

## REGULAR SESSION – MONDAY, MAY 11, 2015

The Legislature convened in regular session, Monday, May 11, 2015 at 6:00p.m. with Chairman Dennis presiding.

A moment of silence was observed in memory of Stephanie Bates.

Chairman Dennis opened the public hearing on proposed Local Law 2-15 entitled A Local Law Repealing Local Law 1-2000 Maintenance of Bridges By Yates County.

Minutes of the April 2<sup>nd</sup> and April 13<sup>th</sup> meetings were approved as presented.

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

Airport Fund	\$ 20,519.24
Finance	\$ 69,841.33
Flint Creek	\$ -0-
Government Operations	\$ 223,239.35
Human Services	\$ 374,865.35
Prior to Audit	\$ 85,139.13
Public Safety	\$ 278,349.70
Public Works	\$ 166,576.45

### COMMITTEE REPORTS

Mr. Montgomery reported the recently completed audit of 2014 financials resulted in an "unqualified opinion" which is an improvement over the "qualified opinion" of the 2013 audit. The audit identified no material weaknesses and no significant deficiencies. Our treasurer, Nonie Flynn and her team are to be complemented for a job done very well.

Mr. Banach reported the Italy Hill Turnpike will be open tomorrow afternoon.

Mrs. Church reported Cornell Cooperative Extension has appointed Arlene Wilson as the Executive Director. Ms. Wilson will start on May 15<sup>th</sup>.

Mr. Morris reported we have had a couple of big accomplishment in the last month or so with the fiber and Penn Yan Marine. We have thanked our employees that have been actively involved Shawna, Scott and Sarah. Mr. Morris thanked three of the new legislators, Mr. Morris feels they have come in and worked hard to understand the issues, asked a lot of difficult questions that caused us to do more due diligence so that we have better solutions for that. Mr. Morris thanked Gary Montgomery, Elden Morrison, and Jim Smith for all the work they have done.

Mr. Clark reported acknowledged the Soil & Water Department for working through Senator O'Mara and acquiring \$150,000 grant to put toward the Outlet Trail repairs.

Mr. Smith reported a SLAP5 meeting was held May 4<sup>th</sup>, discussion took place on by-laws of the new municipal based organization and a new name for the organization, with will be the Seneca Watershed Inter-Municipal Organization (Seneca IO). The organization plans on meeting with various organizations within the next couple of months leading up to a meeting on September 22<sup>nd</sup> where the organization hopes to vote and pass their by-laws. The meetings after the September meeting will be held in the evening so there will not be a conflict with the County's committee meetings.

County Administrator Purdy reported several legislators and she attended the annual Emergency Responders and Fire Fighter Training Banquet held at the Benton of Fire Hall at the end of April. It was well attended.

Chairman Dennis reported after he heard a radio report on Sunday morning from Katie Smeenk of the Office for the Aging. He got to thinking about all the volunteer hours that goes into the operation of the Office for the Aging and how little recognition those people get. It's just another example of how giving our community is.

Allison Hunt from Congressman Reeds office addressed the board and commended them on the great job they have done with Fiber Project and the developments. Ms. Hunt reminded everyone to keep their office in mind when something is needed.

#### CHAIRMAN'S APPOINTMENT

Chairman Dennis made the following appointments.

To the Airport Council for a term to run 6/1/15 to 6/1/16  
Taylor Fitch as the Independent Representative  
Doug Marchionda Sr. as the Penn Yan Flying Club representative  
Richard Leppert as the Seneca Flight representative  
Daryl Middlebrook as the Penn Yan Aero representative  
Leland Sackett as the Legislative representative whose term end 12/31/14

#### **RESOLUTION NO. 154-15**

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

#### **2015 BUDGET TRANSFERS**

BE IT RESOLVED, that the following transfers be made in the 2015 budget:

\$942.49 from A1430.54011 (Personnel-Consultants) to A1430.51630 (Personnel-Insurance/Risk Manager);  
\$301.91 from A3110.52214 (Sheriff-Push Bumper) to A3020.54463 (Communications-Installation Supplies);  
\$797.04 from A3110.54752 (Sheriff-Weapon Ammunition) to A3110.52415 (Sheriff-Weapons);  
\$350.16 from A3110.54753 (Sheriff-Weapon Maintenance) to A3110.52415 (Sheriff-Weapons);  
\$31.84 from A3110.54754 (Sheriff-Weapon Targets) to A3110.52415 (Sheriff-Weapons);  
\$32.30 from A3150.54753 (Jail-Weapon Maintenance) to A3110.52415 (Sheriff-Weapons);  
\$25,000.00 from A6010.51416 (Social Services-Information System Support Specialist) to A6010.54079 (Social Services-Computer Tech Specialist Contract);  
\$192,000.00 from A6010.44655 (Social Services-Federal Aid Day Care) to A6055.44655 (DSS Day Care-Federal Aid Day Care);  
\$385,026 from A6010.44615 (Social Services-Federal Aid Flexible Funding for Family Services) to A6109.44615 (Social Services Programs-Federal Aid Flexible Funding for Family Services);  
\$874.00 from A6510.58305 (Veteran Services-Medical Insurance Non-Union) to A6510.52111 (Veteran Services-Desk);  
\$1,228.40 from D5112.51505 (Road Fund-Capital Roads-Overtime) to D3310.51505 (Road Fund-Traffic-Overtime);

and be it further

RESOLVED, that copies of this resolution be given to the Personnel Officer, Sheriff, Social Services Commissioner, Veteran Services Director, Deputy Highway Superintendent, Budget Officer and County Treasurer.

VOTE: Unanimous

**RESOLUTION NO. 155-15**

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

**APPROPRIATE ENVIRONMENTAL CLEANUP RESERVE FUND**

WHEREAS, resolution #5-14 authorized the allocation of the Environmental Cleanup Reserve Fund for LaBella Associates engineering services associated with the remedial work at the Penn Yan Marine Manufacturing Corp. site, and

WHEREAS, this allocation is not part of the 2015 budget,

NOW, THEREFORE, BE IT RESOLVED, that the Environmental Cleanup Reserve be appropriated as follows:

A511.E	Appropriated Reserve-Environmental Cleanup	\$225,000.00
A1364.54936	TAP Expense: Cleanup	\$225,000.00

and be it further

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

VOTE: Unanimous

**RESOLUTION NO. 156-15**

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

**APPROPRIATE ADDITIONAL STATE AID**

WHEREAS, the Public Health Department has received additional State Aid, and

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

NOW, THEREFORE, BE IT RESOLVED, that the appropriation of this State Aid be placed into the following accounts:

Appropriation:  
\$38,000.00 into A4010.43404 (PHEP-Ebola)

Revenue:  
\$38,000.00 into A4010.54942 (PHEP-Ebola)

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. 157-15**

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

**AUTHORIZE CHAIRMAN TO AMEND THE SCOPE OF CONTRACT FOR THE  
REMEDIAL WORK AT PENN YAN MARINE MANUFACTURING CORP. SITE  
(LaBella Associates, P.C., 300 State Street, Suite 201, Rochester, NY 14614)**

WHEREAS, the current contract with Labella Associates P.C. is associated with the engineering necessary for the remediation of the areas within the approved Brownfield Clean-up Agreement boundaries (BCA) and

WHEREAS, the developer, Keuka Outlet Development, LLC, as part of the scope of the proposed redevelopment of the entire parcel, will be building a marina and boat basin adjacent to but not within the BCA boundary and

WHEREAS, the soil to be exposed to the water, post the marina and boat basin excavation, requires sampling in order to ensure no contamination is present and

WHEREAS, the same soil to be excavated will then be utilized as part of the redevelopment fill requirements within the BCA area therefore additional testing is necessary and

WHEREAS, the cost to LaBella Associates, P.C., for conducting said testing/sampling is \$33,183.42 as set forth on Invoice #s 63308 and 63306 and,

WHEREAS, Yates County has agreed to pay up to \$15,000, Invoice #63308, toward that cost

WHEREAS, the scope of the current contract will be amended to include the sampling outside of the BCA boundary within the amount of the current contract as, due to project delays, there are current contract inclusions that will be shifted to 2016 and will cover the sampling expenses and

NOW THEREFORE BE IT RESOLVED, that the Chairman of the Legislature is authorized to amend the scope of the current contract with LaBella Associates, P.C., and be it further

RESOLVED, that the sum of \$15,000 is hereby authorized to be paid out of the County's Environmental Reserve Fund to LaBella Associates, P.C., as payment toward the aforementioned invoice

RESOLVED, that a copy of this resolution be given to the County Treasurer, County Planner and LaBella Associates, P.C.  
VOTE: Unanimous

### **RESOLUTION NO. 158-15**

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

#### **AUTHORIZING COMMUNICATION TO THE NYS LEGISLATURE IN SUPPORT OF THE HOME RULE REQUEST OF THE VILLAGE OF PENN YAN TO CORRECT 1972 LEGISLATION PERMITTING THE TRANSFER OF TITLE TO VILLAGE OWNED LANDS**

WHEREAS, Yates County acquired fee title through a tax foreclosure proceeding to a parcel of real property on the east bank of the Keuka Lake Outlet, commonly referred to as the *Penn Yan Marine Property*, which it understood to be all of the lands occupied and used by the Penn Yan Boats, Inc. (hereinafter referred to as the "Penn Yan Marine Property"); and

WHEREAS, Yates County has entered into a written development agreement and subsequent amendments thereto, with the Village of Penn Yan (the "Village") and Keuka Outlet Development LLC, wherein the parties are assuming certain obligations ancillary and directly related to the development of the Penn Yan Marine Property, including the remediation and redevelopment of said property by Keuka Outlet Development LLC ("Keuka"), and matters related to the transfer of title of said property (hereinafter collectively referred to as the "Development Agreement"); and

WHEREAS, Yates County and Keuka have entered into a Brownfield Cleanup Agreement with NYS DEC with an approved remediation plan; and

WHEREAS, Keuka has started the remediation of the Penn Yan Marine Property pursuant to the Development Agreement and the remediation plan; and

WHEREAS, the Village and Keuka have informed Yates County that there is a strip of land still owned by the Village which was not included within the Penn Yan Marine Property acquired by the County which strip is critical for the development of the improvements contemplated in the Development Agreement; and

WHEREAS, the Village has determined that the strip of land still owned by the Village was erroneously omitted from the legislation approved by the NYS Legislature in 1972 authorizing the transfer of park lands by the Village to Penn Yan Boats, Inc. which lands are included within the Penn Yan Marine Property currently owned by the County; and

WHEREAS, pursuant to the Development Agreement, Yates County has resolved to transfer the Penn Yan Marine Property to the Village of Penn Yan by way of a Deed prepared in accordance with and pursuant to the terms set forth in the Development Agreement; and

WHEREAS, the County of Yates is ready to proceed with said transfer of title however the transfer cannot occur until such time as the Village is authorized to transfer its title to the missing strip of land; and

WHEREAS, the Village has resolved to submit a Home Rule request to the NYS Legislature for corrective legislation which properly describes the parcels which were to be conveyed pursuant to the 1972 legislation;

NOW, THEREFORE, BE IT RESOLVED, that Yates County hereby joins in the request of the Village of Penn Yan and supports its application for authorization to convey by deed the lands originally intended to be conveyed to Penn Yan Boats, Inc. in 1972 and be it further

RESOLVED, that copies of this resolution be provided to the County Administrator, Keuka Outlet Development, the Village of Penn Yan, Senator O'Mara, and Assemblyman Palmesano  
VOTE: Unanimous

#### **RESOLUTION NO. 159-15 (WITHDRAWN)**

Mr. Paddock withdrew the following resolution.

#### **APPROVE THE CAPITAL IMPROVEMENT PLAN FOR FISCAL YEAR 2016-2020**

WHEREAS, the Yates County Legislature initiated a Capital Improvement Planning Program in December 1999 in order to more effectively identify, prioritize, plan for and finance capital projects and equipment expenditures,

NOW, THEREFORE, BE IT RESOLVED, that the Yates County Legislature hereby approves the proposed Fiscal Year 2016-2020 Capital Improvement Plan, and be it further

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

#### **RESOLUTION NO. 160-15**

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

**AUTHORIZE CHAIRMAN TO SIGN SOFTWARE MAINTENANCE AGREEMENT  
RENEWAL**

WHEREAS, the Yates County Probation Department operates the computer software program, Caseload Explorer, owned by AutoMon Corporation and requires an annual agreement for software maintenance,

NOW, THEREFORE BE IT RESOLVED, that upon the approval of the County Attorney, the Chairman is authorized to sign the Software Maintenance Agreement for one year beginning July 20, 2015 at a cost of \$5,354.83, and be it further

RESOLVED, that a copy of this resolution be sent to the Probation Director.

VOTE: Unanimous

**RESOLUTION NO. 161-15**

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

**RESOLUTION URGING NEW YORK STATE TO FUND COUNTIES 100% FOR COSTS RELATED TO RAISING THE AGE OF CRIMINAL RESPONSIBILITY TO 18 YEARS OF AGE.**

WHEREAS, Governor Cuomo signed Executive Order 131 on April 9, 2014 to establish the Commission on Youth, Public Safety and Justice, instructing the Commission to develop a concrete plan to raise the age of criminal responsibility in New York State and make specific recommendations on how the juvenile systems can better serve youth, improve outcomes and protect communities; and

WHEREAS, the Commission completed its report on December 31, 2014 recommending raising the age of criminal responsibility from age 16 to age 18 over a two year period to be completed in a phased in approach; and

WHEREAS, the Council of Probation Administrators supports the Commission's report and believes that youth will be better served by raising the age of criminal responsibility to age 18 and that the diversion services provided by Probation will provide positive benefit; and  
WHEREAS, Division of Criminal Justice Statistics reveal the number of arrests among 16 and 17 year olds statewide in calendar year 2013 was 33,347 and that under the new proposed change these youth will now be shifted from the criminal courts to local probation departments for intake and diversion services; and

WHEREAS, the Governor's proposal recommends that the violation level offenses of Harassment 2<sup>nd</sup> and Disorderly Conduct shall also be diverted to probation departments for intake and diversion services, this adding a previously unseen population to the workload of probation staff; and

WHEREAS, the Governor's proposal recommends probation departments hire Family Engagement Specialists and provide a continuum of diversion services that range from minimal intervention for low risk youth and evidence based service for high risk youth; and

WHEREAS, probation department will not be able to absorb the influx of youth requiring intake and diversion services at current staffing levels and will require additional staff to perform these duties; and

WHEREAS, counties cannot absorb the financial costs associates with raising the age without 100% funding of the additional staff and services required by the Governor's proposal; and

WHEREAS, the Yates County Legislature supports the Council of Probation Administrator's position and recognition that counties cannot absorb any additional unfunded mandates.

NOW, THEREFORE, BE IT RESOLVED, that the Yates County Legislature calls upon the State of New York and Governor Cuomo to fund 100% of all costs that will be incurred by County Probation Departments and County Social Services Departments associated with raising the age of criminal responsibility; and

BE IT FURTHER RESOLVED, that the Clerk of the Yates County Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator Thomas O'Mara, Assemblyman Phillip Palmesano, Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Thomas Reed and the New York State Association of Counties.

VOTE: Unanimous

#### **RESOLUTION NO. 162-15**

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

#### **AUTHORIZE SHERIFF TO SIGN PROCESSING ADDENDUM TO SWANSON'S SERVICES CORP. JAIL COMMISSARY AGREEMENT**

WHEREAS, the Yates County Jail has its inmate commissary services via Swanson Services Corporation a subsidiary of Trinity Services Group and in order to more formerly identify Swanson's responsibilities to comply with applicable statues for payment processing, etc., now

THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney that the Sheriff is authorized to sign addendum, and

RESOLVED, that the Sheriff is provided a copy hereto.

VOTE: Unanimous

#### **RESOLUTION NO. 163-15**

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

#### **RECOGNIZE PEACE OFFICER'S MEMORIAL DAY (MAY 15)**

WHEREAS, the Congress and President have designated May 15 as Peace Officers Memorial Day during National Police Week recognizing that law enforcement plays an essential role in safe guarding the rights and freedoms of citizens while members understand their duties, responsibilities, hazards, sacrifices, and duty to serve and safeguard life and property against violence and disorder, and that local law enforcement provides an essential public safety service, now

THEREFORE, BE IT RESOLVED, that this Legislature and its Sheriff commemorates this occasion, and extends their appreciation to the men and woman of local law enforcement, corrections and public safety on this national week and observance of May 15 where public law 103-322 directs flags at government buildings while open for business be at half-staff in observance of this recognition, and

RESOLVED, that copies of this resolution be provided the Sheriff, Buildings and Grounds Supt., President of local Council 82 LE, and President of local Council 82 Other.

VOTE: Unanimous

#### **RESOLUTION NO. 164-15**

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

**APPOINT MEMBER TO THE YATES COUNTY FIRE ADVISORY BOARD**

RESOLVED, that newly elected Penn Yan Fire Chief Michael Clancy fulfills the remainder of Jeff Housel's appointment to the Yates County Fire Advisory Board for the term to expire 12/31/15

RESOLVED, that copies of this resolution be provided to Brian Winslow, Emergency Management coordinator.

VOTE: Unanimous

**RESOLUTION NO. 165-15**

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

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

WHEREAS, a Correction Officer position will become vacant due to a resignation,

NOW, THEREFORE, BE IT RESOLVED, that effective May 11, 2015 the Sheriff is authorized to fill the Correction Officer position, and be it further

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

VOTE: Unanimous

**RESOLUTION NO. 166-15**

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

**AUTHORIZE TAKE OVER OF CERTAIN BRIDGES IN YATES COUNTY**

WHEREAS, pursuant to the Section 234(10) of the New York State Highway Law, upon recommendation by the county superintendent, the board of supervisors may, at any time, by resolution, take over any bridge having a span of twenty-five feet or over which is on a town highway or any town bridge, over twenty-five feet long located within an incorporated village, although such bridge may not have been condemned, for the purpose of maintaining and preserving the same under the supervision of the county superintendent; and

WHEREAS, the county superintendent has recommended that the bridges set forth herein, which constitute bridges having spans of twenty-five feet or over which are on a town highway or town bridges, over twenty-five feet long located within an incorporated village, be taken over by Yates County and the Legislature being in agreement with said recommendation; and the Legislature having previously appropriated and made available the county funds it has deemed necessary for the preservation and maintenance of all of those bridges set forth herein that have not been closed to public traffic or abandoned;

NOW, THEREFORE BE IT RESOLVED, that pursuant to Section 234(10) of the Highway Law, the County hereby takes over the following bridges for the purposes of maintaining and preserving the same under the supervision of the county superintendent:

<b>BIN</b>	<b>Carried</b>	<b>Crossed</b>
2219180	HALEY RD	BIG STREAM
2219210	MOON HILL ROAD	TRIB BIG STREAM
2219330	PLUM POINT ROAD	PLUM POINT CREEK
2219350	MAIN STREET	KEUKA LAKE OUTLET
2219410	CASTLE POINT ROAD	TRIB SENECA LAKE
2219440	MILO STREET	KEUKA LAKE OUTLET
2219450	BRIDGE STREET	BIG STREAM
2219460	SOUTH AVENUE	KIMBLES BROOK
2219470	CHERRY STREET	KEUKA LAKE OUTLET
2219480	WATER STREET	WEST RIVER
2254590	GIBSON ROAD	TRIB BIG STREAM
2255980	WEST AVENUE	TRIB WEST RIVER
3219190	RAY CROSBY ROAD	BIG STREAM
3219220	COLEMAN ROAD	KASHONG CREEK
3219230	ALEXANDER RD	KASHONG CREEK
3219240	THISTLE STREET	KASHONG CREEK
3219250	SUNNYSIDE ROAD	WEST RIVER
3219270	SID WHITE RD	SUGAR CREEK
3219280	LOOMIS ROAD	WEST RIVER
3219290	VALLEY VIEW ROAD	WEST RIVER
3219300	WILLIAM STREET	WEST RIVER
3219310	CAWARD CROSS RD	WEST RIVER
3219320	OLD EAST LAKE RD.	TRIB KEUKA LAKE
3219340	FOX MILL ROAD	KEUKA LAKE OUTLET
3219360	MILO MILLS RD	KEUKA LAKE OUTLET
3219380	PHELPS ROAD	FLINT CREEK
3219390	YATESVILLE ROAD	SUGAR CREEK
3219400	OLD COUNTY ROAD	SUGAR CREEK
3219420	GLENORA ROAD	BIG STREAM
3219430	SOUTH GLENORA RD	BIG STREAM

AND BE IT FURTHER RESOLVED, that the County's duty to maintain and preserve said bridges as set forth above shall not apply to any of said bridges that currently are or subsequently become closed to public traffic or abandoned;

AND BE IT FURTHER RESOLVED, that Yates County Board of Supervisors Resolution No. 64 of the year 1944 is hereby repealed;

AND BE IT FURTHER RESOLVED, that a copy of this resolution be given to the County Superintendent, County Treasurer, County Administrator and the Supervisors of the Towns within which the above recited bridges are located.

VOTE: Unanimous

**RESOLUTION NO. 167-15**

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

DISCUSSION:

Mr. Clark questioned the number of hours that Mr. Gleason would be spending.

Mrs. Church stated it is estimated to be no more than an hour a week.

**AUTHORIZE CHAIRMAN TO ENTER INTO A WRITTEN AGREEMENT WITH P. EARLE GLEASON FOR SERVICES REGARDING THE VETERANS' SERVICE AGENCY**

BE IT RESOLVED, that upon approval by the County Attorney, the Chairman may enter into a written agreement with P. Earle Gleason for consulting and other services incidental thereto to assist the Director of the Yates County Veterans' Service Agency in fulfilling the duties and functions of said Director and Agency, for the time period beginning January 1, 2015 and ending September 30, 2015, for the sum of \$24 per hour, and be it further

RESOLVED, that regarding such written agreement, the County's general liability insurance requirements are hereby waived; and be it further

RESOLVED, that a copy of this resolution be given to the County Administrator, County Attorney, County Treasurer and P. Earle Gleason.

VOTE: Unanimous

**RESOLUTION NO. 168-15**

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

**SIGN AMENDMENT TO AGREEMENT WITH FINGER LAKES THERAPY WORKS, PLLC**

RESOLVED, that the Chairman is hereby authorized to sign amendment to agreement with Finger Lakes Therapy Works, PLLC to include the services of Special Education (SEIT) for preschool children as may be directed by the Committee on Preschool Special Education at SED Promulgated Rates for services rendered to preschool children,

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. 169-15**

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

**AUTHORIZE CHAIRMAN TO SIGN AGREEMENT WITH HEALTH CENTER NETWORK NEW YORK, FOR THE NYSDOH HEALTH SYSTEMS LEARNING COLLABORATIVE GRANT**

RESOLVED, that the Chairman is hereby authorized to sign an agreement with Health Center Network New York (HCNNY), for the New York State Department of Health, Health Systems Learning Collaborative Grant for the period October 1, 2014 through June 29, 2018, at an amount of \$14,400 (10/1/14 -6/29/15 \$4,800, 6/30/15-6/29/16 \$3,200, 6/30/16-6/29/17 \$3,200, 6/30/17-6/29/18 \$3,200) 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. 170-15**

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

**AUTHORIZE CONTRACT FOR FOSTER CARE SERVICES**

RESOLVED, that contingent upon the approval of the County Attorney, the Chairman of the Legislature and the Social Services Commissioner be authorized to sign a contract for residential services with St. Anne Institute at the rates established by OCFS (New York State) for the time frame April 15, 2015-June 31, 2015.

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

VOTE: Unanimous

**RESOLUTION NO. 171-15**

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

**AUTHORIZE CONTRACT FOR CHILD CARE SERVICES**

RESOLVED, that contingent upon the approval of the County Attorney, the Chairman of the Legislature and the Social Services Commissioner be authorized to sign a contract for child care with Pathways Inc. Irwin Child and Family Center at the rates established by OCFS (New York State) for the time frame May1, 2015-December 31, 2015.

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

VOTE: Unanimous

**RESOLUTION NO. 172-15**

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

**AUTHORIZE CHAIR TO SIGN CHIEF ELECTED OFFICIAL AGREEMENT FOR THE WORKFORCE INVESTMENT BOARD**

RESOLVED, that after review by the County Attorney, the Chair of the Legislature is hereby authorized to sign The Chief Elected Office Agreement with the Finger Lakes Workforce Investment Board for the Program year 2015

RESOLVED, that copies of this resolution be forwarded to the Yates County Department of Social Services

VOTE: Unanimous

**RESOLUTION NO. 173-15**

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

**AUTHORIZE 2015 YATES COUNTY YOUTH BUREAU CONTRACTS**

RESOLVED, that after review by the County Attorney, the Youth Bureau Director and the Chairman of the Legislature are authorized to sign contracts with the following agencies for approved Youth Bureau funding for the time frame 1/1/2015-12/31/2015:

<u>Agency/Organization</u>	<u>Program</u>	<u>Amount</u>
Big Brothers Big Sisters - Youth Mentoring Program		\$1,350.00
Child and Family Resources - Together Time & P4L		\$3,500.00
Dundee Area Youth Center - Youth Programming		\$1,100.00
Dundee Library- Youth Services		\$1,400.00
Kinship Family & Youth Services - Kids Adventure Time		\$2,400.00

Pro-Action of Steuben & Yates - Yates Youth Services	\$2,100.00
Safe Harbors -KidsRights to Personal Safety	\$1,260.00
Town of Jerusalem - Summer Recreation	\$2,300.00
Town of Middlesex - Summer Swim Instruction	\$ 975.00
Town of Torrey - Summer Recreation	\$ 800.00
Village of Dundee - Summer Recreation	\$2,300.00
Village of Penn Yan - Summer Recreation	\$2,300.00

And be it further

RESOLVED, that copies of this resolution be given to the Youth Bureau Director and the County Treasurer.

VOTE: Unanimous

**RESOLUTION NO. 174-15**

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

**WORKFORCE DEVELOPMENT BUDGET TRANSFER**

RESOLVED, that the following transfers be made in the Yates County Workforce Development account:

FROM:	CD6292.11L	KKP Adult Participant Wage	\$ 1,425.00
TO:	CD6292.41L	KKP Adult Operating	\$ 1,425.00

AND be it further

RESOLVED, that copies of this resolution be provided to the Workforce Development Director, and the Yates County Treasurer.

VOTE: Unanimous

**RESOLUTION NO. 175-15**

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

**APPROVE MORTGAGE TAX APPORTIONMENT**

WHEREAS, this Legislature is in receipt of the Mortgage Tax Report showing the amounts to be credited to each tax district of the County, of the money collected during the period October 1, 2014 to March 31, 2015 be it

RESOLVED, that pursuant to Section 53 of the Tax Law, this Legislature issue a Tax Warrant for the payment to the respective tax districts of the amounts so credited and authorize and direct the County Treasurer to make payments of said amounts so credited and to the respective districts in accordance with the report:

Total Tax Collected	\$220,894.80
Recording Officer's Expense	\$14,541.96
Treasurer's Expense	
Interest Received	\$23.47
Adj and refunds	
Net amount of Distribution	\$206,376.31

Town	Net After	To Towns	Village	To Village	Total
Barrington	\$19,727.58	\$19,727.58			\$19,727.58

Benton	\$13,803.21	\$12,949.04	Penn Yan	\$854.17	\$13,803.21
Italy	\$6,396.51	\$6,396.51			\$6,396.51
Jerusalem	\$52,303.12	\$52,074.20	Penn Yan	\$228.92	\$52,303.12
Middlesex	\$18,386.51	\$18,386.51			\$18,386.51
Milo	\$53,793.97	\$43,177.41	Penn Yan	\$10,616.56	\$53,793.97
Potter	\$11,315.24	\$10,474.97	Rushville	\$840.27	\$11,315.24
Starkey	\$17,889.86	\$15,754.26	Dundee	\$2,135.60	\$17,889.86
Torrey	<u>\$12,760.31</u>	<u>\$12,252.05</u>	Dresden	<u>\$508.26</u>	<u>\$12,760.31</u>
	\$206,376.31	\$191,192.53		\$15,183.78	\$206,376.31

VOTE: Unanimous

**RESOLUTION NO. 176-15**

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

**GRANT UNPAID LEAVE OF ABSENCE (Strojny)**

RESOLVED, that Computer Technical Specialist Ronald Strojny is hereby granted an unpaid leave of absence during the period April 20, 2015 through April 29, 2015, for a total of fifty-four (54) hours, and be it further

RESOLVED, that copies of this resolution be given to Mr. Strojny, the Information Technology Director, Treasurer and Personnel Officer.

VOTE: Unanimous

**RESOLUTION NO. 177-15**

Mr. Morris offered the following resolution and moved its adoption, seconded by Mrs. Percy. Mr. Multer moved to amend the resolution to rather than creating a new position to refill the position with the current title of Personnel Assistant, seconded by Mr. Clark.

VOTE on amendment: Unanimous

**AUTHORIZE PERSONNEL OFFICER TO FILL POSITION  
(Personnel Assistant)**

WHEREAS, effective May 28, 2015, a full-time, non-union position will become vacant in the Yates County Personnel Department due to a resignation,

NOW, THEREFORE BE IT RESOLVED, that effective immediately, the Personnel Officer is hereby authorized to recruitment and fill the full-time Personnel Assistant position, and be it further

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

VOTE: on amended resolution, Unanimous

**RESOLUTION NO. 178-15**

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

**AUTHORIZE CHAIRMAN TO SIGN AGREEMENTS WITH  
SYSTEMS MANAGEMENT PLANNING (SMP) AND  
KEY GOVERNMENT FINANCE, INC., ON BEHALF OF CISCO SYSTEMS  
(Purchase of Network & VoIP Equipment including Installation)**

BE IT RESOLVED, that the Chairman of the Legislature, upon approval of the

County Attorney, is hereby authorized to sign an agreement for the purchasing of Network Hardware, VoIP Hardware & Software including Warranties and Support & Installation Services, from Systems Management Planning (SMP) – Rochester, NY, for a purchase price of 545,720.02; and be it further,

RESOLVED, that the above stated purchase price shall be paid pursuant to a financing agreement with Cisco Capital / Key Government Finance, Inc., wherein payment will be made to Cisco Capital / Key Government Finance, Inc. in five (5) equal annual payments of 109,144.00; and be it further,

RESOLVED, that the Chairman of the Legislature, upon approval of the County Attorney, is hereby authorized to sign an agreement with Cisco Capital / Key Government Finance, Inc. incorporating the terms of payment set forth above; and be it further,

RESOLVED that a copy of this Resolution be provided to the Yates County Information Technologies Department, Yates County Treasurer, Systems Management Planning (SMP), & Cisco Capital / Key Government Finance, Inc.

VOTE: Unanimous

Chairman Dennis closed the public hearing on proposed Local Law 2-15 at 6:22 p.m. with no comments being made.

#### **RESOLUTION NO. 179-15**

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

#### **ADOPT LOCAL LAW NO. 2-15 ENTITLED A LOCAL LAW REPEALING LOCAL LAW 1-2000 MAINTENANCE OF BRIDGES BY YATES COUNTY**

WHEREAS, proposed Local Law 2-15 entitled “ A Local Law Repealing Local Law 1-2000 Maintenance of Bridges by Yates County” was introduced at the April 2015 meeting

NOW, THEREFORE, BE IT RESOLVED, that proposed Local Law 2-15 entitled “ A Local Law Repealing Local Law 1-2000 Maintenance of Bridges by Yates County” is hereby adopted, and be it further

RESOLVED, that a copy of this resolution be given to the County Attorney, the Secretary of State.

**NEW YORK STATE DEPARTMENT OF STATE  
162 WASHINGTON AVENUE, ALBANY, NY**

**Local Law Filing**

**12231**

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underling to indicate new matter.

County  
~~City~~ of Yates  
~~Town~~  
~~Village~~

LOCAL LAW 2-15 ENTITLED: A Local Law Repealing Local Law 1-2000 Maintenance of Bridges by Yates County

Be it enacted by the Legislature of the

County

~~City~~ of Yates as follows:

~~Town~~

~~Village~~

BE IT ENACTED BY THE YATES COUNTY LEGISLATURE, that:

Section 1. County of Yates Local Law No. 1-2000 entitled Maintenance of Bridges by Yates County is hereby repealed in its entirety.

Section 2. This Local Law shall take effect immediately upon filing in the office of the Secretary of State in accordance with the New York State Municipal Home Rule Law.

VOTE: Unanimous

Meeting adjourned at 6:24p.m.