

SPECIAL MEETING – MONDAY, SEPTEMBER 28, 2015

The Yates County Legislature convened in special session, Monday, September 28, 2015 at 5:25 p.m. Chairman Dennis presided with Legislators Percy, and Dunn absent.

RESOLUTION NO. 326-15

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

DISCUSSION:

County Administrator Purdy asked that in the first paragraph where it states Section 2.2 that it be changed to Section 2.3.

Mr. Montgomery questioned why the County would want to do this.

County Administrator Purdy stated that she did send out a memo and that the County would save approximately \$150,000.

Mr. Montgomery questioned why Empire Access wants to do this?

County Administrator Purdy explained, they want to get to Penn Yan in order to be a commercial provider of fiber to the home.

Mr. Montgomery questioned why Empire wants to go from Branchport to the College.

Chairman Dennis stated that that is how they get to Penn Yan.

Mr. Montgomery questioned if Empire couldn't just bring the fiber from Keuka Park to Penn Yan.

County Administrator Purdy stated it is not to their advantage. It is to their advantage to do it from Branchport all the way. Because they would also provide it to the home as a commercial carrier all the way from Branchport.

Chairman Dennis stated now we are starting to see good things happen and we should certainly let those things happen.

Mr. Montgomery stated he doesn't understand why they have to come from Branchport to the College, why can't they just come in at Keuka Park.

Chairman Dennis stated it's because they connect in Branchport.

County Administrator Purdy explained it's to STN's and Yates County's advantage to have them do the Branchport to Keuka Park piece for STN, because they will do it at a lower cost. So whether it is at an advantage to them or not is actually not Yates County's concern. It's an advantage to us. STN wants this to happen otherwise we have to find someone else to do it or we have to do it ourselves.

Mr. Paddock asked if based on our budget and current best estimates we will be able to run this leg and still come in under budget and do all of the other phases? We end up getting more for the same amount of money.

County Administrator Purdy, confirmed Mr. Paddocks statement.

Chairman Dennis stated this is how the leg from Keuka Park to Branchport becomes priority one instead of an option.

County Administrator Purdy confirmed Chairman Dennis's statement.

CHANGE ROUTE DESIGNATION IN YATES COUNTY DARK FIBER NETWORK

WHEREAS, Section 2.3 of the Indefeasible Right of Use Agreement between Yates County and the Southern Tier Network gives Yates County the right to make final route decisions, and

WHEREAS, the Yates County Legislature finds it expedient to make a route designation change,

NOW, THEREFORE BE IT RESOLVED, that the Yates County Legislature hereby changes from "Optional" to "Phase I" the designation of the 4.3 mile portion of the route from Branchport to Keuka Park and the designation of the 3.2 mile portion of the route from Penn Yan to the airport, and be it further

RESOLVED, that a copy of this resolution be given to the Southern Tier Network, the County Administrator and the County Planner.

VOTE: Unanimous

Mr. Paddock moved to enter executive session to discuss the employment history of a particular employee, with the legislature present, seconded by Mr. Morris.

Meeting adjourned at 6:37p.m.