

REGULAR SESSION – MONDAY, FEBRUARY 9, 2015

The Legislature convened in regular session, Monday, February 9, 2015 at 1:00p.m with Chairman Dennis presiding and Legislator Morris absent.

Chairman Dennis opened the public hearing on the Community Development Block Grant application. There were no comments at this time and the hearing was left open.

Chairman Dennis introduced Jeff Bartkoski, President and CEO of Mercy Flight Central Operations. Mr. Bartkoski updated the legislature on services and operations of Mercy Flight Central.

Minutes of the December 30th, January 12th and January 29th meetings were approved as presented.

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

Airport Fund	\$135,822.83
Finance	\$ 20,324.66
Flint Creek	\$ 10,760.00
Government Operations	\$296,100.12
Human Services	\$393,135.37
Prior to Audit	\$ 42,125.86
Public Safety	\$276,967.27
Public Works	\$223,262.36

COMMITTEE REPORTS

Mr. Paddock reported he has two resolutions that he will be presenting later in the meeting that are not on the agenda.

Chairman Dennis reported he and County Administrator, Sarah Purdy attended the New York State Association of County’s Conference last week that was held in Albany. Chairman Dennis stated that he had the opportunity to speak with several people who had visited Yates County over the summer and would be coming back to the area soon.

Chairman Dennis reported that he and the County Administrator also attended the Tier 1 Emergency Management training so that Yates County will be eligible for any homeland security grants for another year. Chairman Dennis stated that there is an alternative way to achieve this training other than going to the conference and these will be looked into.

Chairman Dennis reported Matt Driscoll will be here on Friday, February 13th at the Penn Yan Fire Hall at 1:00p.m. to present highlights of the Governor’s budgets and the state of the state address.

RESOLUTION NO. 39-15

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

**RESOLUTION APPROVING THE OFFICAL UNDERTAKING OF
PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR
GENESEEE/FINGER LAKES REGIONAL PLANNING COUNCIL**

WHEREAS, the County of Yates has appropriated the sum of \$6,647.00 as its share of the Year 2015 operating funds of the Genesee/Finger Lakes Regional Planning Council; and

WHEREAS, pursuant to Section 119-00 of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has designated David S. Zorn, Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$500,000; now, therefore, be it

RESOLVED, that the Yates County Legislature hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law.

VOTE: Unanimous

RESOLUTION NO. 40-15

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

APPROPRIATE 2014 RESERVE FOR ENCUMBRANCES

WHEREAS, the Reserve for Encumbrances in the amount of \$40,206.47 for General Fund be appropriated to the following accounts:

A1430.4903 (Personnel-Awards)	582.00
A1680.4011 (IT-Consultants)	7,785.00
A4046.4112 (Physically Handicapped Children-Medical)	464.00
A7310.4480 (Youth Program-Supplies Program)	48.25
A8160.4412 (Refuse & Garbage-Landfill-Engineering)	31,327.22

And be it further

RESOLVED, a copy of this resolution be given to the County Administrator, Treasurer, Director of Personnel, Information Technology Director, Public Health Director, Social Services Commission and the Highway Superintendent.

VOTE: Unanimous

RESOLUTION NO. 41-15

Mr. Paddock offered resolutions 41 thru 43-15 and moved their adoption, seconded by Mr. Montgomery.

**APPROPRIATE CARRYOVER OF 2014 MEDICAL RESERVE
CORPS GRANT (Public Health)**

WHEREAS, the Yates County Public Health Department received a Medical Reserve Corps Grant for the year 2014 and a balance of \$5,763.07 remained at the end of 2014, and

WHEREAS, these funds are not part of the 2015 budget and can be carried over to the 2015 fiscal year,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$5,763.07:

Appropriation
A4010.4956 (Grant: Medical Reserve Corps)

Revenue
A4488 (Federal Aid-Medical Reserve Corps)

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. 42-15

**APPROPRIATE CARRYOVER OF 2014 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 2014 and a balance of \$32,400.00 remained at the end of 2014, and

WHEREAS, these funds are not part of the 2015 budget and can be carried over to the 2015 fiscal year,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$32,400.00:

Appropriation
A4010.4938 (Grant: Disaster Planning)

Revenue
A4489 (Federal Aid-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. 43-15

**APPROPRIATE CARRYOVER OF 2014 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 2014 and a balance of \$58,750.00 remained at the end of 2014, and

WHEREAS, these funds are not part of the 2015 budget and can be carried over to the 2015 fiscal year,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$58,750.00:

Appropriation
A4010.4947 (Grant: Rural Health Network)

Revenue
A3403 (State Aid-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. 44-15

Mr. Paddock offered resolutions 44 thru 46-15 and moved their adoption, seconded by Mrs. Dunn.

APPROPRIATE CARRYOVER OF HOMELAND SECURITY GRANT (Emergency Management – Technical Rescue)

WHEREAS the Office of Emergency Management has received a Technical Rescue Grant through the New York State Office of Homeland Security, and a balance of \$1,047.35 remained at the end of 2014, and

WHEREAS, these funds are not part of the 2015 budget and can be carried over to the 2015 fiscal year,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by a total of \$1,047.35:

Appropriation
\$47.35 into A3645.2961 (Grant: Technical Rescue)
\$1,000.00 into A3645.4983 (Grant: Technical Rescue)

Revenue
A4307.006 (Federal Aid-'11 Technical Rescue T974719)

and be it further

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

VOTE: Unanimous

RESOLUTION NO. 45-15

APPROPRIATE CARRYOVER OF HOMELAND SECURITY GRANT (Emergency Management – SHSP '14)

WHEREAS the Office of Emergency Management has received a Homeland Security Grant through the New York State Office of Homeland Security, and a balance of \$30,000.00 remained at the end of 2014, and

WHEREAS, these funds are not part of the 2015 budget and can be carried over to the 2015 fiscal year,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by a total of \$30,000.00:

Appropriation
\$24,055.00 into A3645.2985 (Grant: SHSP '14)
\$5,945.00 into A3645.4985 (Grant: SHSP '14)

Revenue
A4307.004 (Federal Aid-T974740)

and be it further

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

VOTE: Unanimous

RESOLUTION NO. 46-15

**APPROPRIATE CARRYOVER OF HOMELAND SECURITY GRANT
(Emergency Management – Local Emergency Planning Council)**

WHEREAS the Office of Emergency Management has received a Local Emergency Planning Council Grant through the New York State Office of Homeland Security, and a balance of \$7,437.72 remained at the end of 2014, and

WHEREAS, these funds are not part of the 2015 budget and can be carried over to the 2015 fiscal year,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$7,437.72

Appropriation
A3645.4959 (Grant: Local Emergency Planning Council)

Revenue
A4307.005 (Federal Aid-LEPC-HMEP)

and be it further

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

VOTE: Unanimous

RESOLUTION NO. 47-15

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

**APPROPRIATE ADDITIONAL STATE AID
(COMMUNITY SERVICES)**

WHEREAS, the Community Services Department has received additional State Aid, and

WHEREAS, these funds are not part of the 2015 budget,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$3,744.00:

Appropriations:

\$1,877.00 in A4320.4283 (Prevention Services/Substance Abuse)

\$1,867.00 in A4320.4288 (Substance Abuse Treatment Clinic)

Revenue:

A3504 State Aid Substance Abuse

and be it further

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

VOTE: Unanimous

RESOLUTION NO. 48-15

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

REAPPOINTMENT TO FLINT CREEK ADMINISTRATIVE BOARD

BE IT RESOLVED, that Mark Torrey, 4593 Edgerton Road, Elba, New York 14058 and Robert Slayton 9570 Cook Road, Avoca, New York 14809 are hereby reappointed as Yates County representatives to the Flint Creek Small Watershed Protection District Administrative Board for two year terms expiring March 15, 2017, 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. 49-15

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

AUTHORIZATION TO MAKE SPECIAL PAYMENT PRIOR TO AUDIT

WHEREAS, Yates County receives 90% reimbursement for invoices relating to rehabilitation of runway 1-19 from the Federal Aviation Administration, and

WHEREAS, Yates County is in receipt of an invoice from A. L. Blades for work completed on runway 1-19,

NOW, THEREFORE BE IT RESOLVED, that the Yates County Legislature approves the Treasurer to make the payment to A. L. Blades in the amount of \$129,916.58 upon the county's receipt of the reimbursement from the Federal Aviation Administration, and be it further

RESOLVED, that a copy of this be provided the Treasurer, and Budget Officer.

VOTE: Unanimous

RESOLUTION NO. 50-15

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

APPOINT ALTERNATE MEMBER TO THE YATES COUNTY PLANNING BOARD

(David Ferry, Town of Italy)

WHEREAS, David Ferry (722 Italy Valley Road, Naples, 14512) has been recommended by the Town of Italy to be their Alternate representative on the Yates County Planning Board,

NOW, THEREFORE, BE IT RESOLVED, that *David Ferry* is hereby appointed as an alternate member of the Yates County Planning Board, representing the *Town of Italy*, to a term to expire on February 9, 2017, and be it further

RESOLVED, that copies of this resolution be given David Ferry, the Town of Italy, the County Planner and a copy filed with the County Clerk.

VOTE: Unanimous

RESOLUTION NO. 51-15

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

**AUTHORIZE REAL PROPERTY TAX SERVICES DIRECTOR TO FILL POSITION
(Senior Account Clerk Typist)**

WHEREAS, a vacancy is anticipated in the position of Senior Account Clerk Typist in the Real Property Tax Services Department due to a pending resignation,

NOW, THEREFORE, BE IT RESOLVED, that the Real Property Tax Services Director is hereby authorized to refill the Senior Account Clerk Typist position, and be it further

RESOLVED, that copies of this resolution be given to the Real Property Tax Services Director and the Personnel Officer.

VOTE: Unanimous

RESOLUTION NO. 52-15

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

**REQUEST HOME RULE LEGISLATION TO RENEW THE 1% SALES TAX INCREASE
IMPOSED IN 2003**

WHEREAS, in 2003 Yates County increased the county portion of the sales tax rate by 1% in order to generate approximately \$2 million per year in additional county revenue without imposing an additional burden to property owners through the property tax, and

WHEREAS, the authorization from the State Legislature to impose this additional sales tax expires on November 30, 2015,

NOW, THEREFORE, BE IT RESOLVED, that the Yates County Legislature hereby requests home rule legislation be passed by the Assembly and the Senate to amend the tax law in relation to the imposition by the County of the additional 1% on the county portion of the sales tax rate through November 30, 2017, and be it further

RESOLVED, that copies of this resolution be given to Senator O'Mara, Assemblyman Palmesano, the Yates County Administrator and the Yates County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 53-15

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

**AUTHORIZE CHAIRMAN TO SIGN CONTRACT WITH
FCS ADMINISTRATORS, INC. FOR ACTUARY SERVICES**

RESOLVED, that contingent upon review by the County Attorney, the Chairman is authorized to sign a contract with FCS Administrators, Inc. for actuary services related to the Yates County Mutual Workers' Compensation Self-Insurance Plan for the period of February 9, 2015 through December 31, 2015 in the amount of \$2,100.00, and be it further

RESOLVED, that a copy of this resolution be given to the County Treasurer, County Administrator, Personnel Officer, Insurance & Risk Manager, and FCS Administrators, Inc.

VOTE: Unanimous

RESOLUTION NO. 54-15

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

ABOLISH POSITIONS NOT FUNDED IN 2015 COUNTY BUDGET

WHEREAS, the following positions were not funded in the 2015 County Budget as adopted on November 18, 2014 by Resolution No. 370-14,

NOW, THEREFORE, BE IT RESOLVED, that the following positions are hereby abolished as of January 1, 2015

Receptionist/Typist (DSS)
Typist (DSS)
Information Systems Support Specialist (DSS)

and be it further

RESOLVED, that a copy of this resolution be given to the Budget Officer, the Personnel Officer, the Commissioner of Social Services, and the Treasurer.

VOTE: Unanimous

RESOLUTION NO. 55-15

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

ADOPT AMENDED PERSONAL LEAVE POLICY

WHEREAS, Yates County desires to modify certain policies for the purpose of creating an updated employee handbook and repository of current policies, and

WHEREAS, it is recommended that the County Personal Leave policy contain language pertaining to both union and non-union employees, and that effective January 1, 2015 the benefit for non-union employees more closely align with the benefit afforded union employees, for purposes of internal equity as well as ease of administration.

NOW, THEREFORE BE IT RESOLVED, that the amended Personal Leave Policy be adopted, disseminated, and added to the Yates County Employee Handbook (currently under revision), and be it further

RESOLVED, that the amended policy supersede provisions outlined in previously approved resolutions, as they pertain to Personal Leave, including policies contained within the Administrative Guide, Employee Handbook, and elsewhere, and be it further

RESOLVED, that a copy of this resolution and amended policy be forwarded to the County Administrator, Personnel Officer and all other Department Heads, and the respective President for each current and future County Collective Bargaining Unit.

VOTE: Unanimous

**YATES COUNTY POLICY AND PROCEDURE
LEAVE POLICIES- PERSONAL LEAVE**

Authority: Yates County Legislature

Policy: Yates County provides Personal Leave for eligible* full-time employees.

Union Employees:

The manner in which unionized employees are credited with and may use Personal Leave is governed by the terms of their respective Collective Bargaining Agreements. Departments may establish certain procedures related to requesting and taking leave, whereby they are consistent with provisions set forth in the applicable Agreement. Questions related to this entitlement should be referred to the Department Head, Supervisor, Union Representative, or the Agreement itself.

Non-Union Employees:

Full-time non-union employees are credited with and may use Personal Leave is as follows:

Effective January 1 of each year, existing employees shall be credited with three (3) days of personal leave. Personal leave may be taken in one-half (1/2) hour increments, and shall be paid at the regular hourly pay rate in effect at the time.

Effective January 1, 2015, new employees are credited with Personal Leave as follows:

Hire date of January 1 through June 30- two (2) days credited at the time of hire;

Hire date of July 1 through September 30- one (1) day credited at the time of hire;

Hire date of October 1 through December 31- no leave credited upon hire.

On January 1st each year thereafter- three (3) days are credited.

Except in the case of an emergency, the employee shall give the Department Head/Reporting Authority at least two (2) working days' notice prior to the taking of personal leave. Personal leave shall not be unduly denied; however, the Department Head/Reporting Authority shall have the discretion to approve or disapprove the use of personal leave based on valid organizational or departmental needs. Except in cases of emergency, and as approved by the Department Head/Reporting Authority, Personal Leave shall not be taken on a day immediately preceding or immediately following a holiday, vacation, or sick leave.

Personal Leave cannot be accumulated from year to year. At no time shall the amount of Personal Leave exceed three (3) days per calendar year. Any accrued but unused personal leave remaining at the end of a calendar year is credited to the employee's sick leave, subject to the sick leave accrual cap of 185 days. Any accrued but unused personal leave remaining upon separation from employment of any nature is forfeited.

*Eligibility: Full-time employees only. Temporary and part-time employees are not eligible for this benefit.

Disclaimer:

Yates County employees must comply with Yates County, Department, and Collective Bargaining Agreement policies and practices; and follow the customary leave procedures for their unit/department as applicable. Failure to follow the proper procedures may result in disciplinary action.

Yates County provides equal employment opportunity to all employees and applicants for employment without regard to race, color, religion, gender, sexual orientation, marital status, national origin, age, handicap or disability, military or veteran's status and any other protected class. This policy applies to all terms and conditions of employment, including, but not limited to, hiring, placement, promotion, termination, leaves of absence, compensation and training. Yates County provides reasonable accommodations to disabled individuals consistent with federal, state and local law.

RESOLUTION NO. 56-15

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

ADOPT 2015 EMPLOYEE BENEFITS FOR NON-UNION PERSONNEL

WHEREAS, Yates County offers health insurance and other benefits for non-union personnel;

NOW, THEREFORE, BE IT RESOLVED, that effective January 1, 2015, the Yates County Legislature adopts the following health insurance and other benefit options for non-union personnel:

Part-Time Non-Union Employees

Part-time employees and temporary employees not listed elsewhere (per Res. #76-96)
County Legislator(s)

Benefits:

- New York State and Local Retirement System membership, to the extent required by law. (Enrollment is optional).
- No other benefits.

Full-Time Non-Union Employees

1. Elected and Appointed Officials
2. All other full-time non-union employees (not including temporary employees)

Benefits:

- New York State and Local Retirement System (mandatory participation for full-time employees).
- Health Insurance: Employees may elect to participate in any County sponsored health insurance plan that is offered for which they are eligible to enroll. Employee premium contribution rates are subject to change during the duration of employment.
 - Employees hired prior to January 1, 2013, contribute 15% of the premium cost.
 - Employees hired after January 1, 2013 contribute 25% of the premium cost for a period of one (1) year, after which their contribution will be 20%.

- Employees hired after January 1, 2015 are only eligible to select the following health plan: SimplyBlue HDHP, at a premium contribution rate of 25% for a period of one (1) year, after which the contribution rate will be 20%.
- Health Insurance “Opt-out”: Eligible employees who have been active participants in the County’s health insurance program for a period of at least one (1) year immediately preceding such election, may discontinue participation during the annual open enrollment period, or subsequent to a qualifying event, and shall receive a stipend of 20% of the County’s share of the designated health plan premium which would be paid if the employee chose to receive such insurance. Proof of alternate coverage is required. (Certain restrictions apply).
- Dental Insurance: Excellus Dental Blue Plans: Core or Buy-Up. Employee pays 100% of the premium cost. (Coverage is subject to certain plan limitations and restrictions as applicable).
- Health Flexible Spending Account (FSA): maximum election \$2,550 (per law).
- Dependent Care Flexible Spending Account: maximum election \$5,000 (per law).
- Health Reimbursement Account (HRA): The County will fund an HRA account for benefit eligible employees that enroll in the SimplyBlue HDHP. The HRA account will be funded according to plan level. (HRA use is subject to certain terms, conditions, and restrictions).
- Paid Leave: Full-time non-union employees with the exception of Elected Officials.

and be it further

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

VOTE: Unanimous

RESOLUTION NO. 57-15

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

AUTHORIZE CHAIRMAN TO SIGN MEMORANDUM OF UNDERSTANDING

RESOLVED, that the Chairman is hereby authorized to sign a Memorandum of Understanding for risk management services, and be it further

RESOLVED, that a copy of this resolution be given to the County Treasurer, County Administrator, Personnel Officer, and Insurance & Risk Manager.

VOTE: Unanimous

RESOLUTION NO. 58-15

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

AMEND 2015 HOURLY SALARY SCHEDULE (Resolution No. 431-14)

RESOLVED, that the Yates County Legislature hereby adopts the following amended 2015 Hourly Salary Schedule, effective January 1, 2015:

Schedule II – Hourly Positions

Part-Time or Temporary

Account Clerk Typist (Sheriff’s Office)	\$13.68
(80% of Council 82 non-LE contract rate)	\$13.92 <i>after 12 months</i>
	\$14.40 <i>after 3 years</i>

Animal Control Officer	\$14.72
Clerk (Records Management Office) (80% CSEA Contract rate)	\$12.49
Correction Officer	\$13.75 \$14.72 <i>after 12 months</i>
Correction Officer/ Court Security	\$14.78 \$15.36 <i>after 12 months</i>
Coroner	\$100.00 <i>per case</i>
County Code Enforcement Officer	\$20.00
Deputy Sheriff (Experience= TBD @ 80% Council 82 LE contract for appropriate step)	\$16.32
Deputy Election Commissioner	\$13.66
Election Coordinator	\$15.00
Election Inspector	\$10.00
Election Inspector (Traveling)	\$11.00
Election Inspector (Chair)	\$12.50
Election Inspector (Chair-Traveling)	\$13.50
Election Machine Technician	\$25.00
Emergency Services Dispatcher	\$14.46 \$14.89 <i>after 12 months</i>
Examination Monitor	\$10.00
Insurance (and Risk) Manager	\$21.02
Jail Cook	\$10.93 \$11.61 <i>after 12 months</i> \$12.09 <i>after 3 years</i>
Laborer (seasonal- Highway Department) (80% CSEA Contract rate)	\$11.59
Marine Patrol Officer (Seasonal)	\$14.78 \$15.36 <i>after 1 season</i> \$16.00 <i>after 3 seasons</i>
Motor Equipment Operator (YC Stop- SMART)	\$13.75
Records Retention Clerk (80% CSEA Contract rate)	\$13.27

and be it further

RESOLVED, that a copy of this resolution be given to the County Administrator, Personnel Officer, Treasurer, Sheriff, Election Commissioner(s), Highway Superintendent, Director of Emergency Management, and County Historian.

VOTE: Unanimous

RESOLUTION NO. 59-15

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

DISCUSSION:

Mr. Morrison stated he feels this is not the right time to do this resolution, if at all. The reasons for doing this now he feels are outweighed by the reasons for not doing it. One of the issues that this will address can be addressed by other means.

Mr. Montgomery clarified if the salaries listed are the new 2015 salaries or is it a restatement of 2014.

Sarah explained that the salaries listed are the new 2015 salaries.

AMEND 2015 NON-UNION SALARY SCHEDULE (Resolution No. 432-14)

RESOLVED, that the Yates County Legislature hereby adopts the following amended 2015 Non-Union Salary Schedule, effective January 1, 2015:

<u>Elected Officials</u>	<u>Annual</u>
County Clerk	\$ 61,802
County Treasurer	\$ 69,587
District Attorney	\$ 152,500
Legislators (14 at \$8,183 each)	\$ 114,562
Legislative Chairman	\$ 8,183
Sheriff	\$ 90,834

<u>Full-Time/Part-Time</u>	<u>Annual</u>
Clerk, County Legislature	\$ 51,806
Assistant District Attorney (MD)	\$ 65,061
Assistant District Attorney (DM)	\$ 35,700
Secretary to District Attorney	\$ 34,615
Public Defender	\$ 70,663
Assistant Public Defender (KL)	\$ 41,039
Assistant Public Defender (KM)	\$ 33,660
Conflict Defender (vacant)	\$ 33,000
County Administrator	\$ 99,491
Deputy County Treasurer	\$ 46,818
Budget Officer	\$ 9,104
Director of Real Property Tax Service	\$ 65,776
Deputy County Clerk	\$ 38,035
Motor Vehicle Supervisor	\$ 37,455
County Attorney	\$ 72,163
Assistant County Attorney	\$ 33,700
Secretary to County Attorney	\$ 27,530
Personnel Officer	\$ 66,586
Personnel Assistant	\$ 34,043
Election Commissioner (D)	\$ 37,921
Election Commissioner (R)	\$ 37,921
Building Maintenance Supervisor	\$ 55,714
Information Technology Director	\$ 70,360
Undersheriff	\$ 71,307
Confidential Assistant to Sheriff	\$ 40,327
Probation Director	\$ 60,261

Director of Emergency Management	\$ 62,612
Director of Patient Services/Public Health Director	\$ 67,823
Senior Administrative Assistant	\$ 41,254
Supervising Public Health Nurse	\$ 54,238
Commissioner of Social Services	\$ 63,673
Director of Children and Family Services* (Deputy Commissioner of Social Services)	\$ 56,245
Director of Income Maintenance & Child Support	\$ 54,247
Social Services Attorney	\$ 60,687
Director of Veteran Service Agency	\$ 45,000
Youth Bureau Director	\$ 20,026
County Historian	\$ 42,948
Planner	\$ 65,776
Highway Superintendent	\$ 77,809
Deputy Highway Superintendent	\$ 60,344

and be it further

RESOLVED, that a copy of this resolution be given to the County Administrator and to all Department Heads.

**Pending Local Rules Amendment*

VOTE: Roll Call – Paddock, Montgomery, Dunn, Percy, Multer, Holgate, Banach, Church, Sackett, Clark, Smith, Dennis voting “Yes” Morrison voting “No” Motion carried.

RESOLUTION NO. 60-15

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

AUTHORIZE CHAIRMAN TO APPROVE ANNUAL HOSTING FEE SCHEDULE

WHEREAS, the Yates County Personnel Department agreement with Catalog & Commerce Solutions, LLC, for the development and implementation of an automated application and civil service employment system contains provisions for ongoing system support, maintenance, and management, and

WHEREAS, this annual fee (“hosting fee”) includes the costs associated with the Shared Server platform the system will reside on in addition to the ongoing management and support services defined in the agreement, and is payable in January of each service year as follows:

- 2015: Pro-rated from System Launch thru end of calendar year at a rate of \$375.00/month (no payment due until January 2016).
- 2016: \$4,500.00 plus the 2015 pro-rated fee (as described above).
- 2017: \$4,500.00
- 2018: \$4,635.00 (3% increase)
- 2019 and beyond: 3% annual fee increase from prior year hosting fee, due in January of the service year.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Yates County Legislature be authorized to sign this agreement, after the approval of the Yates County Attorney, and be it further

RESOLVED, that a copy of this resolution be given to Catalog & Commerce Solutions, LLC, the Personnel Officer, and the Yates County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 61-15

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

AUTHORIZE SHERIFF TO SIGN TELEPHONE SERVICES RENEWAL

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the county attorney that the inmate telephone services purchase agreement with GTL Company the provider of services be renewed by the Sheriff at the increased rate over previous contract to that of 55 percent rate per contract terms of the three year agreement commencing February 24, 2015, and

RESOLVED, that a copy of this be provided the Sheriff.
VOTE: Unanimous

RESOLUTION NO. 62-15

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

**AUTHORIZE SHERIFF TO SIGN INMATE MEDICAL SERVICES AGREEMENT
WITH SOLDIERS AND SAILORS MEMORIAL HOSPITAL**

WHEREAS, Yates County Jail inmates are taken for immediate medical care to the Soldiers and Sailors Hospital at 418 North Main Street, Penn Yan, NY and this hospital is administered by FLH, Geneva, NY and the Sheriff desires to have services charged at the Medicaid rate for efficiency of budget, now

THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney the Sheriff is authorized to sign the Letter of Agreement constituting an MOU with said hospital for inmate medical services and related billing effective January 1, 2015 through December 31, 2015, and

RESOLVED, that a copy of this resolution be provided the Sheriff.

VOTE: Unanimous

RESOLUTION NO. 63-15

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

**APPROPRIATE CARRY-OVER OF 2014 SHERIFF'S
NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES
(SICG Communications System)**

WHEREAS, Yates County Sheriff's Office received a New York State Division of Homeland Security and Emergency Services Grant in the year 2013 and a balance of \$114,803.62 remained at the end of 2014 and these funds can be carried over to the 2015 Fiscal Year and;

WHEREAS, these funds are not part of the 2015 Budget;

NOW, THEREFORE, BE IT RESOLVED that the following accounts be increased by \$114,803.62:

Appropriation

A3020.2949 (Grant: SLETPP SIG2) \$79,123.62

A3020.4949 (Grant: SLETPP SIG2) \$35,680.00

Revenue

A3322 (State Aid-SLETPP INTEROP) \$114,803.62

and be it further

RESOLVED, that a copy of this resolution be given to the Sheriff, Budget Officer, and County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 64-15

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

**APPROPRIATE CARRY-OVER OF 2014 SHERIFF'S NYS DIVISION OF
HOMELAND SECURITY AND EMERGENCY SERVICES (2013 PSAP)**

WHEREAS, Yates County Sheriff's Office received a New York State Division of Homeland Security and Emergency Services Grant in the year 2014 and a balance of \$390,919.11 remained at the end of 2014 and these funds can be carried over to the 2015 Fiscal Year and;

WHEREAS, these funds are not part of the 2015 Budget;

NOW, THEREFORE, BE IT RESOLVED that the following accounts be increased by \$390,919.11:

Appropriation	
A3021.4951 (Grant: PSAP CONSOL)	\$390,919.11

Revenue	
A3324 (Grant: PSAP CONSOL)	\$390,919.11

and be it further

RESOLVED, that a copy of this resolution be given to the Sheriff, Budget Officer, and County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 65-15

Mr. Holgate offered the following resolution amending the figures to read \$2,915.33, seconded by Mrs. Percy.

APPROPRIATE CARRY-OVER OF 2014 SHERIFF'S GTSC CHILD PASSENGER SAFETY GRANT

WHEREAS, Yates County Sheriff's Office received a Governor Traffic Safety Committee (GTSC) Grant in the year 2014 and a balance of \$2,915.33 remained at the end of 2014 and these funds can be carried over to the 2015 Fiscal Year and;

WHEREAS, this grant began October 1, 2014 and runs through September 30, 2015,

WHEREAS, these funds are not part of the 2015 Budget;

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

Appropriation	
A3110.4954 (Grant: GTSC-Supplies)	\$2,915.33

Revenue	
A4388 (Grant: GTSC-Supplies)	\$2,915.33

and be it further

RESOLVED, that a copy of this resolution be given to the Sheriff, Budget Officer, and County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 66-15

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

**APPROPRIATE CARRY-OVER OF 2014 SHERIFF'S
NYS-DCJS (Legislative Initiatives)**

WHEREAS, Yates County Sheriff's Office received a New York State Division of Criminal Justice (DCJS) Grant in the year 2014 and a balance of \$10,570.04 remained at the end of 2014 and these funds can be carried over to the 2015 Fiscal Year and;

WHEREAS, these funds are not part of the 2015 Budget;

NOW, THEREFORE, BE IT RESOLVED that the following accounts be increased by \$10,570.04:

Appropriation	
A3110.4990 (Grant: Legis Initiatives)	\$10,570.04
Revenue	
A3325 (Grant: Legis Initiatives)	\$10,570.04

and be it further

RESOLVED, that a copy of this resolution be given to the Sheriff, Budget Officer, and County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 67-15

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

**APPROPRIATE CARRY-OVER OF 2014
SHERIFF'S NYS DCJS IMPACT TOOLS GRANT**

WHEREAS, Yates County Sheriff's Office received a New York State Division of Criminal Justice Impact Tools Grant (2013 Impact Tools) in the year 2014 and a balance of \$6,490.00 remained at the end of 2014 and these funds can be carried over to the 2015 Fiscal Year and;

WHEREAS, these funds are not part of the 2015 Budget;

NOW, THEREFORE, BE IT RESOLVED that the following accounts be increased by \$6,490.00:

Appropriation	
A3110.2437 (Grant: License Plate Readers)	\$6,490.00
Revenue	
A3323 (Grant: License Plate Readers)	\$6,490.00

and be it further

RESOLVED, that a copy of this resolution be given to the Sheriff, Budget Officer, and County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 68-15

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

ACCEPT AND APPROPRIATE NYS DHSES (LE) GRANT

WHEREAS, the Sheriff received a SLETPP grant managed by NYS Division of Homeland Security and Emergency Services (DHSES) for FY14 in the amount of \$10,000 assigned number LE14-1051-D00, with contract #T974742.

WHEREAS, these funds are a part of the 2015 budget;

NOW, THEREFORE, BE IT RESOLVED, that this grant is hereby accepted and the following accounts shall be appropriated by being increased:

Appropriation:

A3021.2954 (SLETPP T974742)	\$10,000
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Revenue:

A4395 (SLETPP T974742)	\$10,000
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and be it further,

RESOLVED, that a copy of this resolution be provided the Sheriff, Treasurer, and Budget Officer.

VOTE: Unanimous

RESOLUTION NO. 69-15

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

ACCEPT AND APPROPRIATE NYS DHSES PSAP GRANT

WHEREAS, the Sheriff received a SLETPP grant managed by NYS Division of Homeland Security and Emergency Services (DHSES) for FY14 in the amount of \$156,569 assigned number PS14-1047-D00, with contract #C198485.

WHEREAS, these funds are a part of the 2015 budget;

NOW, THEREFORE, BE IT RESOLVED, that this grant is hereby accepted and the following accounts shall be appropriated by being increased:

Appropriation:

A3021.2956 (PSAP C198485)	\$156,569
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Revenue:

A4396 (PSAP C198485)	\$156,569
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and be it further,

RESOLVED, that a copy of this resolution be provided the Sheriff, Treasurer, and Budget Officer.

VOTE: Unanimous

RESOLUTION NO. 70-15

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

APPOINT MEMBERS TO THE YATES COUNTY FIRE ADVISORY BOARD

RESOLVED, that the following people be appointed to the Yates County Fire Advisory Board for the term 1/1/2015 – 12/31/15

Bellona	1 st Assistant Chief	Mike Alexander
Benton	Fire Chief	Matt Martin
Branchport/KP	Fire Chief	Sandy Bates
Dresden	1 st Assistant Chief	Warren Zimmerman
Dundee	Fire Chief	Steve Warriner
Himrod	Deputy Fire Chief	Jared Webster
Middlesex	Fire Chief	Jason Bassett
Penn Yan	Fire Chief	Jeff Housel
Potter	Fire Chief	Richard Dimon Jr.
Rushville	Fire Chief	Art Riland Jr.
Yates County	Fire Coordinator	Brian Winslow
Yates County	Deputy Fire Coord.	Tom Murphy
Yates County	Deputy Fire Coord.	Charlie Leach
Yates County	EMS Coordinator	Chris Warriner
Yates County	Legislature	Bill Holgate

And be it further

RESOLVED, that a copy of this resolution be given to the Director of the Office of Emergency Management.

VOTE: Unanimous

RESOLUTION NO. 71-15

Mr. Banach offered resolutions 71 thru 75-15 and moved their adoption, seconded by Mr. Sackett.

AWARD BID FOR ABRASIVE SAND

WHEREAS, bids were requested for Abrasive Sand and received on January 22, 2015 at 10:00 a.m. and four firms submitted a bid to the Yates County Highway Department, and

	Hanson	Hanson	Dolomite	Spallina	City Hill
FOB @ Vendor Yard	8.00	6.50	4.50	6.10	5.50
Location of Sand	Oaks Corners	Phelps	Palmyra	Cohocton	Penn Yan
Delivered to:					
Yates Co. Hwy - Benton	11.75	10.25	11.00	11.75	9.00
Barrington Hwy - Bath Rd	13.50	12.00	13.50	12.00	10.00
Italy Hwy - Italy Valley Rd	14.00	12.50	13.50	11.95	11.00
Middlesex Hwy - Mill St.	13.50	12.00	11.00	11.65	11.00
Potter Hwy - Phelps Rd	13.00	11.50	11.00	11.30	10.50
Starkey Hwy - Dundee Starkey Rd	14.25	12.75	13.50	12.75	9.00
Torrey Hwy - Route 14	12.50	11.00	11.50	12.75	NB

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

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

RESOLUTION NO. 72-15

AWARD BID FOR COLD MIX PATCH

WHEREAS, bids were requested for Cold Mix Patch and received on January 22, 2015 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
Suit Kote	NB	\$93.06/ton	\$3.37/gal	\$116.37/ton	NB	Watkins Glen
Hanson	\$85.00/ton	NB	NB	\$105.00/ton	NB	Oaks Corners
Seneca Stone	NB	NB	NB	\$114.45/ton	NB	Fayette
Dalrymple	NB	NB	NB	\$125.00/ton	NB	Coopers Plains
Shelby Crushed Stone	NB	NB	NB	NB	EZ Street Cold Patch \$110.00/ton	Medina

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

RESOLUTION NO. 73-15

AWARD BID FOR GRAVEL

WHEREAS, bids were requested for Gravel and received on January 22, 2015 at 10:00 a.m. and four firms submitted bids to the Yates County Highway Department, and

<i>Bidder:</i>	City Hill	Spallina	RK Howell	Dalrymple
Site of Operation:	Penn Yan	Cohocton	Dundee	Coopers Plains
ITEM I (FOB)				
Screened Gravel	6.50 / t	6.70 / t	7.25 / t	9.00 / t
Crushed Gravel	7.50 / t	7.25 / t	NB	11.00 / t

ITEM II (FOB)				
Bank Run Gravel	5.00 / t	6.00 / t	5.00 / t	NB
DELIVERED PRICE				
Benton Yard				
Item I	11.50 / t	12.95 / t	13.25 / t	10.75 / t (bid withdrawn)
Item II	9.00 / t	11.95 / t	11.25 / t	NB
Guyanoga Barns				
Item I	12.25 / t	13.95 / t	14.50 / t	9.25 / t (bid withdrawn)
Item II	9.75 / t	12.95 / t	12.50 / t	NB

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, and the Delivered Price shall be awarded to City Hill 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

RESOLUTION NO. 74-15

AWARD BID FOR CRUSHED STONE

WHEREAS, bids were requested for Crushed Stone and received on January 22, 2015 at 10:00 a.m. and five firms submitted bids to the Yates County Highway Department, and

		1ST			1A			1B			#1		
		FOB	Benton	Guy	FOB	Benton	Guy	FOB	Benton	Guy	FOB	Benton	Guy
Spallina Materials	GS	10.95	16.35	17.00	12.00	NB	NB	NB	NB	NB	10.95	16.00	16.95
Hanson Aggregates	LS	13.00	17.00	18.25	13.25	17.25	18.50	12.25	16.25	17.50	12.50	16.50	17.75
Seneca Stone	LS	13.00	NB	NB	13.50	NB	NB	13.00	NB	NB	13.00	NB	NB
A. L. Blades	SS	NB	NB	NB	NB	NB	NB	NB	NB	NB	11.50	21.75	19.10
Dolomite	LS	12.00	17.50	18.00	12.00	17.50	18.25	12.00	17.50	18.25	12.00	17.50	18.25
		#2			#3			3/8" Modified			1 & 1A Blend		
		FOB	Benton	Guy	FOB	Benton	Guy	FOB	Benton	Guy	FOB	Benton	Guy
Spallina Materials	GS	10.75	15.75	16.95	NB	NB	NB	NB	NB	NB	11.50	17.00	17.50
Hanson Aggregates	LS	12.50	16.50	17.75	12.50	16.50	17.75	14.50	18.50	19.75	13.00	17.00	18.25
Seneca Stone	LS	13.00	NB	NB	13.00	NB	NB	14.25	NB	NB	13.00	NB	NB
A. L. Blades	SS	11.50	21.75	19.10	11.50	21.75	19.10	NB	NB	NB	NB	NB	NB
Dolomite	LS	12.00	17.50	18.25	12.00	17.50	18.25	12.50	18.00	19.25	12.00	17.75	18.75
		1 & 2 Blend			#2, #1, #1A Blend			Gabion Stone			Rip Rap Heavy		
		FOB	Benton	Guy	FOB	Benton	Guy	FOB	Benton	Guy	FOB	Benton	Guy

Spallina Materials	GS	11.25	16.25	17.35	11.45	16.95	17.90	NB	NB	NB	NB	NB	NB
Hanson Aggregates	LS	13.00	17.00	18.25	13.00	17.00	18.25	12.50	16.50	17.75	15.50	21.50	23.50
Seneca Stone	LS	13.00	NB	NB	13.00	NB	NB	11.75	NB	NB	17.00	NB	NB
A. L. Blades	SS	11.50	21.75	19.10	NB	NB	NB	14.50	24.75	22.10	17.00	31.75	28.75
Dolomite	LS	12.00	17.75	18.75	12.00	17.75	18.75	12.00	16.25	17.50	16.00	NB	NB
		Rip Rap Medium			Crusher Run			Fine Crusher Run					
		FOB	Benton	Guy	FOB	Benton	Guy	FOB	Benton	Guy			
Spallina Materials	GS	NB	NB	NB	7.45	12.25	13.25	8.25	13.25	14.25			
Hanson Aggregates	LS	16.50	22.50	24.50	8.20	12.20	13.45	9.25	13.25	14.50			
Seneca Stone	LS	17.00	NB	NB	8.75	NB	NB	9.25	NB	NB			
A. L. Blades	SS	17.00	31.75	28.75	8.50	18.75	16.10	NB	NB	NB			
Dolomite	LS	15.00	NB	NB	7.75	12.50	13.50	8.50	13.25	14.25			

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, the bid award for crushed stone to be delivered to the various sites listed on the charts above shall be awarded by individual product type to the lowest bidder for each delivery site,

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

VOTE: Unanimous

RESOLUTION NO. 75-15

AWARD BID FOR VEGETATION CONTROL

WHEREAS, bids were requested for Vegetation Control were received on January 22, 2015 at 10:00 a.m. and two firms submitted bids to the Yates County Highway Department, and

Roadside to be treated: Approximately 360

	Application Price per Mile	Material Mixture Price per Gallon	Estimated Gallon Usage	Total
<u>Allen Chase Enterprises</u>	\$21.95	\$0.99	----	\$7,902.00
<u>DeAngelo Brothers</u>	\$23.75	\$2.32	1,000	\$10,870.00

NOW, THEREFORE BE IT RESOLVED to award the bid to Allen Chase Enterprises for a price of \$21.95 per mile of roadside application with no extra cost per gallon of material mixture, for a total Application and Material amount not to exceed \$7,902.00.

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

RESOLUTION NO. 76-15

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

AUTHORIZE CHAIRMAN TO ENTER INTO A LEASE WITH DIANNE S. LOVEJOY FOR THE RENTAL OF OFFICE SPACE

BE IT RESOLVED, that upon approval by the County Attorney, the Chairman may enter into a written lease with Dianne S. Lovejoy for the rental from the County of office space located at the Yates County Office Building, 417 Liberty Street, Penn Yan, NY 14527, consisting of Suite 1055, with applicable contents and service infrastructure; with the term of the lease being for a period of one year commencing on January 1, 2015 and ending on December 31, 2015; at a rent of \$199.60 per month plus applicable reimbursements, and be it further

RESOLVED, that a copy of this resolution be given to the County Administrator, County Attorney, County Treasurer and Dianne S. Lovejoy.

VOTE: Unanimous

RESOLUTION NO. 77-15

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

AUTHORIZE CHAIRMAN TO ENTER INTO A WRITTEN AGREEMENT WITH DIANNE S. LOVEJOY FOR THE ADMINISTRATION OF INDIGENT PERSON CONFLICT ASSIGNMENTS

BE IT RESOLVED, that upon approval by the County Attorney, the Chairman may enter into a written agreement with Dianne S. Lovejoy for the administration of indigent person conflict assignments as Assigned Counsel Administrator, for the time period beginning January 1, 2015 and ending December 31, 2015, for the sum of \$5,793.24, and be it further

RESOLVED, that a copy of this resolution be given to the County Administrator, County Attorney, County Treasurer and Dianne S. Lovejoy.

VOTE: Unanimous

RESOLUTION NO. 78-15

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

APPROPRIATE FUNDING FOR WORKFORCE DEVELOPMENT BUDGET

WHEREAS, Workforce Development has funding available from Yates County Department of Social Services and Yates County Community Services for the 2015 Budget year:

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

Appropriation

CD6292.1G	DSS Works Staff Wage	\$4,581.00
CD6292.8G	DSS Works Staff Fringe	\$3,281.00
CD6292.4G	DSS Works Operating	<u>\$ 500.00</u>
		\$8,362.00

Revenue

CD4792.0		\$8,362.00
Appropriation:		
CD6292.1L	KKP-Adult Staff Wage	\$ 283.00
CD6292.8L	KKP-Adult Staff Fringe	\$ 173.00
CD6292.41L	KKP-Adult Operating	\$ 209.00
CD6292.11L	KKP-Adult Participant Wage	\$2,100.00
CD6292.81L	KKP-Adult Participant Fringe	<u>\$ 249.00</u>
		\$3,014.00
Revenue		
CD4794.0	Kaleidoscope – Adult	\$3,014.00
Appropriation		
CD6292.1E	KKP-Youth Staff Wage	\$ 700.00
CD6292.8E	KKP-Youth Staff Fringe	\$ 359.00
CD6292.41E	KKP-Youth Operating	\$2,459.00
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 the Commissioner of Yates County Dept. of Social Services, Yates County Community Services, Workforce Development Director, and the Yates County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 79-15

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

DECLARE SURPLUS PROPERTY

WHEREAS, use of the Yates County Community Services Department's 1999 Dodge Caravan has resulted in the need to dispose of said vehicle,

NOW, THEREFORE, BE IT RESOLVED, that the 1999 Dodge Caravan is hereby declared surplus property, and the Community Services Department is authorized to auction said vehicle through Auction International and to accept the highest bid and be it further

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

VOTE: Unanimous

RESOLUTION NO. 80-15

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

AUTHORIZATION TO APPROPRIATE FUNDS

WHEREAS, the Yates County Community Services Department is in receipt of Federal Salary Sharing funds whose use is determined by the Department,

NOW, THEREFORE, BE IT RESOLVED, that \$8,745.00 of Federal Salary Sharing funds from account A511.400 be appropriated to line item A4320.2180 and be it further

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

VOTE: Unanimous

RESOLUTION NO. 81-15

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

AUTHORIZE CHAIRMAN TO SIGN CONTRACT

RESOLVED, that the Chair of the Legislature is hereby authorized to sign a contract with Schuyler County Community Services/Mental Health Clinic, 106 S. Perry St., Watkins Glen, NY 14891, to provide facilitation of the Batterers Group by Arnab Bagchi LCSW-R for Yates County, at a cost of \$75.00/hour, from February 1, 2015 to December 31, 2015 and be it further

RESOLVED, that the requirement for general liability coverage be waived,

RESOLVED, that copies of this resolution be given to Schuyler County Community Services/Mental Health Clinic, to the County Treasurer, and to the Director of the Yates County Department of Community Services.

VOTE: Unanimous

RESOLUTION NO. 82-15

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

RESOLUTION TO AMEND 2015 CONTRACT WITH FINGER LAKES ADDICTION COUNSELING AND REFERRAL AGENCY (FLACRA), INC.

WHEREAS, the Finger Lakes Counseling and Referral Agency (FLACRA), Inc. agrees to provide substance abuse treatment services, and funding is available for this program through the NYS Office of Alcoholism and Substance Abuse Services

WHEREAS, funding for this is 100% state funds and,

NOW, THEREFORE, BE IT RESOLVED, the contract for 2015, with the Finger Lakes Counseling and Referral Agency (FLACRA), Inc., be amended to reflect an increase in funding available to this program from \$84,125.00 to \$85,992.00 and be it further,

RESOLVED, that a copy of this resolution be given to Inc., Yates County Department of Community Services, the Finger Lakes Counseling and Referral Agency (FLACRA), Inc., and the Yates County Treasurer

VOTE: Unanimous

RESOLUTION NO. 83-15

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

RESOLUTION TO AMEND 2015 CONTRACT WITH COUNCIL ON ALCOHOLISM AND OTHER CHEMICAL DEPENDENCIES OF THE FINGER LAKES, INC.

WHEREAS, the Council on Alcoholism and Other Chemical Dependencies of the Finger Lakes, Inc. agrees to provide school based and community based substance abuse prevention and education services, and funding is available for this program through the NYS Office of Alcoholism and Substance Abuse Services

WHEREAS, funding for this is 100% state funds and,

NOW, THEREFORE, BE IT RESOLVED, the contract for 2015, with the Council on Alcoholism and Other Chemical Dependencies of the Finger Lakes, Inc. be amended to reflect an increase in funding available to this program from \$233,042.00 to \$234,919.00 and be it further,

RESOLVED, that a copy of this resolution be given to Inc., Yates County Department of Community Services, the Council on Alcoholism and Other Chemical Dependencies of the Finger Lakes, Inc., and the Yates County Treasurer

VOTE: Unanimous

RESOLUTION NO. 84-15

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

AUTHORIZE CHAIRMAN TO SIGN RENEWAL AGREEMENT WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR THE EARLY INTERVENTION ADMINISTRATION CONTRACT

RESOLVED, that the Chairman is hereby authorized to sign a renewal agreement with the New York State Department of Health for the Early Intervention Administration Contract for the period October 1, 2014 through September 30, 2015, at an amount of \$17,927 and be it further

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

VOTE: Unanimous

RESOLUTION NO. 85-15

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

SIGN AMENDMENTS TO AGREEMENTS WITH PENN YAN CENTRAL SCHOOL DISTRICT AND PRO ACTION OF STEUBEN AND YATES

RESOLVED, that the Chairman is hereby authorized to sign amendments to agreements with Penn Yan Central School District and ProAction of Steuben and Yates to increase the rate reimbursed for 1:1 aide services to be consistent with that of the current minimum wage,

And be it further

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

VOTE: Unanimous

RESOLUTION NO. 86-15

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

SIGN AMENDMENT TO AGREEMENT WITH UCP FINGER LAKES

RESOLVED, that the Chairman is hereby authorized to sign amendment to agreement with UCP Finger Lakes, acting by and through Happiness House to include the services of Assistive Technology for preschool children as may be directed by the Committee on Preschool Special Education at an all-inclusive rate of \$50.00 per visit,

And be it further

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

VOTE: Unanimous

Mrs. Church withdrew the following resolution.

RESOLUTION NO. 87-15

AMEND RESOLUTION NO. 179-14 RENEW RESIDENTIAL SERVICES CONTRACTS

RESOLVED, that resolution 179-14 be amended to add an Additional Per Diem Rate at Hillside Children's Center Hard to Place (HTP) Cross Systems Institution of \$647.66

RESOLVED, that copies of this resolution be given to the Department of Social Services and the Yates County Treasurer

RESOLUTION NO. 88-15

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

AUTHORIZE CHAIRMAN TO ENTER INTO A LICENSE AGREEMENT WITH KEUKA OUTLET DEVELOPMENT LLC CONCERNING THE PENN YAN MARINE PROPERTY

WHEREAS, Yates County, the Village of Penn Yan and Keuka Outlet Development LLC have entered into a certain Development Agreement dated February 26, 2014, as well as subsequent amendments thereto (collectively referred to as the "Development Agreement") governing the terms and conditions regarding the remediation and redevelopment of the parcel of real property on the east bank of the Keuka Lake Outlet commonly referred to as the Penn Yan Marine Property and located in the Village of Penn Yan, Town of Milo, County of Yates, State of New York (the "Site"), as well as matters related to the transfer of title of said property; and

WHEREAS, pursuant to the Development Agreement, the Developer will be remediating and redeveloping the Site; and

WHEREAS, the Developer requires access to the Site prior to the transfers of title to the Site in accordance with the Development Agreement, for the purposes of: a) the removal of asbestos containing materials from and demolition of the existing boathouse, b) reinforcement of the existing bridge and c) soil sampling/testing, including the drilling of test borings;

NOW, THEREFORE, BE IT RESOLVED, that on behalf of Yates County, the Chairman of the Legislature may enter into a license agreement with Keuka Outlet Development LLC allowing Keuka Outlet Development LLC access to the Site for the following purposes: a) the removal of asbestos containing materials from and demolition of the existing boathouse, b) reinforcement of the existing bridge and c) soil sampling/testing, including the drilling of test borings; and be it further

RESOLVED, that to this end, the form and substance of the aforementioned proposed license agreement presented at the Yates County Legislature meeting held on February 9, 2015, is hereby approved and the Chairman of the Legislature is hereby authorized on behalf of the County, to execute and deliver said proposed license agreement; and be it further

RESOLVED, that a copy of this resolution be given to the County Administrator, County Treasurer, County Planner and Keuka Outlet Development LLC.

VOTE: Unanimous

Chairman Dennis closed the public hearing on the application for a Community Development Block Grant, with no comments being made. Chairman Dennis thanked members of the Keuka House Council for attending the meeting today.

RESOLUTION NO. 89-15

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

AUTHORIZING YATES COUNTY TO SUBMIT AN APPLICATION TO THE OFFICE OF COMMUNITY RENEWAL FOR A COMMUNITY DEVELOPMENT BLOCK GRANT ON BEHALF OF YATES COUNTY

WHEREAS, Yates County is an eligible applicant for the Community Development Block Grant (CDBG) Program and will be applying for funding associated with septic and water well replacements or repairs and installation of water/sewer laterals to low income homeowners, and

WHEREAS, the above rehabilitation activities are an eligible expenditure of CDBG funds, and

WHEREAS, under the CDBG program, Yates County is permitted to contract with Keuka Housing Council, Inc. to provide said rehabilitation.

NOW, THEREFORE, BE IT RESOLVED, that Yates County is hereby authorized to submit an application to the Department of Housing and Community Renewal for a Community Development Block Grant to provide funding for housing rehabilitation, and

BE IT FURTHER RESOLVED, the Chairman of the Yates County Legislature is hereby authorized to sign the application, and

BE IT FURTHER RESOLVED, that should said grant be awarded to Yates County, the County Treasurer is hereby authorized to deposit said grant in the appropriate line item in the Yates County Budget, and

BE IT FURTHER RESOLVED, that the Chairman of the Yates County Legislature is hereby authorized to sign all appropriate and necessary documents to implement said grant, subject to the approval of the Yates County Attorney, and

BE IT FURTHER RESOLVED, a copy of this resolution shall be forwarded to the Executive Director, Keuka Housing Council, Inc., 160 Main Street, Penn Yan, NY, the County Treasurer and the County Planner.

VOTE: Unanimous

RESOLUTION NO. 90-15

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

**AUTHORIZE SHERIFF TO FILL POSITION
(Deputy Sheriff)**

RESOLVED, that effective March 1, 2015 the Sheriff is authorized to fill a Deputy Sheriff position that will be vacant due to a resignation, and be it further

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

VOTE: Unanimous

Mr. Smith moved to enter executive session to discuss a personnel performance and contract negotiations, seconded by Mrs. Church.

Meeting adjourned at 1:45p.m.