

REGULAR SESSION – JUNE 8, 2015

The Legislature convened in regular session, Monday, June 8, 2015 at 6:00p.m with Chairman Dennis presiding.

Steve Griffin, Director of the Finger Lakes Economic Development Center gave a brief presentation on the Finger Lakes Regional Economic Development Council. A copy of his presentation is at the end of these minutes.

Minutes of the April 30th and May 11th meetings were approved as presented.

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

Airport Fund	\$ 247,955.35
Finance	\$ 322,516.22
Flint Creek	\$ 5,160.00
Government Operations	\$ 21,396.73
Human Services	\$ 284,722.66
Prior to Audit	\$ 63,016.53
Public Safety	\$ 149,711.76
Public Works	\$ 337,987.79

COMMITTEE REPORTS

Mr. Morris reported he represented the Legislature at the New York GEO 2015 Top Award this past week where Hunt Country Vineyards and Moravec Geothermal were presented the award for the winery's innovative and impressive geothermal heating and cooling system. Daily Electric was also recognized for their contribution to the success of the project.

Chairman Dennis thanked County Administrator Sarah Purdy, and Treasurer, Nonie Flynn for their work in putting together and submitting the Government Efficiency Plan.

County Administrator Purdy reported that she and Pat Brede, Real Property Tax Director, met with individuals from Hunt County Vineyards regarding a program that provides incentives through a branch of state funding for solar installations. Pat and Sarah will look into this further before they bring it forward. Sarah thought that when more information is obtained a workshop on the program could be held.

Sarah reported she is working on the transition for when the Personnel Department is vacant.

CHAIRMAN'S APPOINTMENT

Chairman Dennis appointed the following to the Soil and Water Conservation District Board for a 3 year term ending December 31, 2017.

Larry Lewis
Klaas Martens
Michael Steppe
Patrick Flynn

RESOLUTION NO. 180-15

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

DISCUSSION:

Mr. Morrison questioned if someone locally could not be found to perform this work rather than having someone drive back and forth from Rochester. Mr. Morrison feels it would be less costly and the money would stay locally.

Mr. Clark stated that in the Town's planning board there is an assistant. He is unaware if the County Planning Board has an assistant but maybe an assistant could take over some of the duties.

Mrs. Church felt having someone for the Genesee Finger Lakes Regional Planning Council fill in was probably legally the best option.

Mr. Morrison asked if there was any interest from the Legislature to look into this further. Maybe there is a Yates County resident that could do this.

Mr. Paddock stated there are time intervals that must be met. This was discussed in Finance and this is a temporary situation. We know the person and the entity that is willing to provide the services. Mr. Paddock suggested that the Legislature move forward with the resolution so that everything is in place should something occur inadvertently or it can be tabled.

Mr. Morrison moved to table this resolution for one month, seconded by Mr. Montgomery.
VOTE: Roll Call – Montgomery, Morrison, Clark voting "Yes" Paddock, Dunn, Percy, Multer, Holgate, Banach, Church, Sackett, Morris, Smith, Dennis voting "No" motion lost.

AUTHORIZE CHAIRMAN TO SIGN AN AGREEMENT WITH GENESEE FINGER LAKES REGIONAL PLANNING COMMISSION (GFLRPC) at 50 West Main St, Rochester, NY 14614

WHEREAS, GFLRPC will provide interim planning services from August 27, 2015 through December 31, 2015, and

WHEREAS, GFLRPC has agreed to invoice at \$50 per hour plus all reimbursable expenses including but not limited to travel to and from their 50 West Main Street office and

NOW THEREFORE BE IT RESOLVED, that the Chairman of the Legislature is authorized to sign the Agreement and be it further

RESOLVED, that a copy of this resolution be given to the County Treasurer, County Planner and GFLRPC.

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

RESOLUTION NO. 181-15

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

Mr. Montgomery questioned the transfers from the contingent fund to IT. Mr. Montgomery stated he did not realize that funding for this position was coming out of the contingent fund as it was to back fill a position.

Mr. Paddock explained, this position is the shared position between DSS and the Sheriff.

Chairman Dennis stated this is not a backfill, it is filling a position that was created when the IT person in DSS left. Half of that position is paid for by DSS the other half of the position is in the Sheriff's Department and needs to be funded. We were hoping that by the end of the year the Sheriff could show some savings in overtime because a law enforcement employee would not have to take on this work.

Mr. Montgomery questioned if the position was fully funded in the DSS 2015 budget.

Chairman Dennis stated that this was not part of the budget process it was after the budget process.

Mr. Paddock explained that the 50% for the DSS portion of the position will be reimbursed at 80% by the State.

County Administrator, Purdy stated that Mr. Montgomery is correct in that this was a full time position in Social Services and it appears that way in the 2015 budget. When the person left in Social Services, the Commissioner, IT Director, and the Sheriff proposed to the Legislature, that instead of refilling the position fully in Social Services, that Social Services would only need a part of the position and Public Safety could use the other part of the position. The part that is being funded by Social Services is 50% of the total cost and it will be reimbursed 80% of the 50% by the state. But what is in the resolution is the other portion of the position that is not Social Services responsibility. Sarah explained that the Legislature could eliminate the transfer and monthly transfers could be done to cover the deficit every month in the IT Department.

Mr. Montgomery stated he thought there was an opportunity to not fund this with the contingency fund.

County Administrator Purdy explained that the opportunity to not take it out of the contingent fund would be to continue to show a deficit and see how the Sheriff's budget turns out at the end of the year but Sarah stated the Sheriff will be discussing some tower issues that have come up with the Legislature next month.

Mr. Smith clarified that the discussion on this position of the person who was working for DSS occurred prior to the finalization of our budget. We had the opportunity to put it in the 2015 budget we decided collectively as a body to vote that down and take it out of the contingent fund.

Mr. Morris moved to amend the resolution to eliminate lines \$31,165.05, \$2,003.97, and \$12,025.89, seconded by Mr. Smith.

Mrs. Dunn questioned if the position was fully funded in DSS, could the funds for half of the position be transferred to the Sheriff's budget. Sarah will talk with the Commissioner.

VOTE: Unanimous

2015 BUDGET TRANSFERS

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

\$1,475.95 from A1430.54011 (Personnel-Consultants) to A1430.51630 (Personnel-Insurance/Risk Manager);

\$2,197.03 from A1990.54905 (Special Items-Contingent Fund) to A6420.54222 (Promotion of Industry-Lake Street Plaza Area);

\$1,000.00 from A6510.58305 (Veteran Services-Medical Insurance Non-Union) to A6510.54011 (Veteran Services-Consultant);

\$4,000.00 from DM5130.54911 (Road Machinery Fund-Insurance) to DM5130.51505 (Road Machinery Fund-Overtime);

and be it further

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

VOTE: Unanimous

RESOLUTION NO. 182-15

Mr. Paddock offered resolutions 182 and 183-15 and moved their adoption, seconded by Mr. Morris.

APPROPRIATE ADDITIONAL FEDERAL AID

WHEREAS, the Social Services Department has received additional Federal Aid, and

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

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$20,499.00:

Appropriation:

A6010.54321 (Social Services Administration-Safe Harbors of the FL)

Revenue:

A6010.44610 (Federal Aid-Social Services Administration)

and be it further

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

VOTE: Unanimous

RESOLUTION NO. 183-15

APPROPRIATE ADDITIONAL STATE AID

WHEREAS, the Highway 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 \$131,499.16:

Appropriation:

D5112.54602 (Road Fund-Capital Roads-Bituminous Materials)

Revenue:

D5112.43510 (State Aid-Consolidated Highway Aid-Capital)

and be it further

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

VOTE: Unanimous

RESOLUTION NO. 184-15

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

APPROVAL OF CORRECTION OF ERROR – 2015 COUNTY/TOWN TAX ROLL

WHEREAS, an application for corrected tax roll for the 2015 Yates County-Town of Benton tax roll has been received by the Real Property Tax Director in accordance with RPTL s554, and

WHEREAS, the property owners are Nelson H. & Erla M. Horning, and the parcel is located on 260 Lovejoy Road. The tax map identification number is 6.04-1-5.11 and

WHEREAS, the Real Property Tax Director has completed an investigation pursuant to RPTL s554, and has filed a copy of the findings of that investigation , and

WHEREAS, due to clerical error, the owner’s agricultural exemption was not applied to the parcel, and

WHEREAS, the Real Property Tax Director has recommended approval of the application for correction of error, now therefore be it

RESOLVED, that the report of findings has been reviewed by this Legislature, and further

RESOLVED, that the application for Correction of Error is approved, and further

RESOLVED, that the 2015 County/Town tax bill shall be corrected by extending the rates using the correct taxable value for Yates County and the Town of Benton of \$301,349.00, and for Benton Fire Protection District of \$341,549.00.

And be it further

RESOLVED, that copies of this resolution be sent to the Yates County Treasurer, Benton Town Tax Collector, Mr. and Mrs. Horning, and the Yates County Real Property Tax Director.

	<u>Billed</u>	<u>Should be</u>	<u>Difference</u>
County	\$3922.09	\$2141.93	\$1780.16
Town	\$2386.07	\$1303.08	\$1082.99
Benton Fire Dept.	\$978.40	\$564.48	\$413.92
Interest	\$72.87	\$40.09	\$32.78
Total:	\$7359.43	\$4049.58	\$3309.85

VOTE: Unanimous

RESOLUTION NO. 185-15

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

CREATE AIRPORT DEVELOPMENT RESERVE FUND

WHEREAS, Yates County received funds from the sale of land, tax map number 61.04-1-8.11, located on Bath Road in the Town of Milo, County of Yates and State of New York into the Capital Fund; and

WHEREAS, these funds were deposited into the Airport Capital Fund; and

WHEREAS, the United States Department of Transportation, Federal Aviation Administration approved the transfer limiting the use of these funds to airport development projects that are AIP eligible. The funds cannot be used for airport operation and maintenance or to offset the Sponsor's share of an eligible AIP project;

NOW, THEREFORE, BE IT RESOLVED that the following accounts be established with \$141,900.17 to fund the Airport Development Reserve Fund with a transfer from the

Airport Capital Fund:

CT230.000	Airport Development Cash	db	\$141,900.17
CT899.000	Airport Development Reserve Fund	cr	\$141,900.17

And be it further

RESOLVED, that copies of this resolution be sent to the Yates County Treasurer.
VOTE: Unanimous

RESOLUTION NO. 186-15

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

AUTHORIZE CHAIRMAN TO SIGN MUNIS SUPPORT AND LICENSE AGREEMENT

WHEREAS, the Treasurer's Office accounting software, MUNIS Support and License Agreement expires as of July 31, 2015 and as this software is instrumental in the daily operations of the Treasurer's Office;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be authorized to sign the agreement with MUNIS for support for one year at the cost of \$21,441.80 after the approval of the County Attorney, and be it further

RESOLVED, that the requirement for liability coverage be waived for this agreement, and be it further

RESOLVED, that a copy of this resolution be forwarded to MUNIS and the Yates County Treasurer.

VOTE: Unanimous

RESOLUTION NO. 187-15

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

ACCEPT NYSDOT AVIATION PROJECT FUNDING AGREEMENT

WHEREAS, Yates County has received a grant from the New York State Department of Transportation (NYSDOT) to pay 90% of the allowable costs incurred in accomplishing the following project at Penn Yan –Yates County Airport:

Construction of a 8,400 SF pre-engineered metal nested 8-bay t-hangar building with partitions and paved floor and includes electric installations, roof insulation, and asphalt floor/taxilane construction. NYSDOT PIN: 6906.86

WHEREAS, Yates County has committed funds for the local share of project costs. Funding shares for project costs are as follows:

State	\$ 485,100
Local	\$ 53,900
Total Project Cost	\$ 539,000

NOW, THEREFORE, BE IT RESOLVED, that Yates County enter into an agreement with the NYSDOT for financial assistance for the project described above for Penn Yan-Yates County Airport;

RESOLVED, that the Chairman of the Yates County Legislature be authorized to execute all necessary documents on behalf of Yates County with the NYSDOT in connection with the project;

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

RESOLVED, that this resolution shall take effect immediately.
VOTE: Unanimous

RESOLUTION NO. 188-15

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

AUTHORIZE CHAIRMAN TO SIGN AGREEMENTS WITH EDIE FORBES, COURT REPORTER

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

WHEREAS, the District Attorney wishes to retain the services of Edie Forbes, Court Reporter, at the same rates as last year (\$150 per appearance and \$3.80 per page per transcript); and

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

RESOLVED, the provision of general liability insurance by the contractor is hereby waived; and be it further

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

VOTE: Unanimous

RESOLUTION NO. 189-15

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

AUTHORIZE CHAIRMAN TO SIGN INTER-MUNICIPAL AGREEMENT WITH MONROE COUNTY FOR FORENSIC LABORATORY SERVICES - 2015

WHEREAS, the contract with the County of Monroe requires renewal for the calendar year 2015 for enhanced forensic evidentiary services, including DNA, arson, controlled substances, firearms related, trace evidence and blood analysis, etc. processing provided to Yates County Sheriff's Office and to the Penn Yan Police Dept. by the Regional Crime Laboratory, and such contract has not increased over last year and is \$18,419 and the Sheriff's budget is designated to be responsible for this entire payment,

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the county attorney that the Chairman is authorized to sign this agreement, and

RESOLVED, that a copy of this resolution be provided the Sheriff and the Village of Penn Yan Board.

VOTE: Unanimous

RESOLUTION NO. 190-15

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

**AUTHORIZE SHERIFF TO SIGN MOU WITH
DUNDEE SCHOOL FOR 2015-16 SRO SERVICES**

WHEREAS, the Sheriff provides a deputy performing Youth related School Resource Officer tasks assigned to and for the Dundee Central School whose services is reimbursed by the school district as agreed for 2015-16 in the amount of \$36,285.84,

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney that the Sheriff is authorized to sign the Memorandum of Understanding with the Dundee School Superintendent for SRO services and liability insurance is waived, and

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

VOTE: Unanimous

RESOLUTION NO. 191-15

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

AUTHORIZE SHERIFF TO RENEW NIXLE SERVICES

NOW, THEREFORE, BE IT RESOLVED, that the Sheriff is authorized to renew the \$2,390 annual agreement effective July 1, 2015 with Everbridge, Inc. the provider of Nixle secure communication service for Yates County 911 dispatch to disseminate via text and email, etc. community and safety alert social media information for the benefit of county residents, and

RESOLVED, that a copy of this resolution be provided the Treasurer, OEM director and Sheriff.

VOTE: Unanimous

RESOLUTION NO. 192-15

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

**ESTABLISH CRITERIA FOR THE TAKE OVER OF BRIDGES IN YATES COUNTY
PURSUANT TO SECTION 234(10) OF THE NEW YORK STATE HIGHWAY LAW**

WHEREAS, pursuant to the Section 234(10) of the New York State Highway Law, the Legislature has discretionary authority to 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, for the purpose of maintaining and preserving the same under the supervision of the county superintendent; and

WHEREAS, the Legislature wishes to set forth certain minimum criteria regarding any bridge it subsequently considers taking over pursuant to the aforementioned Section 234(10) of the New York State Highway Law, wherein the Legislature will not consider taking over any bridge that does not meet said minimum criteria; and

WHEREAS, the County Superintendent has set forth its recommendations concerning such minimum criteria;

NOW, THEREFORE BE IT RESOLVED, that the Yates County Legislature hereby adopts the following minimum criteria for any bridge it subsequently considers for take over pursuant to Section 234(10) of the New York State Highway Law:

All of the necessary work identified herein shall have been performed by a Professional Engineer, licensed by New York State to practice Engineering in NYS:

1. A hydrologic and hydraulic analysis, satisfactory to the County, has been performed to determine the required structure waterway opening. The analysis shall be summarized in a report. The report shall include all the necessary calculations to determine the waterway opening of the structure. The calculations shall include a USGS quadrangle map clearly delineating the limits of the watershed for the proposed crossing. It shall also include a sketch plan of the proposed structure. The sketch shall include the skew angle of the proposed structure, the bank full width of the stream to be crossed as measured a minimum of 100 feet upstream and downstream of the proposed bridge, the proposed alignment of the approach roadways, and other appropriate information.
 - a. The design standards for the hydrology and hydraulics shall be:
 - i) The USGS regression equations Methodology dated 1991 shall be used.
 - ii) The waterway opening shall be the smaller of the two following conditions
 1. 50 year recurrence interval with 2 feet of freeboard
 2. Pass the 100 year recurrence interval under gravity flow conditions.
 3. The hydraulics shall be modeled manually with reasonable assumptions or by using any generally accepted modeling software package ie HEC RAS.
2. Bridge Design Plans, satisfactory to the County, which shall include a number of sub phases. The sub phases, which shall each be satisfactory to the County, shall include:
 - a. Type, size, and location study
 - i) In which the engineer identifies the general alignment of the structure and the approach roadways
 - ii) The skew of the crossing with respect to the stream shall be clearly shown
 - iii) The type of substructure units to be utilized shall be identified
 - iv) The type of superstructure to be utilized shall be identified
 - b. 50% plans; which
 - i) Shall include all of the major components of the structure

- ii) Shall include the angles and lengths of all the wing walls
 - iii) Shall show the limits of the approach guide rail
 - iv) Shall show the limits of all required stone slope protection
 - c. 75% plans; which
 - i) Shall include all the necessary details to construct the bridge
 - ii) Shall include a listing of all the standard DOT specifications that will be used in the project.
 - iii) Shall include a rough draft of the special specifications required.
 - d. 100% plans; which
 - i) Shall include all the necessary details, specifications and bid documents to put the project out to bid
3. Bridge Design Standards. The following design standards shall be used, to the satisfaction of the County:
- a. Substructures
 - i) Must be based on a geotechnical report by a Professional Engineer licensed to practice in the state of NY. Must have at least two years of experience in the field of geotechnical engineering
 - ii) The preferred substructure shall be concrete abutments. Concrete abutments shall be founded on and doweled into rock or be on steel piles. Integral abutments may be acceptable to the County based on the projected water velocities of the design storm, slope of the stream and general topography of the valley floor. It is not to be assumed that integral abutments will automatically be acceptable. If they are acceptable, there will be a requirement for scour protection against loss of embankment material from the approaches.
 - b. Superstructure
 - i) Design loading shall be HS 25
 - ii) Cross section of roadway shall be in accordance with AASHTO for the appropriate level of service of the roadway on which the bridge will be situated
 - iii) NYSDOT bridge design manual and Bridge Design Detail (BDD) sheets shall be used.
 - iv) If the type is beam and deck, the deck shall be a 6"x 8" nail laminated, pressure treated deck in accordance with standard details provided by the county or approved equal.
 - v) The superstructure may also be an adjacent pre-stressed concrete box section, pre-stressed concrete plank, or longitudinal glue laminated structure. On all these types of structures, the design shall be provided and stamped by the manufacturer's licensed PE.
 - vi) The guide rail shall conform to NYSDOT specifications.
 - vii) All structural steel used shall be hot dipped galvanized after fabrication.
4. Right-of-Way Acquisition
- a. All right-of-way property acquisitions required to situate the entire structure and wing walls wholly on Town property and all temporary and/or permanent easements required for the construction phase shall be acquired by the municipality and deeds recorded in the Yates County Clerk's office prior to seeking bids for construction and final project acceptance by the County; and the same being satisfactory to the County.
5. Bridge Construction Phase. All bridge construction shall be in a manner satisfactory to the County, including the construction in accordance with the following:
- a. Construction observation

- i) The municipality shall provide for full time construction inspection by a qualified construction inspector.
 - ii) The construction inspector shall ensure that the construction contractor has a Quality Control program adequate to ensure that the project is built in accordance to the contract documents
 - iii) The inspector shall implement a Quality Assurance program to document the contractors quality control program and to certify that the project is built in accordance with the contract documents
 - iv) The QA plan shall include construction photographs of all significant features that will be ultimately hidden by backfill material.
 - v) The County shall be given a complete copy of all the construction documents at the completion of the project.
 - vi) The County shall be notified the day the structure is opened to the traveling public.
- b. Record Drawings
- i) The construction inspector shall insure that a set of record drawings be kept current at all times. The Record Drawings shall clearly document all deviations of the constructed project from the design plans.
 - ii) The county shall be provided with two reproducible sets of Record Drawings upon the project completion. One set will be kept on file in the county highway department office and the other set will be provided to the NYSDOT for the purposes of the Unified Bridge Inspection Program.
 - iii) The Record Drawings shall be provided to the County within 10 working days of the day that the bridge was first opened to the traveling public.
- c. Level One Load Rating Calculations
- i) A level one load rating calculation shall be provided upon the completion of the project. The level one shall accurately reflect the structural capacity of the project as it was completed. The level one shall be submitted on the forms required by the NYSDOT. The rating shall clearly identify the structural capacity of all the components an also identify the controlling components. The rating shall be signed and stamped by a PE licensed to practice engineering in NY State.
 - ii) Two original copies of the signed and professional engineer sealed Load Rating Calculations shall be submitted to the County within 14 working days of the opening of the structure to the public.

6. Bridge Inspection

- a. Receipt of a bridge inspection report satisfactory to the County; with said inspection being conducted subsequent to the receipt of the Record Drawings and Load Rating Calculations.

and be it further

RESOLVED, that any bridge that does not meet the minimum criteria set forth above will not be considered for take over by Yates County pursuant to Section 234(10) of the New York State Highway Law; and be it further

RESOLVED, that Yates County may in its discretion, but it shall not be required to, take over any bridge pursuant to Section 234(10) of the New York State Highway Law that does meet the minimum criteria set forth above; 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 located within the County of Yates.

VOTE: Unanimous

RESOLUTION NO. 193-15

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

**AUTHORIZE YATES COUNTY TO ACQUIRE PROPERTY AND COMPENSATE OWNERS FOR LAND REQUIRED FOR THE RECONSTRUCTION OF THE VINE VALLEY CREEK BRIDGE
(CR # 10 over Vine Valley Creek)**

WHEREAS, resolution number 138-15 authorized participation in a Federal Aid bridge reconstruction project know as CR #10 over Vine Valley Creek, and

WHEREAS, the new bridge design requires property acquisition and temporary easements from three owners adjacent to CR #10 over Vine Valley Creek bridge in order to successfully complete the reconstruction project, and

WHEREAS, the properties have been appraised by a licensed NYS General Appraiser and the Yates County Highway Department has reached an agreement with:

1. Vine Valley Park Inc., Tax Map #11.74-1-50 to;
Purchase 665 square feet of land for a fee of \$600.00 and a Temporary Easement on an additional 476 square feet of land for \$100.00
2. James & Donna Boyce, Tax Map #11.74-1-30 to;
Purchase 419 square feet of land for a fee of \$400.00 and a Temporary Easement on an additional 649 square feet of land for \$100.00
3. Martin DeVinney, Tax Map #11.67-1-6 to;
Purchase 525 square feet of land for a fee of \$500 and a Temporary Easement on an additional 1,033 square feet of land for \$100.00.
4. Martin DeVinney, Tax Map #11.75-1-4-1 to;
Purchase 411 square feet of land for a fee of \$400 and a Temporary Easement on an additional 829 square feet of land for \$100,

NOW, THEREFORE BE IT RESOLVED, to authorize the Yates County Treasurer to issue payment to the above land owners after the Yates County Attorney has completed the required documentation and has recorded the deed transfers at the Yates County Clerk's office, and be it further,

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

VOTE: Unanimous

RESOLUTION NO. 194-15

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

**AWARD BID FOR RE-ROOFING HIGHWAY DEPARTMENT GARAGE
ROOFS WITH A MODIFIED BITUMINOUS MEMBRANE ROOFING SYSTEM**

WHEREAS, bids were sought and received on May 26, 2015 at 10:00 a.m. and two firms submitted a total price bid to complete all three buildings designated as Roof Sections #1, #2 & #3 on the bid specification drawings, and

Elmer W. Davis, Inc. - \$344,295 with a \$8 per SF price for deck replacement where needed.
J & B Installations, Inc. – \$391,875 with a \$2 per SF price for deck replacement where needed.

WHEREAS, Elmer W. Davis, Inc. of 1217 Clifford Avenue, Rochester, NY, 14621 submitted the low bid total price of \$344,295 to do all three buildings designated as Roof Section #1, #2 & #3 and commonly known as the truck storage building, the maintenance shop building and the sign and communications shop building respectively.

NOW, THEREFORE BE IT RESOLVED to award the project to Elmer W. Davis, Inc. of 1217 Clifford Avenue in Rochester, NY, 14621 for the total price of \$344,295, 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. 195-15

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

**AUTHORIZE CHAIRMAN TO SIGN INTER-MUNICIPAL AGREEMENT WITH
SCHUYLER COUNTY**

RESOLVED, that the Chairman of the Legislature is hereby authorized to sign an inter-municipal agreement between Schuyler County and the Schuyler County Community Services Board and Yates County and the Yates County Community Services Board to conduct Clinical Group Services for a specific population in Yates County, provided by a qualified licensed therapist. The Clinical Group therapy services would be provided consistent with the regulations of the New York State Office of Mental Health. As consideration for the services to be provided by Schuyler, Yates shall pay Schuyler at a rate of (\$75.00) per hour for the term of the agreement.

RESOLVED, that the agreement shall become effective upon execution, and shall terminate June 30, 2016, and may be extended by written consent, and be it

RESOLVED, that the requirement for general liability coverage be waived, and be it further

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

VOTE: Unanimous

RESOLUTION NO. 196-15

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

**RENEW RESIDENTIAL SERVICES CONTRACTS
FROM July 1, 2015- June 30, 2016**

RESOLVED, That contingent on the approval of the County Attorney, the Chairman of the Legislature and the Social Services Commissioner be authorized to sign contracts for residential services for eligible youth at the rates as shown below, or as adjusted by OCFS (New York State), and at the following institutions as listed below for the time frame July 1, 2015- June 30, 2016.

Cayuga Home for Children	HTP Institution	\$337.98
	Group Home	\$383.98
	FBH	\$97.87
Children's Home of Wyoming	Institution	\$259.18
	Emergency	\$291.24
	Group Home	\$252/214.84
	FBH	\$30.78
	Therapeutic Foster	\$52.97
	Institution	\$196.64
William George Agency	HTP (Sex Off.)	\$337.35
	HTP Special	\$307.83
	Group Home	\$248.02
Glove House	Therapeutic	\$73.61
	FBH	\$26.82
	Institution	\$326.30
Hillside Children's Center	HTP (Horton) Institution	\$319.34
	HTP (Varick) Institution	\$383.69
	HTP (X Systems-Varick)	\$552.76
	Foster Boarding Home	\$36.63
	Therapeutic Foster Bd. Home	\$74.10
	Therapeutic Foster Bd Home	\$40.84
	Institution	\$339.43
Kinship Family and Youth Services New Life Homes-Snell Farms Villa of Hope	Institution	\$281.00
	HTP Institution	\$397.00
	Group Home	\$277.00
VanDerHyden Hall	Regular Institution	\$260.84
	HTP Institution	\$347.18
	Group Home	\$211.53
	Special Group Home	\$208.69
	Group Home	\$262.16
St. Catherine's	FBH	\$46.82
	Regular Institution	\$272.33
Northeast Parent and Child Society	HTP Institution	\$392.39
	Emg. Institution	\$367.94
	Regular GH	\$237.46
	Therapeutic FBH	\$61.27
	Therapeutic FBH	\$84.75
	Regular Institution	\$212.48
Pathways St. Anne's Institute	HTP Institution	\$345.14
	Regular Agency FBH	\$253.37
Toomey Residential Services	Vandina/Miles Agency FBH	\$315.09

Regular FBH	\$22.97
Therapeutic FBH	\$41.21

And, be it further

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. 197-15

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

AUTHORIZE CONTRACT WITH PRO-ACTION OF STEUBEN AND YATES COUNTIES, INC. FOR STAFFING OF THE YATES COUNTY SUMMER YOUTH EMPLOYMENT PROGRAM

RESOLVED, that after review by the County Attorney, the Chairman of the Legislature and the Director of Workforce Development be authorized to sign a contract with Pro-Action of Steuben and Yates Counties, Inc to contract for summer staffing with the Department for the period 6/01/15-9/30/15 to staff the summer youth employment program for an amount not to exceed \$3,000, and be it further

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

VOTE: Unanimous

RESOLUTION NO. 198-15

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

ADOPT WORKFORCE DEVELOPMENT TANF BUDGET

WHEREAS, the four County Workforce Development Departments have been designated as One Stop Satellite Centers by the Finger Lakes Workforce Investment Board; and

WHEREAS, The Finger lakes Workforce Investment Board approved these budgets for the period May 1, 2015 to September 30, 2015;

NOW, THEREFORE, BE IT RESOLVED, that appropriations of the Workforce Investment Act, TANF funds be made in these accounts;

CD6294.1A	TANF Staff Wages	\$ 5,327.00
CD6294.8A	TANF Staff Fringe	\$ 3,020.00
CD6294.4A	TANF Operating	\$13,600.00
CD6294.11A	TANF Participant Wages	\$22,000.00
CD6294.81A	TANF Participant Fringe	\$ 2,495.00

CD6294.42802	(Revenue)	\$46,442.00
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and be it further

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

VOTE: Unanimous

The following resolution was withdrawn.

RESOLUTION NO. 199-15 WITHDRAWN

WORKFORCE DEVELOPMENT BUDGET TRANSFER

BE IT 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.

RESOLUTION NO. 200-15

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

**APPOINTMENT TO THE FINGER LAKES WORKFORCE INVESTMENT BOARD
AND THE FINGER LAKES WORKFORCE INVESTMENT BOARD, INC.**

WHEREAS, this Legislature, by Resolution #334-99, has authorized the creation of the Finger Lakes Workforce Investment Board for the Counties of Yates, Ontario, Seneca and Wayne in compliance with the Workforce Investment and Opportunity Act (WIA) of 2015; and

WHEREAS, the Workforce Investment Board members must be appointed by the respective Legislative Boards; and

WHEREAS, the Executive Director has solicited nominations in accordance with the Law; and

WHEREAS, the Finger Lakes Workforce Investment Board By-Laws state voting members shall be appointed for terms of three (3) years, and that terms shall be staggered,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby appoint the following representatives to the Finger Lakes Workforce Investment Board to fill a three-year term from July 1, 2014 through June 30, 2017.

Lina Brennan
Finger Lakes Regional Health System
196 North Avenue
Geneva, New York 14456

Robert Doeblin
Geneva Housing Authority
P.O. Box 153
Geneva, New York 14456

Charlie Schillaci, DSS Commissioner
Seneca County Division of Human Services
One DiPronio Drive
Waterloo, New York 13165

and be it further

RESOLVED, that certified copies of this resolution be sent to Wayne, Ontario and Seneca Counties, the Yates County Workforce Development, the Finger Lakes Workforce Investment Board, and the to the aforementioned appointee.

VOTE: Unanimous

RESOLUTION NO. 201-15

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

APPOINTMENT TO THE FINGER LAKES WORKFORCE INVESTMENT BOARD AND THE FINGER LAKES WORKFORCE INVESTMENT BOARD, INC.

WHEREAS, this Legislature, by Resolution #334-99, has authorized the creation of the Finger Lakes Workforce Investment Board for the Counties of Yates, Ontario, Seneca and Wayne in compliance with the Workforce Investment and Opportunity Act (WIA) of 2014; and

WHEREAS, the Workforce Investment Board members must be appointed by the respective Legislative Boards; and

WHEREAS, the Executive Director has solicited nominations in accordance with the Law; and

WHEREAS, the Finger Lakes Workforce Investment Board By-Laws state voting members shall be appointed for terms of three (3) years, and that terms shall be staggered,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby appoint the following representatives to the Finger Lakes Workforce Investment Board to fill terms as identified:

Bonnie Percy
Yates County Legislator
417 Liberty Street
Penn Yan, New York 14527
July 1, 2015 – June 30, 2016

Paul D. Peters
CSEA Local 859
24 Williams Street
Lyons, New York 14489
July 1, 2015 – June 30, 2016

Robert Trouskie, Sr.
Workforce Development Institute
30 North Union Street, Suite 204
Rochester, New York 14607
July 1, 2015 – June 30, 2017

Joseph Pellerite
O'Connell Electric
830 Phillips Road
Victor, New York 14564
July 1, 2015 – June 30, 2018

Michael Davis
IBEW Local 840
P.O. Box 851
Geneva, New York 14456
July 1, 2015 – June 30, 2018

Barbara G. Risser, Ed. D.
Finger Lakes Community College
3325 Marvin Sands Drive
Canandaigua, New York 14424
July 1, 2015 – June 30, 2016

Carol Cramer
ACCES-VR
109 South Union Street
Rochester, New York 14607
July 1, 2015 – June 30, 2017

Scott Bischoping
Wayne, Finger Lakes BOCES
131 Drumlin Court
Newark, New York 14513
July 1, 2015 – June 30, 2018

Ann Scheetz
Ontario ARC
3071 County Complex Drive
Canandaigua, New York 14424
July 1, 2015 – June 30, 2017

Robert Doeblin
Geneva Housing Authority
P.O. Box 153
Geneva, New York 14456
July 1, 2015 – June 30, 2018

Charles Schillaci
Seneca County
1 Dipronio Drive
Waterloo, New York 13165
July 1, 2015 – June 30, 2018

and be it further

RESOLVED, that certified copies of this resolution be sent to Wayne, Ontario and Seneca Counties, the Yates County Workforce Development, the Finger Lakes Workforce Investment Board, and the to the aforementioned appointee.

VOTE: Unanimous

RESOLUTION NO. 202-15

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

AUTHORIZE CHAIRMAN TO SIGN RESOURCE ALLOCATION PLAN (2015)

WHEREAS the New York State Office of Children and Family Services requires that the Yates County Youth Bureau/Board prepare a Resource Allocation Package for programs and services provided by the county and local municipalities for the period of January 1, 2015-December 31, 2015 and

WHEREAS, the office has allocated a total of \$28,037.00 in Youth Development Program funds for this purpose; and

WHEREAS, the Yates County Youth Board has recommended approval of the funding:
and

WHEREAS, the agreement provides for reimbursement to the county after the submission of vouchers and supporting documents as proof of expenditures by the various agencies at intervals throughout the years,

NOW, THEREFORE, BE IT RESOLVED, that this County Legislature does hereby authorize an agreement between the County of Yates and the NYS Office of Children and Family Services for the Resource Allocation Plan for 2015, with a copy of said agreement on file in the Office of the Clerk of this Legislature; and be it further

RESOLVED, that the Chairman is hereby authorized and directed to sign the Resource Allocation Plan Agreement on Behalf of the County; and be it further

RESOLVED, that the Youth Bureau Director is authorized to make technical adjustments in the Resource Allocation Package if so directed by the NYS Office of Children and Family Services; and further

RESOLVED, that copies of this resolution be sent to the New York State Office of Children and Family Services, the Yates County Treasurer and the Youth Bureau Director
 VOTE: Unanimous

RESOLUTION NO. 203-15

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

ADOPT SLIDING FEE SCHEDULES

RESOLVED, that Yates County Legislature hereby adopts the following fee schedules for the License Home Care Services Agency, lead screenings and administration of immunizations effective April 1, 2015:

**YATES COUNTY PUBLIC HEALTH
 LICENSED HOME CARE SERVICES AGENCY
 SCHEDULE OF CHARGES EFFECTIVE April 1, 2015**

SERVICE	CHARGES						
	Minimum	10% of Fee	20% of Fee	30% of Fee	40% of Fee	50% of Fee	Full Fee
Nursing	\$5.00	\$16.00 /visit	\$32.00 /visit	\$48.00 /visit	\$64.00 /visit	\$80.00 /visit	\$160.00 /visit
Nutrition	\$5.00	\$8.00 /visit	\$16.00 /visit	\$24.00 /visit	\$32.00 /visit	\$40.00 /visit	\$80.00 /visit
Family Size:	100% FPL	100 - 125% FPL	125 - 150% FPL	150 - 175% FPL	175 - 200% FPL	200 - 250% FPL	250+ % FPL
1	* 0 - \$11,770	\$11,771 \$14,713	\$14,714 \$17,655	\$17,656 \$20,598	\$20,599 \$23,540	\$23,541 \$29,425	\$29,426 +
2	* 0 - \$15,930	\$15,931 \$19,913	\$19,914 \$23,895	\$23,896 \$27,878	\$27,879 \$31,860	\$31,861 \$39,825	\$39,826 +
3	* 0 - \$20,090	\$20,091 \$25,113	\$25,114 \$30,135	\$30,136 \$35,158	\$35,159 \$40,180	\$40,181 \$50,225	\$50,226 +
4	* 0 - \$24,250	\$24,251 \$30,313	\$30,314 \$36,375	\$36,376 \$42,438	\$42,439 \$48,500	\$48,501 \$60,625	\$60,626 +
5	* 0 - \$28,410	\$28,411 \$35,513	\$35,514 \$42,615	\$42,616 \$49,718	\$49,719 \$56,820	\$56,821 \$71,025	\$71,026 +
6	* 0 - \$32,570	\$32,571 \$40,713	\$40,714 \$48,855	\$48,856 \$56,998	\$56,999 \$65,140	\$65,141 \$81,425	\$81,426 +
7	* 0 - \$36,730	\$36,731 \$45,913	\$45,914 \$55,095	\$55,096 \$64,278	\$64,279 \$73,460	\$73,461 \$91,825	\$91,826 +
8	* 0 - \$40,890	\$40,891 \$51,113	\$51,114 \$61,335	\$61,336 \$71,558	\$71,559 \$81,780	\$81,781 \$102,225	\$102,226 +
(for each additional family member-add \$339)							
*Adult Medicaid Level (85% FPL) Inform Patient of Probable Eligibility							
Revised on 5/13/15							

YATES COUNTY PUBLIC HEALTH

IMMUNIZATION ADMINISTRATION

2015 SLIDING FEE SCALE

Family Size	200% FPL *		250% FPL		300% FPL		350% FPL		400% FPL	
1	0 -	23,540	23,541	29,425	29,426	35,310	35,311	41,195	41,196	+
2	0 -	31,860	31,861	39,825	39,826	47,790	47,791	55,755	55,756	+
3	0 -	40,180	40,181	50,225	50,226	60,270	60,271	70,315	70,316	+
4	0 -	48,500	48,501	60,625	60,626	72,750	72,751	84,875	84,876	+
5	0 -	56,820	56,821	71,025	71,026	85,230	85,231	99,435	99,436	+
6	0 -	65,140	65,141	81,425	81,426	97,710	97,711	113,995	113,996	+
7	0 -	73,460	73,461	91,825	91,826	110,190	110,191	128,555	128,556	+
8	0 -	81,780	81,781	102,225	102,226	122,670	122,671	143,115	143,116	+
9	0 -	90,100	90,101	112,625	112,626	135,150	135,151	157,675	157,676	+
10	0 -	98,420	98,421	123,025	123,026	147,630	147,631	172,235	172,236	+
11	0 -	106,740	106,741	133,425	133,426	160,110	160,111	186,795	186,796	+
12	0 -	115,060	115,061	143,825	143,826	172,590	172,591	201,355	201,356	+
13	0 -	123,380	123,381	154,225	154,226	185,070	185,071	215,915	215,916	+
14	0 -	131,700	131,701	164,625	164,626	197,550	197,551	230,475	230,476	+
15	0 -	140,020	140,021	175,025	175,026	210,030	210,031	245,035	245,036	+
16	0 -	148,340	148,341	185,425	185,426	222,510	222,511	259,595	259,596	+
17	0 -	156,660	156,661	195,825	195,826	234,990	234,991	274,155	274,156	+
18	0 -	164,980	164,981	206,225	206,226	247,470	247,471	288,715	288,716	+
19	0 -	173,300	173,301	216,625	216,626	259,950	259,951	303,275	303,276	+
20	0 -	181,620	181,621	227,025	227,026	272,430	272,431	317,835	317,836	+
Percent of Fee	0%		25%		50%		75%		100%	
Charge	\$0.00		\$5.75		\$11.50		\$17.25		\$23.00	

Based on guidelines effective February 1, 2015

For families with more than 20 members, add \$8,320 for each additional member.

Revised 5/15/15

*FPL = Federal Poverty Level

YATES COUNTY PUBLIC HEALTH
CHILDHOOD LEAD POISONING PREVENTION PROGRAM
2015 SLIDING FEE SCALE

Percent of Fee	0%	25%	50%	75%	100%
Lead Test (VP or Cap)	\$0.00	\$6.50	\$13.00	\$19.50	\$26.00
Lead Test (LeadCare)	\$0.00	\$6.25	\$12.50	\$18.75	\$25.00

Family Size	200% FPG *		250% FPG		300% FPG		350% FPG		400% FPG	
1	0 -	23,540	23,541	29,425	29,426	35,310	35,311	41,195	41,196	+
2	0 -	31,860	31,861	39,825	39,826	47,790	47,791	55,755	55,756	+
3	0 -	40,180	40,181	50,225	50,226	60,270	60,271	70,315	70,316	+
4	0 -	48,500	48,501	60,625	60,626	72,750	72,751	84,875	84,876	+
5	0 -	56,820	56,821	71,025	71,026	85,230	85,231	99,435	99,436	+
6	0 -	65,140	65,141	81,425	81,426	97,710	97,711	113,995	113,996	+
7	0 -	73,460	73,461	91,825	91,826	110,190	110,191	128,555	128,556	+
8	0 -	81,780	81,781	102,225	102,226	122,670	122,671	143,115	143,116	+
9	0 -	90,100	90,101	112,625	112,626	135,150	135,151	157,675	157,676	+
10	0 -	98,420	98,421	123,025	123,026	147,630	147,631	172,235	172,236	+
11	0 -	106,740	106,741	133,425	133,426	160,110	160,111	186,795	186,796	+
12	0 -	115,060	115,061	143,825	143,826	172,590	172,591	201,355	201,356	+
13	0 -	123,380	123,381	154,225	154,226	185,070	185,071	215,915	215,916	+
14	0 -	131,700	131,701	164,625	164,626	197,550	197,551	230,475	230,476	+
15	0 -	140,020	140,021	175,025	175,026	210,030	210,031	245,035	245,036	+
16	0 -	148,340	148,341	185,425	185,426	222,510	222,511	259,595	259,596	+
17	0 -	156,660	156,661	195,825	195,826	234,990	234,991	274,155	274,156	+
18	0 -	164,980	164,981	206,225	206,226	247,470	247,471	288,715	288,716	+
19	0 -	173,300	173,301	216,625	216,626	259,950	259,951	303,275	303,276	+
20	0 -	181,620	181,621	227,025	227,026	272,430	272,431	317,835	317,836	+
Percent of Fee	0%		25%		50%		75%		100%	

Based on guidelines effective February 1, 2015

Revised 5/14/15

For families with more than 20 members, add \$8,320 for each additional member.

VOTE: Unanimous

RESOLUTION NO. 204-15

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

**SIGN AGREEMENT WITH NEW YORK STATE DEPARTMENT OF HEALTH
FOR RENEWAL OF THE EARLY INTERVENION ADMINISTRATION PROGRAM
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 program contract in the amount of \$17,927 for the period October 1, 2015 through September 30, 2016, 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. 205-15

Mrs. Church offered resolutions 205 and 206-15 and moved their adoption, seconded by Mr. Smith.

**AUTHORIZE CHAIRMAN TO SIGN AGREEMENT
WITH STEPHANIE GLEASON**

RESOLVED, that the Chairman is hereby authorized to sign a renewal agreement with Stephanie Gleason to provide 1:1 Interpretation Services for preschool children with a handicapping condition for the period of May 14, 2015 through December 31, 2016, at a rate of \$8.75 per hour during 2015 and \$9.00 per hour during 2016, and be it further

RESOLVED, that additional liability insurance requirement is waived, 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. 206-15

**AUTHORIZE CHAIRMAN TO SIGN AGREEMENT WITH S²AY RURAL HEALTH
NETWORK**

RESOLVED, that the Chairman is hereby authorized to sign an agreement with the S2AY Rural Health Network for the provision of support services and outreach to meet the deliverables of the Immunization Action Plan and Lead Poisoning Prevention work plans for the period of July 1, 2015 through December 31, 2015, at a rate not to exceed \$34,576 annually, 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. 207-15

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

AUTHORIZE CHAIRMAN TO SIGN A LEASE AGREEMENT WITH S²AY RURAL HEALTH NETWORK

RESOLVED, that the Chairman is hereby authorized to sign a Lease agreement with the S²AY Rural Health Network for the provision of office space for the period of July 1, 2015 through December 31, 2015, at a rate \$83.33 per month, 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. 208-15

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

**AUTHORIZE DSS COMMISSIONER TO FILL POSITION
(Director of Income Maintenance and Child Support)**

WHEREAS, the position of Director of Income Maintenance and Child Support in the Department of Social Services is vacant due to a retirement,

NOW, THEREFORE, BE IT RESOLVED, that the Social Services Commissioner is authorized, effective June 8, 2015, to fill this position through promotion, and be it further

RESOLVED, that a copy of this resolution be given to the Social Services Commissioner.
VOTE: Unanimous

RESOLUTION NO. 209-15

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

CREATE PART-TIME TEMPORARY PERSONNEL ASSISTANT POSITION

WHEREAS, a full-time Personnel Assistant position has become vacant in the Personnel Department due to a resignation, and

WHEREAS, there are critical duties related to the processing of County payroll, benefit enrollments, and other essential functions, which must be performed during the recruitment process to fill the full-time Personnel Assistant position, as well as training which must occur when a new incumbent is selected, and

WHEREAS, there aren't currently any other viable options for the performance of this work.

NOW, THEREFORE, BE IT RESOLVED, that effective June 1, 2015 a part-time temporary Personnel Assistant position is hereby created in the Personnel Department, and be it further

RESOLVED, that Kim Fitzgerald be appointed for a temporary period not to exceed ninety (90) days, at a rate of pay of \$20.00 per hour, for the performance of an average of five (5) hours per week, and be it further

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

VOTE: Unanimous

RESOLUTION NO. 210-15

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

AMEND 2015 HOURLY SALARY SCHEDULE (58-15)

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

Schedule II – Hourly Positions

<u>TITLE (Full-Time/Part-Time/Temporary indicated)</u>	<u>HOURLY RATE (or as otherwise indicated)</u>		
	<i>Start Rate</i>	<i>After 12 months</i>	<i>After 3 years</i>
Account Clerk Typist (Sheriff’s Office) (80% of Council 82 non-LE contract rate)	\$13.68	\$13.92	\$14.40
Correction Officer	\$13.75	\$14.72	
Correction Officer/ Court Security	\$14.78	\$15.36	
Emergency Services Dispatcher	\$14.46	\$14.89	
Jail Cook	\$10.93	\$11.61	\$12.09
Marine Patrol Officer (Seasonal) <i>seasons</i>	<i>First Season</i> \$14.78	<i>After 1 season</i> \$15.36	<i>After 3</i> \$16.00
Animal Control Officer	\$14.72		
Clerk (Records Management Office) (80% CSEA Contract rate)	\$12.49		
Coroner	\$100.00	<i>per case</i>	
County Code Enforcement Officer	\$20.00		
County Historian	\$23.51		
Deputy Sheriff	\$16.32		
Experience= TBD @ 80% Council 82 LE contract for appropriate step			
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		
Examination Monitor	\$10.00		
Laborer (seasonal- Highway Department) (80% CSEA Contract rate)	\$11.59		
Motor Equipment Operator (YC Stop- SMART)	\$13.75		
Motor Vehicle Supervisor	\$20.50		
Personnel Assistant (temporary appointment)	\$20.00		
Records Retention Clerk (80% CSEA Contract rate)	\$13.27		
Secretary to County Attorney	\$30.25		
Senior Administrative Assistant (PH)	\$22.58		
Youth Bureau Director	\$22.01		

and be it further

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

VOTE: Unanimous

RESOLUTION NO. 211-15

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

AMEND 2015 NON-UNION SALARY SCHEDULE (59-15)

RESOLVED, that the Yates County Legislature hereby adopts the following amended 2015 Non-Union Salary Schedule, effective June 7, 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)	\$ 45,000
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
County Attorney	\$ 72,163
Assistant County Attorney	\$ 33,700
Personnel Officer	\$ 66,586
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
Supervising Public Health Nurse	\$ 54,238
Commissioner of Social Services	\$ 63,673
Director of Children and Family Services	\$ 56,245

(Deputy Commissioner of Social Services)	
Director of Income Maintenance & Child Support	\$ 54,247
Social Services Attorney	\$ 60,687
Director of Veteran Service Agency	\$ 45,000
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.

VOTE: Unanimous

RESOLUTION NO. 212-15

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

**AUTHORIZE ADMINISTRATOR TO FILL POSITION
(Personnel Officer)**

WHEREAS, there will be a vacancy in the position of Personnel Officer due to a resignation,

NOW, THEREFORE, BE IT RESOLVED, that effective June 20, 2015 the County Administrator is authorized to fill the position of Personnel Officer, and be it further

RESOLVED, that this authorization is subject to the appointment of the preferred candidate by the Yates County Legislature.

VOTE: Unanimous

RESOLUTION NO. 213-15

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

**AUTHORIZE IT DIRECTOR TO FILL POSITION
(Computer Support Specialist)**

WHEREAS, a vacancy exists in a Computer Support Specialist position due to a resignation,

NOW, THEREFORE, BE IT RESOLVED, that effective June 8, 2015 the IT Director is authorized to fill the Computer Support Specialist position, and be it further

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

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

RESOLUTION NO. 214-15

Mr. Morris offered the following resolutions and moved its adoption, seconded by Mr. Multer.

**AUTHORIZE CHAIRMAN TO SIGN AGREEMENT
(RG HR Group)**

RESOLVED, that the Chairman of the Legislature is authorized to sign an agreement with RG HR Group for consulting services in an amount not to exceed \$2,000 and be it further

RESOLVED, that the insurance requirements are waived, and be it further

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

VOTE: Unanimous

RESOLUTION NO. 215-15

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

DISCUSSION:

Mr. Morris explained this is something that he has been working on with Inter-County. Currently New York State is in the top 5 of all kinds of taxes in the US and we are near the bottom of business friendliness, we have high costs, and we are in an unsustainable position. What we have been trying to do through Inter-County is promote to NYSAC and the State Government that they institute some benchmarking with other states to help identify areas where we cost too much and maybe could make some reductions.

NEED FOR NYS DEPARTMENTS TO BENCHMARK WITH OTHER STATES ON SCOPE, SCALE, PERFORMANCE & COST OF NYS GOVERNMENT

WHEREAS, NYS is in the Top 5 in the US of all taxes (property, sales, income, gasoline, mortgage, cigarette, etc).

WHEREAS, NYS is near the bottom in the US in business friendliness.

WHEREAS, NYS is probably near the highest cost in services we provide.

WHEREAS, this is unsustainable, people and wealth are fleeing the state, and the NYS Legislature and Governor that are not addressing this.

WHEREAS, Benchmarking can be a very powerful tool to help an organization be competitive. Most large companies in the private sector use benchmarking and other organizational improvement tools to stay in existence.

WHEREAS, most NYS departments approaches are not benchmarked with other states.

WHEREAS, most NYS departments lack any drive for continuous improvement (doing everything better, faster, cheaper) due to no perceived competition or sense of urgency.

WHEREAS, some counties try to use benchmarking with other NYS counties to reduce cost, but it is often limited by the fact NYS overall is very non-competitive, thus making those benchmarks far less meaningful.

NOW THEREFORE, BE IT RESOLVED, NYS should benchmark:

- Scope, scale, cost, and performance of functions of NYS departments, commissions and authorities
- NYS counties to other state counties, especially those where many NYS taxpayers have moved or are moving to (eg-Florida, Texas, NC)
- Total compensation—pay, benefits, pensions

BE IT FURTHER RESOLVED, Those areas with the highest concern are Medicaid, Public Safety (Road Patrol, 911, Courts including security), total compensation, & civil service.

BE IT FURTHER RESOLVED, that benchmarks need to differentiate urban versus rural areas, as now most NY counties are painted all with the same brush.

BE IT FURTHER RESOLVED, Copies of this resolution will be sent to Western NY Inter-county and from there to NYSAC, Governor, Comptroller, NYS Legislature members.

VOTE: Unanimous

RESOLUTION NO. 216-15

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



Office of the New York State Comptroller
 New York State and Local Retirement System
 Employees' Retirement System
 Police and Fire Retirement System
 110 State Street, Albany, New York 12244-0001

Standard Work Day and Reporting Resolution for Elected and Appointed Officials Continuation Form RS 2417-B

(Rev. 3/14)

Title	Standard Work Day (Hrs/day) Min. 6 hrs, Max. 8 hrs	Name (First & Last)	Social Security Number (Last 4 digits)	Registration Number	Tier 1 (Check only if member is in Tier 1)	Current Term Begin & End Dates (mm/dd/yy-mm/dd/yy)	Participates in Employer's Time Keeping System (Yes/No-If Yes, do not complete the last two columns)	Record of Activities Result*	Not Submitted (Check only if official did not submit their Record of Activities)
Elected Officials									
Legislator	7	Mark Morris			<input type="checkbox"/>	1/1/14 to 12/31/15	N	11.43	<input type="checkbox"/>
Legislator	7	Douglas Paddock			<input type="checkbox"/>	1/1/14 to 12/31/15	N	5.75	<input type="checkbox"/>
County Clerk	7	Julie Betts			<input checked="" type="checkbox"/>	1/1/12 to 12/31/15	Y		<input type="checkbox"/>
District Attorney	7	Valerie Gardner			<input type="checkbox"/>	1/1/14 to 12/31/17	Y		<input type="checkbox"/>
Coroner	7	Ronald Daily			<input type="checkbox"/>	1/1/12 to 12/31/15	N	1.43	<input type="checkbox"/>
Treasurer	7	Wnona Flynn			<input type="checkbox"/>	1/1/14 to 12/31/17	Y		<input type="checkbox"/>
Sheriff	8	Ronald Spike			<input type="checkbox"/>	1/1/12 to 12/31/15	Y		<input type="checkbox"/>
Coroner	7	Holly White			<input type="checkbox"/>	1/1/14 to 12/31/17	N		<input checked="" type="checkbox"/>
					<input type="checkbox"/>				<input type="checkbox"/>
					<input type="checkbox"/>				<input type="checkbox"/>
					<input type="checkbox"/>				<input type="checkbox"/>
Appointed Officials									
DA Secretary	7	Molly Linehan			<input type="checkbox"/>	1/1/14 to 12/31/17	Y		<input type="checkbox"/>
Public Defender	7	Edward Brockman			<input type="checkbox"/>	1/1/14 to 12/31/15	Y		<input type="checkbox"/>
Asst. District Atty	7	Megan Dadd			<input type="checkbox"/>	1/1/14 to 12/31/17	Y		<input type="checkbox"/>
Probation Director	7	Sharon Dawes			<input type="checkbox"/>	1/1/14 to 12/31/15	Y		<input type="checkbox"/>
Election Commissioner	7	Amy Daines			<input type="checkbox"/>	1/1/14 to 12/31/15	Y		<input type="checkbox"/>
Asst. District Atty	7	David Mashevske			<input type="checkbox"/>	1/1/14 to 12/31/17	Y		<input type="checkbox"/>
Historian	7	Francis Dumas			<input type="checkbox"/>	1/1/14 to 12/31/15	Y		<input type="checkbox"/>
Deputy County Clerk	7	Virginia Fenton			<input type="checkbox"/>	1/1/12 to 12/31/15	Y		<input type="checkbox"/>
Asst. County Attorney	7	Hayden Dadd			<input type="checkbox"/>	1/1/14 to 12/31/15	Y		<input type="checkbox"/>
Confidential Asst. To Sheriff	8	Kerry Brennan			<input type="checkbox"/>	1/1/12 to 12/31/15	Y		<input type="checkbox"/>
Supervis. Public Health Nurs	7	Sara Christensen			<input type="checkbox"/>	1/1/14 to 12/31/15	Y		<input type="checkbox"/>
Senior Adm. Asst.	7	Mary Ann Delcour			<input type="checkbox"/>	1/1/14 to 12/31/15	Y		<input type="checkbox"/>

Employer Yates County Location Code _____ Page 2 of 5 (use with form RS 2417-A)

VOTE: Unanimous

RESOLUTION NO. 217-15

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

DISCUSSION:

Mr. Paddock questioned if this position is supposed to be for 2 weeks with the option to extend the appointment for a period not to exceed 90 days if deemed necessary, how will that determination be made?

Amy Guerri, Personnel Officer, stated she wrote the resolution this way to allow for flexibility. The appointment can be extended and does not need further legislative action.

Mrs. Percy moved to amend the resolution to change the third paragraph by eliminating the Legislature and inserting the County Administrator, seconded by Mr. Multer.

VOTE: Unanimous

CREATE PART-TIME TEMPORARY RECEPTIONIST/TYPIST POSITION

WHEREAS, due to a recent resignation, the Personnel Office is in need of additional support staff on a short term basis, to assist telephone and walk-in customers, and to perform various clerical duties, which will allow the Personnel Officer to perform critical Civil Service related work, and

WHEREAS, there is a current part-time employee within another department that is willing to perform this work, and has the skills and experience necessary to do so.

NOW, THEREFORE, BE IT RESOLVED, that effective June 8, 2015 a part-time temporary Receptionist/Typist position is hereby created in the Personnel Department for a period of two (2) weeks, with the option to extend the appointment for a period not to exceed ninety (90) days if deemed necessary by the County Administrator, and be it further

RESOLVED, that the appointee to this temporary assignment will work approximately fifteen (15) hours per week for the aforementioned two (2) week period, at an hourly rate of \$13.66, and be it further

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

VOTE: Unanimous

Mr. Multer moved to enter executive session to discuss matters leading to an appointment, seconded by Mrs. Percy.

At 8:17p.m Mr. Clark moved to come back into open session, seconded by Mrs. Percy.

Chairman Dennis appointed Sarah Purdy to the STN Board for a term to end December 31, 2015.

Meeting adjourned at 8:22 p.m.

Regional Council Overview

Yates County Legislature
6/8/15



Finger Lakes REDC Council





2015 Competition Breakdown

- **3 Upstate Revitalization winners will receive up to \$130 Million in Funds**
 - \$100 Million from the URI
 - Annually for 5 years
 - \$30 Million from additional State funding
- **3 Top Performers of the REDC competition will receive up to \$105 Million in Funds**
 - \$30 Million in Capital Grants
 - Up to \$75 Million in additional CFA Funds
- **4 Remaining Regions will receive up to \$90 Million in Funds**
 - \$15 Million in Capital Grants
 - Up to \$75 Million in additional CFA Funds



Important Dates

- June 16th: CFA Workshop / URI Public Forum @ Hobart & William Smith Colleges 3-7pm
 - July 31st: CFA Portal Closes @ 4:00pm sharp
 - August 14th: Agency eligibility due for CFA projects
 - September 14th: Draft REDC scores due for CFA projects
 - September 28th: Draft URI Project List due
 - October 5th: URI Plan due
- * - dates as of May 18th, 2015



Project Submission Process

- To submit an idea for consideration as part of FLREDC URI strategic plan:
 - = <http://regionalcouncils.ny.gov/flrede-uri-public-input-form>
- To submit a Consolidated Funding Application (CFA):
 - = <https://apps.cio.ny.gov/apps/cfa/>
 - Once logged in you are able to also submit the project for URI funding consideration
- It is highly recommended applicants also fill out a Priority Project Request Form prior to CFA submission
 - <http://regionalcouncils.ny.gov/genericcfa/finger-lakes-priority-project-request-form>
- Community Workgroups submit to Regional Council priority projects for their respective industries



Community Workgroups

- Advanced Manufacturing
- Agriculture / Food Processing
- Business Services
- Community Development
- Eastman Business Park
- Energy Innovation
- Entrepreneurship & Innovation
- Global NY
- Healthcare & Life Sciences
- Infrastructure & Transportation
- Life Sciences
- Opportunity Agenda
- Optics, Photonics Imaging
- Sustainability
- Tourism & the Arts
- Veterans Taskforce
- Workforce Development



Sample Yates County Funded Projects

- Keuka Lakefront Development – Infrastructure Upgrades
- Hampton Hotel
- Finger Lakes Museum
- Emmi Roth USA – Now KanPak
- Keuka College
- Winery Wastewater Treatment Systems
- Numerous Municipality Infrastructure Projects