Morris absent.

RESOLUTION NO. 23-17

Mrs. Church offered the following resolution and moved its adoption, seconded by Mr. Bronson.

RECOGNIZE YATES COUNTY DISTINGUISHED YOUTH AWARD RECIPIENT

WHEREAS, the Yates County Youth Board selected Madison Neu for recognition as a Yates County Distinguished Youth for the fourth quarter of 2016, acknowledging her outstanding service to her community,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature take recognition of this honor bestowed upon Madison Neu by the Yates County Youth Board on February 13th, 2017 in Penn Yan, NY, and thank her for her dedicated service to the community of Dundee and to the citizens of Yates County, and

RESOLVED, that a copy of this resolution be provided Madison Neu and the Youth Bureau Director.

VOTE: Unanimous

Alicia Avellaneda, Youth Bureau Director presented the Distinguished Youth Award to Madison Neu.

Minutes of the December 28th, January 9th and February 6th meetings were approved as presented.

Chairman Dennis asked for a report of the auditing committees. The audit was approved as presented.

Airport Fund	\$ 86,532.03
Finance	\$ 416,587.71
Flint Creek	\$ -0-
Government Operations	\$ 174,500.77
Human Services	\$ 209,300.22
Prior to Audit	\$ 96,127.91
Public Safety	\$ 115,555.01
Public Works	\$ 228,615.95

PUBLIC COMMENT

Valerie Brechko expressed concerns regarding possible changes to the Affordable Care Act and asked if the Legislature had addressed the issue. Chairman Dennis stated that they had not and turned the matter over to the Human Services Committee.

William Laffin addressed the Legislature with an update on possible removal options for the Starry Stonewort.

COMMITTEE REPORTS

Mr. Bronson reported he attended a ProAction meeting in Bath last month. The focus was mainly on the reauthorization of Head Start Grants. One of the recommendations for this year is to have a Head Start Advisory Committee which Mr. Bronson is a member of.

Mr. Fitch thanked Connie Hayes for pulling together resolutions pertaining to the Keuka Outlet Trail.

Mr. Paddock reported he will have an additional resolution coming out of Finance.

Mr. Banach reported on a rental scam through Craigslist for rental property on Keuka Lake.

Mr. Smith reported the Seneca Lake Watershed Inter-Municipal Organization met on January 26 in Montour Falls. Jim was reelected as Chair and Mark Venuti was reelected as Vice Chairman. The next meeting will be held on April 25th here in the Yates County Office Building.

Mr. Button reported Ed Hansen Jr. was reelected as the Chairman for the Flint Creek Association.

County Administrator Lawton reported he attended the Town of Benton Board meeting on 2/8/17, the STN meeting and the Town of Middlesex Town Board meeting on 2/9/17.

Chairman Dennis reported he attended the FLEDC meeting on 2/1/17 held at the Monroe Community College.

Chairman Dennis reported that while attending the NYSAC conference a topic for two days was shared services between municipalities. Chairman Dennis read a statement from NYSAC who rejects the Governor's proposed plan as it stands for shared services as it is incomplete.

RESOLUTION NO. 24-17

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Fitch.

ADOPT BY-LAWS OF THE YATES COUNTY AIRPORT COUNCIL

WHEREAS, the Yates County Airport Council was established as an advisory Council to the Yates County Legislature and

WHEREAS, By-Laws of the Yates County Airport Council have been created, reviewed and approved by the Yates County Attorney and subsequently adopted by the Airport Council,

NOW, THEREFORE, BE IT RESOLVED, that the following By-Laws of said Council are hereby approved by the Yates County Legislature, and be it further

RESOLVED that a copy of said By-Laws be provided to the Yates County Airport Council and the County Administrator.

By-Laws of the Yates County Airport Council ARTICLE I

This Committee shall be known as the YATES COUNTY AIRPORT COUNCIL, hereinafter referred to as "the Council".

ARTICLE II

STATEMENT OF PURPOSE OF THE COUNCIL

Whereas, it is in the interest of Yates County to develop the Yates County Airport to its fullest potential by:

1. Developing aviation infrastructure
2. Developing aviation-related operations at the airport
3. Developing commercial operations directly related to the airport
4. Promoting appropriate land use in the general vicinity of the airport
5. Providing continuing support and guidance for the implementation of the 20 year plan and beyond
6. Protecting the rights of aviation users of the airport
7. Directly assisting the Legislature in making any decisions regarding airport development, overall management and operation of the current airport
8. Overseeing the normal operations of the airport as well as any safety concerns that may arise
9. Overseeing any routine, normal maintenance and associated activities as needed on a daily basis and performed or required to be performed by the FBO in accordance with current Yates County spending policy
10. Assist the Legislature in any areas regarding development, management and operation of the airport utilizing the wide range of expertise, experience and interest in the Yates County Airport that is held by the Committee members
11. Promote the positive economic and social contribution the Airport has and continues to make for Yates County and the surrounding communities.

Therefore, it shall be the purpose of the Council to advise the Yates County Legislature as to the best means to achieve said goals. Final responsibility as to long term capital or financial decisions, contracts, negotiations or any legal matter shall be that of the Yates County Legislature.

ARTICLE III

MEMBERSHIP

Membership of the Council shall be appointed by the Chair of the Yates County Legislature. The Council shall consist of a minimum of five (5) members.

Seneca Flight Operations, Penn Yan Flying Club, and Penn Yan Aero will each have a minimum of 20% of the voting membership on the Council. The remaining 40% will be split equally between a member or members from the Yates County Legislature and a member or members from the general public.

ARTICLE IV

TERM OF OFFICE

All members of the Council shall serve for a period of three (3) years with the exception of the member(s) from the Legislature. The Legislative member(s) may change at the will of the Chair of the Legislature.

ARTICLE V

MEETINGS

The Council shall hold regular meetings at times and places determined by it. It shall meet a minimum of twice per year.

Order of business at a meeting of the Council shall be:

- Call to order
- Minutes of the prior meeting
- Financial report
- Review of communications received
- Receipt of Committee reports
- Old business
- New business
- Adjournment

Roberts Rules of Order shall govern the conduct of all meetings. The order of business may be changed at any meeting by a majority vote of the members present.

A member of the Council may cast a vote on any matter before it in person or by a written proxy to be delivered to the Secretary.

ARTICLE VI

QUORUM AND MAJORITY

A majority of the whole number of members of the Council shall constitute a quorum; and, any actions taken by the Council shall be by not less than a majority of the whole number of members of the Council.

ARTICLE VII

OFFICERS

Officers of the Council shall be elected by the Council and shall include a Chair, Vice-Chair, and a Secretary.

1. Officers shall be elected not later than January of each year. Nominations shall be made from the floor with no limit on nominations unless so decided by a majority of Council members assembled at the meeting. After nominations are closed the Council shall vote to determine those elected.
2. The Chair shall preside at all meetings of the Council and shall be the official head of the organization. He or she shall be responsible for the operation of the Council and shall report directly to the Yates County Legislature.
3. The Vice-Chair shall assist in the performance of the duties of the Chair and shall preside over meetings in the absence of the Chair.
4. The Secretary shall record and keep the minutes and attendance of every meeting of the Council and shall see that copies of the minutes are filed with the Yates County Legislature. The Secretary shall keep all documents and records of the Council and shall conduct such correspondence as necessary on behalf of the Council.
5. No officer shall hold more than one position at the same time.

ARTICLE VIII

ADOPTION AND AMENDMENT OF THE BY-LAWS

These By-Laws are subject to the approval of the Yates County Legislature.

These By-Laws may be amended at a regular or special meeting of the Council by a majority vote of the Council, provided notice of the proposed amendment has been sent to all members of the Council at least seven (7) days prior to the meeting at which time a vote is to be taken thereon. Any amendment of these By-Laws is subject to the approval of the Yates County Legislature.

Unanimously adopted by the current Yates County Airport Council Members (Doug Marchionda, Sr., Rich Leppert, Daryl Middlebrook, Paul Middlebrook and Taylor Fitch) on January 24, 2017.

Approved by the Yates County Legislature on February 13, 2017.

VOTE: Unanimous

RESOLUTION NO. 25-17

Mr. Paddock offered resolution 25 thru 30-17 and moved their adoption, seconded by Mr. Smith.

**APPROPRIATE CARRYOVER OF 2016 MEDICAL RESERVE
CORP GRANT (Public Health)**

WHEREAS, the Yates County Public Health Department received a Medical Reserve Corp Grant for the year 2016 and a balance of \$5,912.88 remained at the end of 2016, and

WHEREAS, these funds are not part of the 2017 budget and can be carried over to the 2017 fiscal year,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$5,912.88:

Appropriation

A4010.54956 PH-Medical Reserve Corp

Revenue

A4010.44488 PH-Medical Reserve Corp

and be it further

RESOLVED, that copies of this resolution be given to the Public Health Director, Budget Officer and County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 26-17

**APPROPRIATE CARRYOVER OF 2016 LEAD GRANT
(Public Health)**

WHEREAS, the Yates County Public Health Department received a LEAD grant for the year 2016 and a balance of \$16,881.95 remained at the end of 2016, and

WHEREAS, these funds are not part of the 2017 budget and can be carried over to the 2017 fiscal year,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$16,881.95:

Appropriation
A4010.54109 PH-Lead Program

Revenue
A4010.44457 PH-Lead Program

and be it further

RESOLVED, that copies of this resolution be given to the Public Health Director, Budget Officer and County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 27-17

**APPROPRIATE CARRYOVER OF 2016 NEW YORK STATE
DEPARTMENT OF HEALTH RURAL HEALTH NETWORK GRANT
(Public Health)**

WHEREAS, the Yates County Public Health Department received a New York State Department of Health Rural Health Network Grant for the year 2016 and a balance of \$58,750.03 remained at the end of 2016, and

WHEREAS, these funds are not part of the 2017 budget and can be carried over to the 2017 fiscal year,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$58,750.03:

Appropriation
A4010.54947 PH-Rural Health Network

Revenue
A4010.43403 PH-SAY Facilitated Enrollment Grant)

and be it further

RESOLVED, that copies of this resolution be given to the Public Health Director, Budget Officer and County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 28-17

**APPROPRIATE CARRYOVER OF 2016 NEW YORK STATE DEPARTMENT OF
HEALTH DISASTER PLANNING GRANT (Public Health)**

WHEREAS, the Yates County Public Health Department received a New York State Department of Health Disaster Planning Grant for the year 2016 and a balance of \$32,955.09 remained at the end of 2016, and

WHEREAS, these funds are not part of the 2017 budget and can be carried over to the 2017 fiscal year,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$32,955.09:

Appropriation
A4010.54938 PH-Disaster Planning

Revenue
A4010.44489 PH-Disaster Planning

and be it further

RESOLVED, that copies of this resolution be given to the Public Health Director, Budget Officer and County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 29-17

**APPROPRIATE CARRYOVER OF 2016 HEALTH SYSTEMS LEARNING GRANT
(Public Health)**

WHEREAS, the Yates County Public Health Department received a Health Systems Learning Grant for the year 2016 and a balance of \$2,142.89 remained at the end of 2016, and

WHEREAS, these funds are not part of the 2017 budget and can be carried over to the 2017 fiscal year,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$2,142.89:

Appropriation
A4010.54939 PH-Health Systems Learning

Revenue
A4010.44401 PH-Federal Aid - Health Systems Learning

and be it further

RESOLVED, that copies of this resolution be given to the Public Health Director, Budget Officer and County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 30-17

**APPROPRIATE CARRYOVER OF 2016 NEW YORK STATE
DEPARTMENT OF HEALTH IMMUNIZATION GRANT**

(Public Health)

WHEREAS, the Yates County Public Health Department received a New York State Department of Health Immunization Grant for the year 2016 and a balance of \$7,676.46 remained at the end of 2016, and

WHEREAS, these funds are not part of the 2017 budget and can be carried over to the 2017 fiscal year,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$7,676.46:

Appropriation
A4010.54107 PH-Immunization Program

Revenue
A4010.43401 PH-NYS Aid – Immunization Program

and be it further

RESOLVED, that copies of this resolution be given to the Public Health Director, Budget Officer and County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 31-17

Mr. Paddock offered resolutions 31 and 32-17 and moved their adoption, seconded by Mr. Gleason.

**APPROPRIATE CARRYOVER OF MENTAL HEALTH GRANT
(Community Services)**

WHEREAS, the Community Services Department received a Mental Health grant in 2016, and

WHEREAS, a balance of \$5,184.00 remained at the end of 2016 and these funds can be carried over into 2017, and

WHEREAS, these funds are not part of the 2017 budget,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$5,184.00:

Appropriation
A4320.54282 CS-Suicide Prevention Grant

Revenue:
A4320.41690 CS-Mental Health Grant

and be it further

RESOLVED, that a copy of this resolution be given to the Community Services Director, and the Treasurer.

VOTE: Unanimous

RESOLUTION NO. 32-17

**APPROPRIATE CARRYOVER OF COMMUNITY HEALTH GRANT
(Community Services)**

WHEREAS, the Community Services Department received a Community Health grant in 2016, and

WHEREAS, a balance of \$13,464.97 remained at the end of 2016 and these funds can be carried over into 2017, and

WHEREAS, these funds are not part of the 2017 budget,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$13,464.97:

Appropriation
A4320.54253 CS-Community Health Grant

Revenue:
A4320.41690 CS-Mental Health Grant

and be it further

RESOLVED, that a copy of this resolution be given to the Community Services Director, and the Treasurer.

VOTE: Unanimous

RESOLUTION NO. 33-17

Mr. Paddock offered resolutions 33 thru 35-17 and moved their adoption, seconded by Mr. Button.

**APPROPRIATE CARRYOVER OF 2016 PSAP SUSTAINMENT GRANT
(Sheriff)**

WHEREAS, the Yates County Sheriff's Department received a New York State Division of Homeland Security and Emergency Services grant for the year 2016 and a balance of \$175,108.00 remained at the end of 2016, and

WHEREAS, these funds are not part of the 2017 budget and can be carried over to the 2017 fiscal year,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$175,108.00:

Appropriation
A3021.54951 E911-PSAP

Revenue
A3021.43324 E911-PSAP

and be it further

RESOLVED, that copies of this resolution be given to the Sheriff and County Treasurer.
VOTE: Unanimous

RESOLUTION NO. 34-17

**APPROPRIATE CARRYOVER OF 2016 SLETPP GRANT
(Sheriff)**

WHEREAS, the Yates County Sheriff's Department received a New York State Division of Homeland Security and Emergency Services grant for the year 2016 and a balance of \$6,458.59 remained at the end of 2016, and

WHEREAS, these funds are not part of the 2017 budget and can be carried over to the 2017 fiscal year,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$6,458.59:

Appropriation
A3110.52949 SHER-SLETPP

Revenue
A3110.43321 SHER-SLETPP

and be it further

RESOLVED, that copies of this resolution be given to the Sheriff and County Treasurer.
VOTE: Unanimous

RESOLUTION NO. 35-17

**APPROPRIATE CARRYOVER OF 2016 DCJS GRANT
(Sheriff)**

WHEREAS, the Yates County Sheriff's Department received a New York State Department of Criminal Justice Services grant for the year 2016 and a balance of \$2,500.00 remained at the end of 2016, and

WHEREAS, these funds are not part of the 2017 budget and can be carried over to the 2017 fiscal year,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$2,500.00:

Appropriation
A3110.52965 SHER-DCJS

Revenue
A3110.43326 SHER-DCJS

and be it further

RESOLVED, that copies of this resolution be given to the Sheriff and County Treasurer.
VOTE: Unanimous

RESOLUTION NO. 36-17

Mr. Paddock offered resolutions 36 ad 37-17 and moved their adoption, seconded by Mr. Gleason

**APPROPRIATE 2017 GTSC GRANT
(Sheriff)**

WHEREAS, the Yates County Sheriff's Department received a New York State Governor's Traffic Safety Committee (GTSC) grant for the year 2017, and

WHEREAS, these funds are not part of the 2017 budget,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$500.00:

Appropriation
A3110.54954 SHER-GTSC

Revenue
A3110.44388 SHER-GTSC

and be it further

RESOLVED, that copies of this resolution be given to the Sheriff and County Treasurer.
VOTE: Unanimous

RESOLUTION NO. 37-17

**APPROPRIATE 2017 DRUG ENFORCEMENT GRANT
(Sheriff)**

WHEREAS, the Yates County Sheriff's Department received a New York State Legislative Initiative grant for drug enforcement for the year 2017, and

WHEREAS, these funds are not part of the 2017 budget,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$24,806.00:

Appropriation
A3110.52988 SHER-Legislative Grant

Revenue
A3110.43325 SHER-Legislative Initiative

and be it further

RESOLVED, that copies of this resolution be given to the Sheriff and County Treasurer.
VOTE: Unanimous

RESOLUTION NO. 38-17

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Button.

REAPPOINTMENT TO FLINT CREEK ADMINISTRATIVE BOARD

BE IT RESOLVED, that Bobby Slayton, 9570 Cook Rd., Avoca, NY 14809 and Mark Torrey, 4593 Edgerton Rd., Elba, NY 14058 are hereby reappointed as Yates County representatives to the Flint Creek Small Watershed Protection District Administrative Board for two year terms expiring March 15, 2019, and be it further

RESOLVED, that a copy of this resolution be sent to the Ontario Board of Supervisors, Flint Creek Small Watershed Protection District and to the appointee.
VOTE: Unanimous

RESOLUTION NO. 39-17

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Fitch.

APPOINTMENT TO THE FINGER LAKES ECONOMIC DEVELOPMENT CENTER (YATES COUNTY IDA) BOARD THE YATES CAPITAL RESOURCE CORP. BOARD AND THE FINGER LAKES HORIZON ECONOMIC DEVELOPMENT CORP.

BE IT RESOLVED, that the following individual be appointed to Finger Lakes Economic Development Center (Yates County IDA) Board The Yates Capital Resource Corp. Board and The Finger Lakes Horizon Economic Development Corp. to complete the term of H. Taylor Fitch.

Kim Williams, 3378 E. Sherman Hollow Road Penn Yan, NY 14527 Term: 2/1/17 to 12/31/17

And be it

RESOLVED, that a copy of this resolution be forwarded to Steven Griffin, Executive Director of the FLEDC, the Department of State, and the County Clerk
VOTE: Unanimous

RESOLUTION NO. 40-17

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

AUTHORIZE CHAIRMAN TO SIGN MEMORANDUM OF UNDERSTANDING WITH CORNELL COOPERATIVE EXTENSION

WHEREAS, Yates County has budgeted \$255,153 for the support and maintenance of the work of Cooperative Extension of Yates County, in the conduct of the extended educational programs of the New York State College of Agriculture and Life Sciences, the College of Human Ecology and other units at Cornell University.

NOW THEREFORE BE IT RESOLVED, the Chairman is authorized to sign an MOU agreement with Cornell Cooperative Extension with the understanding that the insurance requirements are waived and be it

RESOLVED, that copies of this resolution be given to Cornell Cooperative Extension.
VOTE: Unanimous

RESOLUTION NO. 41-17

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

**AMEND RESOLUTION NO. 19-17
AUTHORIZE CHAIRMAN TO SIGN CONTRACT AGREEMENT WITH
ESI EMPLOYEE ASSISTANCE GROUP FOR
CSEA AND NON-UNION EAP SERVICES AND PEAK PERFORMANCE TRAINING**

WHEREAS, the correct dollar amount for the ESI Employee Assistance Group services for EAP, Peak Performance and GCN Training is \$4,474.39, and

NOW THEREFORE BE IT RESOLVED, that contingent upon review by the County Attorney, the Chairman is authorized to sign an agreement with ESI Employee Assistance Group for the CSEA and Non-Union Employee Assistance Program (EAP), Peak Performance and GCN training courses for all County employees for the period of January 1, 2017 through December 31, 2017 in the amount of \$4,474.39, and be it further

RESOLVED, that a copy of this resolution be given to the Treasurer, the Personnel Officer and ESI Employee Assistance Group.

VOTE: Unanimous

NOTE: Resolution 42-17 was moved to the end of the meeting.

RESOLUTION NO. 43-17

Mr. Holgate offered the following resolution and moved its adoption, seconded by Mr. Fitch.

**AUTHORIZE CHAIRMAN TO SIGN AGREEMENTS WITH EDIE FORBES, COURT
REPORTER**

WHEREAS the District Attorney is required to retain a court reporter for transcription of the minutes of Grand Jury proceedings and Felony Preliminary Hearings and to obtain transcripts of these and other court or recorded proceedings or events; and

WHEREAS, the District Attorney wishes to retain the services of Edie Forbes, Court Reporter, and to enter into a written agreement for those purposes at a cost of \$200 per appearance and \$3.80 per page per transcript; and

WHEREAS, the provision of general liability insurance by the contractor is hereby waived; and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is authorized to sign such contract; and it is further

RESOLVED, that the District Attorney and the Treasurer be provided with a copy of this resolution.

VOTE: Unanimous

RESOLUTION NO. 44-17

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

AUTHORIZE SHERIFF TO CONTRACT POLYGRAPH SERVICES

WHEREAS, occasionally the Sheriff's Office requires the services of a qualified polygraph operator for processing candidates for employment positions and as the current long time provider has retired; and after a lengthy search process a new provider has been found qualified and acceptable,

NOW, THEREFORE, BE IT RESOLVED, that upon the approval by the County Attorney that the Sheriff is authorized to sign a contract for the professional services of Robert Prezioso, of Olympic Security Services, Inc., Clarence, NY who will come to the YCPSB and perform services for \$250 each, and

RESOLVED, that the Sheriff and Treasurer shall be provided a copy of this resolution

VOTE: Unanimous

RESOLUTION NO. 45-17

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

**AMEND RESOLUTION NO. 407-16
CREATE TEMPORARY CORRECTION OFFICER POSITION**

WHEREAS, in December the Sheriff requested to create a temporary correction officer position due to a full-time vacancy for up to sixty (60) days, and

WHEREAS, because of recruitment difficulty the Sheriff is requesting to modify the original resolution to be for a period of not more than six (6) months, and

NOW, THEREFORE, BE IT RESOLVED, that effective February 13th, 2017 resolution number 407-16 is modified to reflect the creation and filling of a temporary correction officer position for a time period is for up to six (6) months, unless appointment is ended sooner by the Sheriff, and

RESOLVED, that copies of this resolution shall be provided the Sheriff, Personnel Officer and the Treasurer.

VOTE: Unanimous

NOTE: Resolution No. 46-17 was considered at the end of the meeting.

RESOLUTION NO. 47-17

Mr. Banach offered the following resolution and moved its adoption, seconded by Mr. Gleason.

CREATE FULL-TIME TEMPORARY FLEET MAINTENANCE SUPERVISOR

WHEREAS, there is a need to create a full-time temporary Fleet Maintenance Supervisor position due to a recent retirement and the position being vacant, and

NOW, THEREFORE BE IT RESOLVED, that a full-time temporary Fleet Maintenance Supervisor position be created with benefits effective February 6, 2017 and be it further,

RESOLVED, that this position remain in effect until the vacant position of Fleet Maintenance Supervisor is filled, not to exceed six (6) months and be it further,

RESOLVED, that copies of this resolution be provided to the County Administrator, Highway Superintendent, Personnel and Treasurer.

VOTE: Unanimous

RESOLUTION NO. 48-17

Mr. Banach offered the following resolution and moved its adoption, seconded by Mr. Paddock.

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE.

WHEREAS, a Project for Bridge Rehabilitation (BIN 3219280) Loomis Road over West River, Town of Middlesex, Yates County, P.I.N. 6755.08 (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 95% Federal funds and 5% non-federal funds; and

WHEREAS, the County of Yates desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the Bridge Rehabilitation (BIN 3219280) Loomis Road over West River, Town of Middlesex, Yates County.

NOW, THEREFORE, the Yates County Legislature, duly convened does hereby

RESOLVE, that the Yates County Legislature hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Yates County Legislature hereby authorizes the County of Yates to pay in the first instance 100% of the federal and non-federal share of the cost of Design phase work for the Project or portions thereof; and it is further

RESOLVED, that the Yates County Legislature hereby agrees that the County of Yates shall be responsible for all cost of the project which exceed the amount of the NY Bridge Funding awarded to the County of Yates.

RESOLVED, that the sum of \$60,000 is hereby appropriated from Yates County 2017 annual budget and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the County of Yates shall convene as soon as possible to appropriate said

excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Chairperson of the Yates County Legislative Board of the County of Yates be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or State-Aid on behalf of the County of Yates with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, this Resolution shall take effect immediately.

VOTE: Unanimous

RESOLUTION NO. 49-17

Mr. Banach offered resolutions 49 thru 53-17 and moved their adoption, seconded by Mr. Button.

AWARD BID FOR ABRASIVE SAND

WHEREAS, bids were requested for Abrasive Sand and received on January 26, 2017 at 10:00 a.m. and five firms submitted a bid to the Yates County Highway Department, and

	Dolomite	Spallina	Hanson	Syracuse Sand & Gravel	City Hill
FOB @ Vendor Yard	\$5.00	\$6.50	\$9.00	\$10.00	\$6.00
Pit Location	Palmyra	Cohocton	Oaks Corners	Phelps	Penn Yan
Pit Location					
Delivered to:					
Yates Co. Hwy - Benton	\$10.40	\$12.45	\$12.75	\$14.00	\$9.75
Barrington Hwy - Bath Rd	\$12.40	\$12.45	\$14.50	\$15.50	\$12.00
Italy Hwy - Italy Valley Rd	\$11.00	\$12.15	\$15.00	\$16.00	\$12.25
Middlesex Hwy - Mill St.	\$11.00	\$11.65	\$14.50	\$15.50	\$12.25
Potter Hwy - Phelps Rd	\$10.80	\$11.50	\$14.00	\$15.00	\$11.00
Starkey Hwy - Dundee Starkey Rd	\$12.45	\$13.00	\$15.25	\$17.00	\$10.50
Torrey Hwy - Route 14	\$11.10	\$13.45	\$13.50	\$15.00	\$9.00

WHEREAS, the F.O.B. @ vendor yard shall be awarded to all vendors, and

WHEREAS, delivered prices shall be awarded to Dolomite for Italy Highway, Middlesex Highway and Potter Highway. To City Hill for Yates County Highway, Barrington Highway, Starkey Highway, and Torrey Highway.

All awards will be contingent upon approval of vendor's material by the Yates County Highway Superintendent or his designee, and be it further

RESOLVED, that copies of this resolution be forwarded to all bidders, the Yates County Treasurer, and the Yates County Highway Superintendent.
 VOTE: Unanimous with Mr. Button abstaining.

RESOLUTION NO. 50-17

AWARD BID FOR COLD MIX PATCH

WHEREAS, bids were requested for Cold Mix Patch and received on January 26, 2017 at 10:00 a.m. and five firms submitted bids to the Yates County Highway Department

BIDDER	COARSE MIX AT SUPPLIER'S YARD	INTERMEDIATE MIX AT SUPPLIER'S YARD	HFMS-2GWS with PUG MILL (gallon)	SK MODIFIED	OTHER BID ITEMS FOB AT VENDOR SITE	SITE OF OPERATIONS
Unique Paving	NB	NB	NB	NB	UPM Pavement Repair Material \$106.00/ton	Victor
Seneca Stone	NB	NB	NB	\$98.00/ton	NB	Seneca Falls
Suit Kote	NB	\$80.45/ton	\$2.76/gal	\$104.50/ton	NB	Watkins Glen
Hanson	\$80.00/ton	NB	NB	\$100.00/ton	NB	Oaks Corners
Northern Asphalt LLC	\$105.00/ton	\$105.00/ton	NB	NB	NB	Waterloo

NOW, THEREFORE BE IT RESOLVED, to award the bid to Hanson Aggregates for Course Mix at Supplier's Yard. To Suit Kote for Intermediate Mix at Suppliers Yard and HFMS-2GWS with Pug Mill. To Seneca Stone for SK Modified, and be it further

RESOLVED, that copies of this resolution be forwarded to each bidder, the Yates County Treasurer, and the Yates County Highway Superintendent.
 VOTE: Unanimous with Mr. Button abstaining.

RESOLUTION NO. 51-17

AWARD BID FOR GRAVEL

WHEREAS, bids were requested for Gravel and received on January 26, 2017 at 10:00 a.m. and six firms submitted bids to the Yates County Highway Department, and

<i>Bidder:</i>	SK Kula	Spallina	RK Howell	City Hill	ST Coots	Syracuse Sand & Gravel
Site of Operation:	Naples	Cohocton	Dundee	Torrey	Campbell	Phelps/Dresden
ITEM I (FOB)						
Screened Gravel	\$7.50 / t	\$7.25 / t	\$7.50 / t	\$7.00 / t	\$5.60 / t	\$7.00 / t
Crushed Gravel	\$12.00 / t	\$8.25 / t	NB	\$8.00 / t	\$6.60 / t	\$8.50 / t
ITEM II (FOB)						
Bank Run Gravel	\$5.75 / t	\$6.25 / t	\$5.00 / t	\$5.50 / t	\$5.50 / t	\$5.50 / t
DELIVERED PRICE						
Benton Yard						
Item I	NB	\$13.95 / t	\$12.25 / t	\$12.50 / t	\$12.60 / t	\$12.50 / t

Item II	NB	\$12.45 / t	\$10.25 / t	\$10.50 / t	\$11.50 / t	\$11.00 / t
Guyanoga Barns						
Item I	NB	\$13.95 / t	\$13.25 / t	\$13.50 / t	\$13.35 / t	\$13.50 / t
Item II	NB	\$12.95 / t	\$11.75 / t	\$12.50 / t	\$12.00 / t	\$12.00 / t

WHEREAS, all gravel must be sampled and meet or exceed the required bid specifications parameter when tested by an independent laboratory, and

WHEREAS, the award for F.O.B. gravel shall be determined by combining the price per ton at the vendor yard and the Yates County cost for hauling the materials to the job site. The Delivered Price shall be awarded to RK Howell, contingent upon satisfactory sampling and testing to ensure compliance with bid specifications, and

NOW, THEREFORE BE IT RESOLVED, that due to various project locations throughout the County, the bid award shall be made to all bidders for Screened or Crushed Gravel and Bank Run Gravel contingent upon satisfactory sampling and testing to ensure compliance with bid specification, and be it further

RESOLVED, to forward a copy of this resolution to each bidder, the Yates County Treasurer and the Yates County Highway Superintendent.

VOTE: Unanimous with Mr. Button abstaining.

RESOLUTION NO. 52-17

AWARD BID FOR CRUSHED STONE

WHEREAS, bids were requested for Crushed Stone and received on January 26, 2017 at 10:00 a.m. and six firms submitted bids to the Yates County Highway Department, and

	Type	FOB	YCHD Benton	YCHD Guyanoga	Barrington Barns	Italy Barns	Middlesex Barns	Milo Barns	Potter Barns	Starkey Barns	Torrey Barns
1ST's											
Seneca Stone	LS	13.50	9.00	10.00	--	10.00	--	--	--	11.00	8.50
Dalrymple	GS	14.50	--	--	--	--	--	--	--	--	--
Dolomite - Manchester	LS	13.50	18.05	18.50	19.90	19.10	18.25	19.75	18.10	20.25	18.90
Dolomite - Bath	SS	--	--	--	--	--	--	--	--	--	--
Spallina	GS	12.50	18.00	18.00	--	18.50	18.50	--	18.50	--	--
Hanson	LS	14.00	4.00	5.25	5.50	8.00	5.50	5.25	5.25	7.25	4.50
Syracuse Sand & Gravel	LS	15.00	20.50	21.50	22.50	23.50	22.50	22.50	22.50	25.00	20.50
1A's											
Seneca Stone	LS	14.00	9.00	10.00	--	10.00	--	--	--	11.00	8.50
Dalrymple	GS	15.25	--	--	--	--	--	--	--	--	--
Dolomite - Manchester	LS	14.00	18.00	18.75	20.15	19.35	18.50	20.25	18.35	20.25	18.90
Dolomite - Bath	SS	--	--	--	--	--	--	--	--	--	--
Spallina	GS	13.50	18.00	18.00	--	19.50	19.50	--	19.50	--	--
Hanson	LS	14.25	4.00	5.25	5.50	8.00	5.50	5.25	5.25	7.25	4.50
Syracuse Sand & Gravel	LS	15.00	20.50	21.50	22.50	23.50	22.50	22.50	22.50	25.00	20.50
1B's											
Seneca Stone	LS	13.00	9.00	10.00	--	10.00	--	--	--	11.00	8.50
Dalrymple	GS	--	--	--	--	--	--	--	--	--	--
Dolomite - Manchester	LS	13.00	17.55	18.25	19.65	18.85	18.00	19.25	17.85	19.75	18.40

Dolomite - Bath	SS	--	--	--	--	--	--	--	--	--	--
Spallina	GS	--	--	--	--	--	--	--	--	--	--
Hanson	LS	13.25	4.00	5.25	5.50	8.00	5.50	5.25	5.25	7.25	4.50
Syracuse Sand & Gravel	LS	13.00	18.50	19.50	20.50	21.50	20.50	20.50	20.50	23.00	18.50
#1 Stone											
Seneca Stone	LS	13.50	9.00	10.00	--	10.00	--	--	--	11.00	8.50
Dalrymple	GS	14.00	--	--	--	--	--	--	--	--	--
Dolomite - Manchester	LS	13.25	17.80	18.50	19.90	19.10	18.25	19.50	18.10	20.00	18.65
Dolomite - Bath	SS	--	--	--	--	--	--	--	--	--	--
Spallina	GS	12.50	17.50	17.50	--	18.50	18.50	--	18.50	--	--
Hanson	LS	13.50	4.00	5.25	5.50	8.00	5.50	5.25	5.25	7.25	4.50
Syracuse Sand & Gravel	LS	13.00	18.50	19.50	20.50	21.50	20.50	20.50	20.50	23.00	18.50

	Type	FOB	YCHD Benton	YCHD Guyanoga	Barrington Barns	Italy Barns	Middlesex Barns	Milo Barns	Potter Barns	Starkey Barns	Torrey Barns
#2 Stone											
Seneca Stone	LS	13.50	9.00	10.00	--	10.00	--	--	--	11.00	8.50
Dalrymple	GS	14.00	--	--	--	--	--	--	--	--	--
Dolomite - Manchester	LS	13.00	17.55	18.25	19.65	18.85	18.00	19.25	17.85	19.75	18.40
Dolomite - Bath	SS	--	--	--	--	--	--	--	--	--	--
Spallina	GS	12.00	17.50	17.50	--	18.00	18.00	--	18.00	--	--
Hanson	LS	13.50	4.00	5.25	5.50	8.00	5.50	5.25	5.25	7.25	4.50
Syracuse Sand & Gravel	LS	12.00	17.50	18.50	19.50	20.50	19.50	19.50	19.50	22.00	17.50
#3 Stone											
Seneca Stone	LS	13.50	9.00	10.00	--	10.00	--	--	--	11.00	8.50
Dalrymple	GS	14.00	--	--	--	--	--	--	--	--	--
Dolomite - Manchester	LS	13.00	17.55	18.25	19.65	18.25	18.00	19.25	17.85	19.75	18.40
Dolomite - Bath	SS	--	--	--	--	--	--	--	--	--	--
Spallina	GS	--	--	--	--	--	--	--	--	--	--
Hanson	LS	13.50	4.00	5.25	5.50	8.00	5.50	5.25	5.25	7.25	4.50
Syracuse Sand & Gravel	LS	13.00	18.50	19.50	20.50	21.50	20.50	20.50	20.50	23.00	18.50
3/8" Modified											
Seneca Stone	LS	15.00	9.00	10.00	--	10.00	--	--	--	11.00	8.50
Dalrymple	GS	--	--	--	--	--	--	--	--	--	--
Dolomite - Manchester	LS	14.75	19.05	19.75	21.15	20.35	19.50	21.00	19.35	21.25	19.90
Dolomite - Bath	SS	--	--	--	--	--	--	--	--	--	--
Spallina	GS	--	--	--	--	--	--	--	--	--	--
Hanson	LS	15.50	4.00	5.25	5.50	8.00	5.50	5.25	5.25	7.25	4.50
Syracuse Sand & Gravel	LS	13.00	18.50	19.50	20.50	21.50	20.50	20.50	20.50	23.00	18.50
#1 & #1A Blend											
Seneca Stone	LS	13.50	9.00	10.00	--	10.00	--	--	--	11.00	8.50
Dalrymple	GS	15.25	--	--	--	--	--	--	--	--	--
Dolomite - Manchester	LS	13.75	18.30	19.00	20.40	19.60	18.75	20.00	18.60	20.50	19.15
Dolomite - Bath	SS	--	--	--	--	--	--	--	--	--	--
Spallina	GS	13.00	18.00	18.00	--	19.00	--	--	--	--	--
Hanson	LS	14.00	4.00	5.25	5.50	8.00	5.50	5.25	5.25	7.25	4.50
Syracuse Sand & Gravel	LS	15.00	20.50	21.50	22.50	23.50	22.50	22.50	22.50	25.00	20.50

	Type	FOB	YCH D Bento n	YCHD Guyanog a	Barrington Barns	Italy Barns	Middlese x Barns	Milo Barns	Potter Barns	Starkey Barns	Torrey Barns
#1 & #2 Blend											
Seneca Stone	LS	13.50	9.00	10.00	--	10.00	--	--	--	11.00	8.50
Dalrymple	GS	15.25	--	--	--	--	--	--	--	--	--
Dolomite - Manchester	LS	13.00	17.55	18.25	19.65	18.85	18.00	19.25	17.85	19.75	18.40
Dolomite - Bath	SS	--	--	--	--	--	--	--	--	--	--
Spallina	GS	12.50	17.75	17.75	--	18.50	--	--	--	--	--
Hanson	LS	14.00	4.00	5.25	5.50	8.00	5.50	5.25	5.25	7.25	4.50
Syracuse Sand & Gravel	LS	13.00	18.50	19.50	20.50	21.50	20.50	20.50	20.50	23.00	18.50
#2, #1, #1A Blend											
Seneca Stone	LS	13.50	9.00	10.00	--	10.00	--	--	--	11.00	8.50
Dalrymple	GS	15.25	--	--	--	--	--	--	--	--	--
Dolomite - Manchester	LS	13.50	18.05	18.50	19.90	19.10	18.25	19.75	18.10	20.25	18.90
Dolomite - Bath	SS	--	--	--	--	--	--	--	--	--	--
Spallina	GS	13.50	18.00	18.00	--	19.50	--	--	--	--	--
Hanson	LS	14.00	4.00	5.25	5.50	8.00	5.50	5.25	5.25	7.25	4.50
Syracuse Sand & Gravel	LS	15.00	20.50	21.50	22.50	23.50	22.50	22.50	22.50	25.00	20.50
Light Stone Fill											
Seneca Stone	LS	13.00	10.00	11.00	--	11.00	--	--	--	12.00	9.50
Dalrymple	GS	--	--	--	--	--	--	--	--	--	--
Dolomite - Manchester	LS	14.00	18.00	18.75	20.15	19.35	18.50	21.25	18.35	20.25	18.90
Dolomite - Bath	SS	15.50	25.50	25.00	24.50	25.00	26.50	24.50	26.00	25.00	26.00
Spallina	GS	--	--	--	--	--	--	--	--	--	--
Hanson	LS	14.00	4.00	5.25	5.50	8.00	5.50	5.25	5.25	7.25	4.50
Syracuse Sand & Gravel	LS	20.00	25.50	26.50	27.50	28.50	27.50	27.50	27.50	30.00	25.50
Medium Stone Fill											
Seneca Stone	LS	18.00	11.75	12.75	--	12.75	--	--	--	13.00	11.25
Dalrymple	GS	--	--	--	--	--	--	--	--	--	--
Dolomite - Manchester	LS	17.50	23.05	23.60	25.15	23.50	23.50	23.75	23.35	25.25	23.90
Dolomite - Bath	SS	18.00	28.00	27.50	27.00	27.50	29.00	27.00	28.50	27.50	28.50
Spallina	GS	--	--	--	--	--	--	--	--	--	--
Hanson	LS	18.50	6.00	8.00	8.25	10.75	8.00	8.00	8.00	10.00	6.75
Syracuse Sand & Gravel	LS	20.00	25.50	26.50	27.50	28.50	27.50	27.50	27.50	30.00	25.50

	Type	FOB	YCH D Bento n	YCHD Guyanog a	Barrington Barns	Italy Barns	Middlese x Barns	Milo Barns	Potter Barns	Starkey Barns	Torrey Barns
Heavy Stone Fill											
Seneca Stone	LS	18.00	11.75	12.75	--	12.75	--	--	--	13.00	11.25
Dalrymple	GS	--	--	--	--	--	--	--	--	--	--
Dolomite - Manchester	LS	19.50	26.05	26.60	28.15	26.50	26.50	26.75	26.35	28.25	26.90
Dolomite - Bath	SS	18.00	28.00	27.50	27.00	27.50	29.00	27.00	28.50	27.50	28.50
Spallina	GS	--	--	--	--	--	--	--	--	--	--
Hanson	LS	19.50	6.00	8.00	8.25	10.75	8.00	8.00	8.00	10.00	6.75
Syracuse Sand & Gravel	LS	20.00	25.50	26.50	27.50	28.50	27.50	27.50	27.50	30.00	25.50
Crusher Run											
Seneca Stone	LS	8.50	9.00	10.00	--	10.00	--	--	--	11.00	8.50
Dalrymple	GS	--	--	--	--	--	--	--	--	--	--
Dolomite - Manchester	LS	8.50	13.05	13.75	15.15	14.35	13.50	14.75	13.35	15.25	13.90
Dolomite - Bath	SS	9.00	19.00	18.50	18.00	18.50	20.00	18.00	19.50	18.50	19.50
Spallina	GS	8.50	14.00	14.00	--	14.50	14.50	--	14.50	--	--
Hanson	LS	8.70	4.00	5.25	5.50	8.00	5.50	5.25	5.25	7.25	4.50
Syracuse Sand & Gravel	LS	10.00	15.50	16.50	17.50	18.50	17.50	17.50	17.50	20.00	15.50
Fine Crusher											
Seneca Stone	LS	9.50	9.00	10.00	--	10.00	--	--	--	11.00	8.50

Dalrymple	GS	--	--	--	--	--	--	--	--	--	--
Dolomite - Manchester	LS	9.50	14.05	14.75	16.15	15.35	14.50	15.75	14.35	16.25	14.90
Dolomite - Bath	SS	9.00	19.00	18.50	18.00	18.50	20.00	18.00	19.50	18.50	19.50
Spallina	GS	--	--	--	--	--	--	--	--	--	--
Hanson	LS	9.75	4.00	5.25	5.50	8.00	5.50	5.25	5.25	7.25	4.50
Syracuse Sand & Gravel	LS	10.00	15.50	16.50	17.50	18.50	17.50	17.50	17.50	20.00	15.50

WHEREAS, due to various worksites throughout the County, the bid award for F.O.B. crushed stone shall be awarded to all bidders and the purchase of F.O.B. crushed stone from any vendor shall be determined by combining the price per ton at the vendor yard and the Yates County cost for hauling the materials to the job site, and

WHEREAS, Hanson Aggregates and Seneca Stone have withdrawn their bid pricing for delivered stone to all delivery sites

NOW, THEREFORE BE IT RESOLVED, to award the bid for crushed stone to be delivered to the various sites listed on the charts above to all other bidders, excluding Hanson Aggregates and Seneca Stone, by individual product type to the lowest bidder for each delivery site,

RESOLVED, that copies of this resolution be forwarded to each bidder, the Yates County Treasurer, and the Yates County Highway Superintendent.

VOTE: Unanimous with Mr. Button abstaining.

RESOLUTION NO. 53-17

AWARD BID FOR VEGETATION CONTROL

WHEREAS, bids were requested for Vegetation Control were received on January 26, 2016 at 10:00 a.m. and one firm submitted bids to the Yates County Highway Department, and

Roadside to be treated : Approximately 360 side miles

Bidder:	Chase Enterprises		
Price per Mile of Roadside Application	360 @	\$21.78	\$7,840.80
Price per Gallon for Material Mixture	1000	\$0.87	\$870.00
Total Price for Application & Materials			\$8,710.80

NOW, THEREFORE BE IT RESOLVED to award the bid to Allen Chase Enterprises for a price of \$21.78 per mile of roadside application and \$0.87 per gallon of material mixture, for a total Application and Material amount not to exceed \$8,710.80.

RESOLVED, to forward copies of this resolution to each bidder, the Yates County Treasurer, and the Yates County Highway Superintendent.

VOTE: Unanimous with Mr. Button abstaining.

RESOLUTION NO. 54-17

Mrs. Church offered the following resolution and moved its adoption, seconded by Mr. Paddock.

**AMEND RESOLUTION #454-16
AUTHORIZING CONTRACT RENEWALS FOR COMMUNITY SERVICES**

WHEREAS resolution # 454-16 authorized renewals of contracts with the Yates County Community Services and,

WHEREAS, said resolution needs to be amended to reflect a correction in the funding for the following contracts which is 100% state funded and updated 2017 funding approved spending plans.

ARC of Yates for Developmental Disability Services: Transitional Employment \$121,108.00; Integrated supportive employment and work program \$ 116,967.00.

Catholic Charities Steuben/Kinship Family and Youth Support; Home Based Intervention: \$114,120 and Recreational programs with emotionally disturbed children \$ 37,665.00 Total: \$ 151,785.00.

Hillside Family of Agencies for outreach \$130,121.00.

Council on Addictions of the Finger Lakes for community based and school based prevention and education services: \$ 237,704.00.

Finger Lakes Addiction Counseling and Referral Agency (FLACRA) for addictions treatment services: \$ 87,205.00.

Lakeside Health Services to adult consumers of mental Health Services: outreach \$ 54,537.00, adult spoa \$ 8,574.00, social club \$ 58,970.00, drop in center \$ 24,740.00, residential \$ 110,528.00 for a total of \$ 257,318.00.

Soldiers & Sailors Hospital to provide outpatient mental health services: clinic \$119,977.00, crisis outreach \$23,235.00, health home/service dollars, \$26,664.00, psychiatric consultation\$ 44,256.00, total: \$214,112.00.

RESOLVED that copies of this resolution be provided to the Yates County Department of Community Services and the Yates County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 55-17

Mrs. Church offered the following resolution and moved its adoption, seconded by Mr. Button.

**APPOINT MEMBER TO THE YATES COUNTY COMMUNITY SERVICES BOARD:
MENTAL HEALTH SUB-COMMITTEE**

BE IT RESOLVED, that the Yates County Legislature appoint Sherri Borglum residing at 4730 Ferguson Corners Road, Rushville, New York 14544 to the Yates County Community Services Board Mental Health Sub-Committee, to a term ending, 12/31/2019.

RESOLVED, that a copy of this resolution be provided to Sherri Borglum and to the Yates County Department of Community Services.

VOTE: Unanimous

RESOLUTION NO. 56-17

Mrs. Church offered the following resolution and moved its adoption, seconded by Mr. Bronson.

SIGN AGREEMENT WITH DUNDEE CENTRAL SCHOOL

RESOLVED, that the Chairman is hereby authorized to sign an agreement with Dundee Central School for the period January 1, 2017 through December 31, 2017 for the provision of 1:1 Aide Services for preschool children with a handicapping condition at the rate of \$11.50 per hour, and be it further,

RESOLVED, that a copy of this resolution be sent to the Public Health office, and the Treasurer.

VOTE: Unanimous

RESOLUTION NO. 57-17

Mrs. Church offered the following resolution and moved its adoption, seconded by Mr. Button.

**GRANT UNPAID LEAVE OF ABSENCE
(S. Schrader)**

RESOLVED, that Public Health Specialist S. Schrader is hereby granted an unpaid leave of absence for 2/6/2017, and be it further

RESOLVED, that a copy of this resolution be given to Ms. Schrader, Director of Public Health, Personnel Officer and the Treasurer.

VOTE: Unanimous

RESOLUTION NO. 58-17

Mrs. Church offered the following resolution and moved its adoption, seconded by Mr. Bronson.

AMEND RESOLUTION 430-16 AUTHORIZE CONTRACTS

WHEREAS Resolution 430-16 authorized a contract with Family Counseling of the Finger Lakes at \$135 for initial assessment/\$90 per hour

NOW, THEREFORE, BE IT RESOLVED, that the rates in that resolution be corrected to reflect

Initial Intake Session (90 minutes)	\$135.00
Office Based Individual Counseling (50 minutes)	\$90.00
Office Based Individual Counseling (90 minutes)	\$115.00
Office based Family Counseling (50 minutes)	\$115.00
Office Based Family Counseling (90 minutes)	\$135.00

Home Based Counseling	\$125.00
(per hour from departure to return includes mileage)	
Staff and Foster Parent Training	\$150.00 per hour
Group Counseling	\$50.00 per person

VOTE: Unanimous

RESOLUTION NO. 59-17

Mrs. Church offered the following resolution and moved its adoption, seconded by Mr. Gleason.

AUTHORIZE CONTRACT RENEWAL

WHEREAS, Yates County and the Yates County Department of Social Services wish to renew their contracts/agreements with the following agencies/persons, and wish to waive liability insurance due to having professional liability insurance

WHEREAS, the term of these contracts/agreements is January 1, 2017 through December 31, 2017 and

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Yates County Legislature and Commissioner of Social Services to sign contracts/agreements with the following agencies/persons:

Arnab Bagchi, LCSW-R for counseling services	\$75 per hour
--	---------------

VOTE: Unanimous

RESOLUTION NO. 60-17

Mrs. Church offered resolutions 60 and 61-17 and moved their adoption, seconded by Mr. Button.

APPROPRIATE FUNDING FOR WORKFORCE DEVELOPMENT BUDGET

WHEREAS, Workforce Development has funding available from Yates County Department of Social Services for the 2017 Budget year:

CD6292.4G DSS Works	\$8280.00
Revenue	
CD44792.0	\$8280.00

and be it further

RESOLVED, that a copy of this resolution be provided to the Commissioner of Yates County DSS, and the Yates County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 61-17

APPROPRIATE FUNDING FOR WORKFORCE DEVELOPMENT BUDGET

WHEREAS, Workforce Development will receive funding from Yates County Community Services for the 2017 Budget year for the KKP-Adult & KKP-Youth Programs:

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased:

Appropriation: KKP-Adult Vocational Services		
CD6292.41L KKP-Adult Operating		<u>\$3,014.00</u>
Revenue		
CD4794.0 Kaleidoscope – Adult		\$3,014.00
Appropriation: KKP-Children and Youth Vocational Services		
CD6292.41E KKP-Youth Operating		\$3,518.00
CD6292.11E KKP-Youth Participant Wage		\$3,100.00
CD6292.81E KKP-Youth Participant Fringe		<u>\$ 600.00</u>
		\$7,218.00
\ Revenue		
CD4794.Y Kaleidoscope – Youth		\$7,218.00

and be it further

RESOLVED, that a copy of this resolution be provided to Community Services, The Commissioner of Social Services, and the Yates County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 62-17

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Bronson.

AUTHORIZE CHAIRMAN TO SIGN NYS PARKS AND RECREATION GRANT APPLICATION FOR IMPROVEMENTS TO VINE VALLEY BOAT LAUNCH SITE

WHEREAS, the Vine Valley boat launch is located at the western end of Yates County Road #10 (Vine Valley Road) at the eastern shore of Canandaigua Lake, and

WHEREAS, improved access to Canandaigua Lake for boating and swimming has been proposed and draft plans prepared, and

WHEREAS, the proposed improvement to the boat launch would facilitate easier boat launching and exiting of Canandaigua Lake for YCSO Boat Patrols and public boating, and

WHEREAS, the presence of a dock would increase swimmers' safety in the Town of Middlesex swimming area by being a physical barrier between the swimming area and boat launch, and

WHEREAS, the cost of improvements to the boat launch and installation of the dock may be covered by a NYS Parks and Recreation grant to Yates County, and

WHEREAS, should the aforementioned grant be awarded, Yates County will be required to provide in-kind services through the Yates County Highway Department,

NOW, THEREFORE, BE IT RESOLVED, that the County Planner is authorized to prepare the grant application, with assistance from others as appropriate, and

BE IT FURTHER RESOLVED, that the Chairman is authorized to sign the grant application, and

BE IT FURTHER RESOLVED that copies of this resolution be provided to the County Planner, Highway Superintendent, Treasurer and Town of Middlesex Supervisor.

VOTE: Unanimous

RESOLUTION NO. 63-17

Mr. Multer offered the following resolution and moved its adoption, seconded by Mr. Bronson.

**AUTHORIZE CHAIRMAN TO SIGN CONTRACT
(SMP – Systems Management/Planning, Inc.)
Rochester, NY**

RESOLVED, that the Chairman of the Legislature is hereby authorized to sign a contract with SMP, Inc. of Rochester, NY for computer technical services for the removal of two routers between the County Office Building at 417 Liberty Street and the Highway facility at 939 State Route 14A, effective February 1, 2017 through July 31, 2017 at a cost not to exceed \$3,040, and be it further

RESOLVED, that a copy of this resolution be given to SMP and to the IT Director.

VOTE: Unanimous

RESOLUTION NO. 64-17

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

**AUTHORIZE CHAIRMAN TO SIGN CONTRACT
(KNOWBE4)
Clearwater, FL**

RESOLVED, that the Chairman of the Legislature is hereby authorized to sign a contract with KNOWBE4, of Clearwater, FL for a three (3) year platinum subscription for Security Awareness Training , effective February 1, 2017 through January 31, 2020 at a cost not to exceed \$4,500, and be it further

RESOLVED, that a copy of this resolution be given to KNOWBE4 and to the IT Director.

VOTE: Unanimous

RESOLUTION NO. 46-17

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

DISCUSSION:

Mr. Smith stated that as the resolution is written the sheriff could increase the head count by one, therefore he cannot support the resolution.

Mr. Morrison agrees with Mr. Smith and would like to see the resolution split and consider each position separate.

A lengthy discussion took place.

Mr. Button read the following comments submitted by Mr. Morris.

I am ok with us creating and filling the CCO. I am not ok with us refilling the lieutenant. If I were present I would vote no on the combined resolution. I discussed this with Bill Holgate immediately after the public safety committee and he said we would not be refilling the lieutenant now. We still have a major cost issues with the jail. We have one of the highest cost per capita jails in NYS with one of the highest cost per prisoner. We must deal with this issue.

Sheriff Spike stated if you look at the 2016 budget you will find that the county jail came in \$105,000 to the good we were not in the negative. To make a suggestion that the jail is poorly run and in trouble financially is a wrong statement to make. The jail is \$105,000 to the good when you figure it all up for 2016. There are overtime issues and other things but that's how it came out.

Mr. Holgate moved to enter into executive session to discuss negotiations with Council 82 with the Sheriff and County Administrator present, seconded by Mr. Morrison.

The Legislature reconvened in open session at 2:20pm. The following action was taken.

Mr. Holgate moved to amend resolution 46-17 by taking the 4th paragraph out that reads "RESOLVED, that the Sheriff is authorized to fill the Lieutenant Correction Officer vacancy, and at his discretion, to fill any subsequent vacancies that occur through promotion of employee(s) into the vacant positions, and be it further" and consider it on its own, seconded by Mrs. Percy.

VOTE: On amendment, Unanimous

**AUTHORIZE SHERIFF TO CREATE AND FILL POSITION
(Chief Correction Officer)**

WHEREAS, the Lieutenant Correction Officer retired December 31, 2016 and the position became vacant, and

WHEREAS, the Sheriff has requested to reconfigure the Corrections Division by adding a level of supervision in addition to the Lieutenant Corrections Officer a position to oversee jail operations under the direct supervision of the Sheriff, and

NOW, THEREFORE, BE IT RESOLVED, that effective February 13th, 2017 the Sheriff is authorized to create and fill a Non-Union Chief Correction Officer position, and be it further

RESOLVED, that the Non-union salary schedule be modified to include the position of Chief Correction Officer at a starting salary of \$63,000.00

RESOLVED, that copies of this resolution be given to the Sheriff, Personnel Officer, County Administrator and Treasurer

VOTE: On resolution as amended was Unanimous

RESOLUTION NO. 46a-17

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

**AUTHORIZE SHERIFF TO FILL POSITION
(Lieutenant Correction Officer)**

RESOLVED, that the Sheriff is authorized to fill the Lieutenant Correction Officer vacancy, and at his discretion, to fill any subsequent vacancies that occur through promotion of employee(s) into the vacant positions, and be it further

RESOLVED, that copies of this resolution be given to the Sheriff, Personnel Officer, County Administrator and Treasurer

VOTE: Roll Called Paddock, Fitch, Bronson, Percy, Multer, Holgate, Banach, Church, Gleason, Dennis voting “Yes” Morrison, Button, Smith voting “No” motion carried.

RESOLUTION NO. 42-17

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

**AMEND RESOLUTION NUMBER 447-16
ADOPT 2016 NON-UNION SALARY SCHEDULE**

WHEREAS, the Sheriff has requested to reconfigure the Corrections Division by adding a level of supervision in addition to the Lieutenant Corrections Officer a position to oversee jail operations under the direct supervision of the Sheriff, and

NOW, THEREFORE, BE IT RESOLVED, that effective February 13th, 2017 the Non-Union Salary schedule be modified to include the Chief Correction Officer position at a starting Salary of \$63,000.00, and be it further

RESOLVED, that effective February 13th, 2017 the Yates County Legislature hereby amends Resolution 447-16 and replaces it with the subsequent resolution, and be it further

Full-Time/Part-Time	Annual
Assistant District Attorney (DM)	\$36,414
Assistant District Attorney (LT)	\$66,362
Assistant Public Defender (KL)	\$60,000
Assistant Public Defender (KM)	\$60,000
Budget Officer	\$9,286
Building Maintenance Supervisor	\$56,828
Chief Corrections Officer	\$63,000
Clerk, County Legislature	\$52,842
Commissioner of Social Services	\$64,946
Confidential Assistant to Sheriff	\$41,134
Conflict Defender	\$45,900
County Administrator	\$100,000
County Attorney	\$90,606
Deputy County Clerk	\$37,000

Deputy County Treasurer	\$45,000
Deputy Highway Superintendent	\$61,551
Director of Children and Family Services	\$57,370
Director of Community Services	\$71,400
Director of Emergency Management	\$63,864
Director of Income Maintenance & Child Support	\$57,370
Director of Patient Services/Public Health	\$69,179
Director of Real Property Tax Services	\$67,092
Director of Veteran Services Agency	\$46,818
Election Commissioner (D)	\$38,679
Election Commissioner (R)	\$38,679
Highway Superintendent	\$79,365
Information Technology Director	\$71,767
Personnel Assistant	\$36,579
Personnel Officer	\$65,000
Planner	\$57,092
Probation Director	\$61,466
Public Defender	\$72,076

And be it further

RESOLVED that copies of this resolution be given to the Treasurer, County Administrator, Sheriff and Personnel Officer.

VOTE: Unanimous

Mr. Paddock moved to enter executive session to discuss pending litigation with Scott Falvey, Connie Hayes, Legislators and Robert Lawton present, also to be discussed is contract negotiations with CSEA with Robert Lawton and Kerry Brennan present and finally the employment history of a particular group of individuals with Robert Lawton present, seconded by Mr. Holgate.

VOTE: Unanimous

Meeting adjourned at 3:35pm.