

# GOVERNMENT OPERATIONS COMMITTEE

January 4, 2017 at 1:00 p.m.

Location: Legislative Chambers

Committee members: Mark Morris, Jim Multer, Earle Gleason, Bonnie Percy, Jim Smith

- Mark and Bonnie will do the audit this month.
- Approve minutes of the December meeting
- Public Comment

## Legislative Operations

- Tim- Discussion on NYSAC conference attendance
- Mark - Discussion on informed electorate
- Brief verbal update on EMC(environmental mgt council) subgroup

## Soil & Water – Jim Balyszak

- Program updates to be given at meeting

## Cornell Cooperative Extension – Arlene Wilson

- Program updates

## IT – Tim Groth

- Monthly statistics
- Program updates

## Elections – Robert Brechko/Amy Daines

- Various updates

## County Clerk – Lois Hall

- Statistical reports
- DMV updates
- County Clerk updates

## Clerk of the Legislature – Connie Hayes

- Nothing to report

## Personnel – Kerry Brennan

Notifications

Discussion

- Telecommuting and Alternative Work Arrangement policy
- Personnel Office Vacancy Report

Resolutions:

- Adopt 2017 Employee Benefits for Non-Union Employees
- Authorize Chairman To Sign Plan Management Agreement and Business Associates and Business Associate Agreement With Benetech
- Authorize Chairman to Sign Contract with ESI
- Authorize Chairman to Sign Contract with Jay Hollister
- Authorize Chairman to Sign Contract with Bonadio

## County Administrator – Robert Lawton

- Planner Recruitment
- Historian/Records Management update
- Broadband update
- Website update
- Laserfiche implementation

**EXECUTIVE SESSION – If needed**

**Program Updates**  
**Cornell Cooperative Extension of Yates County**  
**Arlene Wilson, Executive Director**  
**Governmental Operations Meeting**  
**January 4, 2017**

**TANF Life Skills Program**

- All 17 money management workshops have been presented for 2016.
- Two new families were been enrolled in the 1 on 1 programming in November. A total of 16 families have graduated the program to date. Vallie final four families completed needed sessions to fulfill her 20 families for the year.
- Vallie continues to attend Tier 1 meetings to promote her programming and seek referrals.

**4-H and Youth Development**

1. A 4-H Cooking Workshop was held on November 4<sup>th</sup>, with 11 adults and 11 youth in attendance.
2. Afterschool programming started with Penn Yan Elementary on November 8<sup>th</sup>. 16 youth are taking part in a Nature Program and 10 youth took part in Vermiculture. Each program was 1.5 hours long and were completed in December.
3. 4-H Teens helped with the CCE Annual Dinner on December 1<sup>st</sup>.
4. 4-H Teens had a booth at **Starshine** on December 2<sup>nd</sup>.
5. A new 4-H club formed at Rainbow Junction Childcare Center. An informational meeting for parents was held on December 5<sup>th</sup>.
6. A 2<sup>nd</sup> Horse Bowl practice took place on December 6<sup>th</sup>.
7. A Public Presentation workshop was held on December 9<sup>th</sup>
8. 4-H Holiday Fun was held on December 11<sup>th</sup>. Featured workshops included Recycled Button Ornaments, Mini Holiday Greens Centerpieces, Baked Holiday Treats, and Recycled Cork Ornaments. A community service project will end our program.
9. A Yarn Workshop was held on December 12<sup>th</sup>
10. 4-H'ers caroled to local senior living centers on December 14<sup>th</sup>

**Invasive Species**

- Continue to participate in quarterly meetings of the Finger Lakes PRISM (Partnership for Regional Invasive Species Management): steering committee, and three working groups (terrestrial, aquatic, and education and outreach)
- Continue to participate in meetings of the Finger Lakes Regional Watershed Alliance on behalf of the KLA (they meet every other month)

**Master Forest Owner**

- Working with the Yates MFOs to plan a workshop and woods walk for 2017
- Guest appearance on Finger Lakes Public Radio WEOS 89.5FM morning show on 12/1/16 to advertise the MFO program .
- Working with Peter Smallidge to develop a fact sheet about deer enclosure fencing as part of a project through Cornell DNR

# NWNY Dairy, Livestock and Field Crops Program

## January Programs

*Alternative Crops and Weed Control*

*January 10*

Jordan Hall

Geneva Exp. Station

## Finger Lakes Corn Congress 2017

This conference focuses on corn production, the latest research, Extensions work on varieties and the local industry. There will also be an Ag. Exhibitor Tradeshow. This event will be held on December 7-8 at the Holiday Inn, Waterloo.



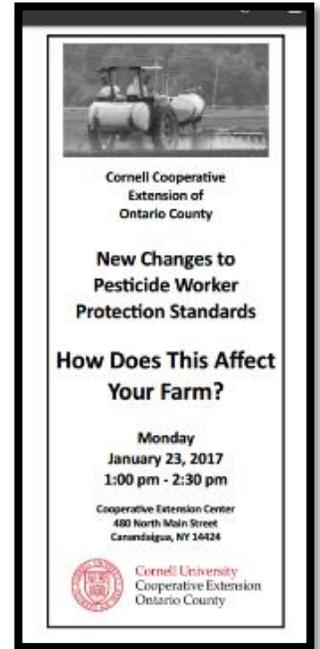
## Finger Lakes Grape Program

Worker Protection Standards can be found on:

- [https:// www.epa.gov/pesticide-worker-safety/revisions-worker-protection-standard#achieve](https://www.epa.gov/pesticide-worker-safety/revisions-worker-protection-standard#achieve)
- A Comparison of Existing regulations and the 2015 revisions in a compact '[Quick Reference Guide](#)'.
- Ontario County Cornell Cooperative Extension will be hosting a program:

Presenter: **Chris Wainwright, NYDEC Region 8 Pesticide Control Specialist**

Call the **Finger Lakes Grape Program** office at (315) 536-5134 if you have questions about these changes.



# Finger Lakes Grape Program Conference/Trade Show

**B.E.V. NY 2017 Trade Show Exhibitor Registration**  
March 1 - March 3, 2017

Pre-Registration Deadline: February 20, 2017  
[Register for this Event Now](#)



**B.E.V. NY 2017 Trade Show**

B.E.V. NY is New York's annual conference for the grape and wine industry, combining the resources of Cornell's Enology Extension Laboratory, the Finger Lakes Grape Program, and the Charles H. Dyson School of Applied Economics and Management.

Over 500 people attend B.E.V. NY each year, so if you want to reach the growers, winemakers and business leaders in the dynamic and growing grape and wine industry of the Finger Lakes region and much of New York, there's no better place to be than at B.E.V. NY!

To register, please fill out the appropriate Exhibitor Registration Form included in the Exhibitor Information Packet and mail or email it to Shelly Vaccaro at the address indicated on the form.

To pay for your exhibitor registration, you may include a check with your registration form, payable to the **Finger Lakes Grape Program**, or you can pay with a credit card using our [online payment form](#).

*If you have questions, please contact Shelly Vaccaro at [mw69@cornell.edu](mailto:mw69@cornell.edu) or (315) 787-2274. Once you have registered as an exhibitor, Shelly will contact you to confirm your exhibit location.*

*If you are interested in sponsorship opportunities at B.E.V. NY, [please click here for details](#).*

## Finger Lakes Grape Program Classified Ads Website

Featured Listings



**Finger Lakes Vineyards: Glenor...**  
\$1,450,000



**Post Pounding**  
\$Quote



**Grape Sprayer**  
\$57,600

New Listings Popular Random



**2015 Diamond**  
For Sale (NY Only) sadielewis December 20, 2016  
\$8.50/gallon  
2015 vintage Diamond wine. Filtered and cold stable. Would make a very nice varietal or great blend component. TA: 7.65 g/L. pH: 3.06 650 gallons available. [...]  
16 total views, 12 today



**2013 Chardonnay**  
For Sale (NY Only) Sam McCullough December 19, 2016  
\$48 per case  
2013 chardonnay, bottled, unlabeled, branded corks excellent quality, mainly steel fermented Pallet lots, quantity discounts possible price F.O.B. Peconic  
17 total views, 1 today

Welcome to the Finger Lakes Grape Program classifieds website!  
**List Your Classified Ads**

To begin posting ads to the site you must first create an account. You can create an account by clicking the join now button below. To watch a tutorial on how to use this site enter the following link  
<https://cornell.webex.com/cornell/ldr.php?RCID=8b784d1a32412ff5c43b14b4274cdcc7>  
**JOIN NOW!**

Ad Categories

> Bulk Juice/Wine

### Cornell Cooperative Administration:

#### 2017 Agricultural and Food Business Outlook Conference

Tuesday January 24, 2017

Warren Hall

9:15 am – 3:30pm



## Registration is now open for the 2017 Outlook Conference. [Click here!](#)

Since its inception in the early 1900s, faculty in what we now call the Dyson School of Applied Economics and Management have been interested in businesses in the agricultural and food industries and the markets in which they are involved. Part of our mission is to engage in problem-solving research and provide educational programs targeted to those businesses or stakeholders interested in those markets. This includes government agencies, elected officials and simply consumers and citizens.

Within this framework a very basic question economists get asked is "What do you think will happen....?" This sentence may be finished simply by "...next year." Or by something like "...if xyz happens." The Agricultural and Food Business Outlook is an ongoing activity within the Dyson School that strives to address that basic business question. Our annual Outlook Conference is a signature activity of this overall effort. In addition, you will find other information in this section that highlights faculty insights on specific subjects and provides more detailed reports and links to information.

We hope you will find this helpful. If you have suggestions or comments related to our Agricultural and Food Business Outlook program, please feel free to contact us at: [dyson.lgp@cornell.edu](mailto:dyson.lgp@cornell.edu)

Economists don't do forecasts because they know, they forecast because they are asked.

**John Kenneth Galbraith**  
*Ph.D. in Agricultural Economics, University of California at Berkeley*

# December Social Media Pages

 **Cornell University Cooperative Extension Yates County**  
Published by Maggie Mahr [?] · December 19 at 9:41am · 🌐

We are excited to announce our 1st ever Gingerbread House Auction. Built from scratch, proceeds from the auction will go to The Living Well. To place a bid, call 315-536-5123 or message us on Facebook. Auction ends at 3:30 PM 12/22. Happy Holidays!



 **Get More Likes, Comments and Shares**  
Boost this post for \$5 to reach up to 1,000 people.

1,655 people reached [Boost Post](#)

 3  1 Comment  2 Shares 

 Like  Comment  Share

Notifications  **Insights** Publishing Tools Settings Help ▾

**Page Summary** Last 28 days ▾ [Export Data](#)

Results from Nov 24, 2016 - Dec 21, 2016  Organic  Paid

<b>Actions on Page</b> November 23 - December 20  We don't have data to show you this week.	<b>Page Views</b> November 23 - December 20 <b>32</b> Total Page Views ▼9% 	<b>Page Likes</b> November 23 - December 20 <b>3</b> Page Likes ▲0% 
<b>Reach</b> November 23 - December 20 <b>3,383</b> People Reached ▲2% 	<b>Post Engagements</b> November 23 - December 20 <b>614</b> Post Engagement ▼30% 	<b>Videos</b> November 23 - December 20 <b>40</b> Total Video Views ▼45% 



## YATES COUNTY INFORMATION TECHNOLOGY

417 Liberty Street, Suite 2027

Penn Yan, New York 14527

Phone: 315-531-3444

Fax: 315-531-3226

### MEMORANDUM

To: Government Operations Committee

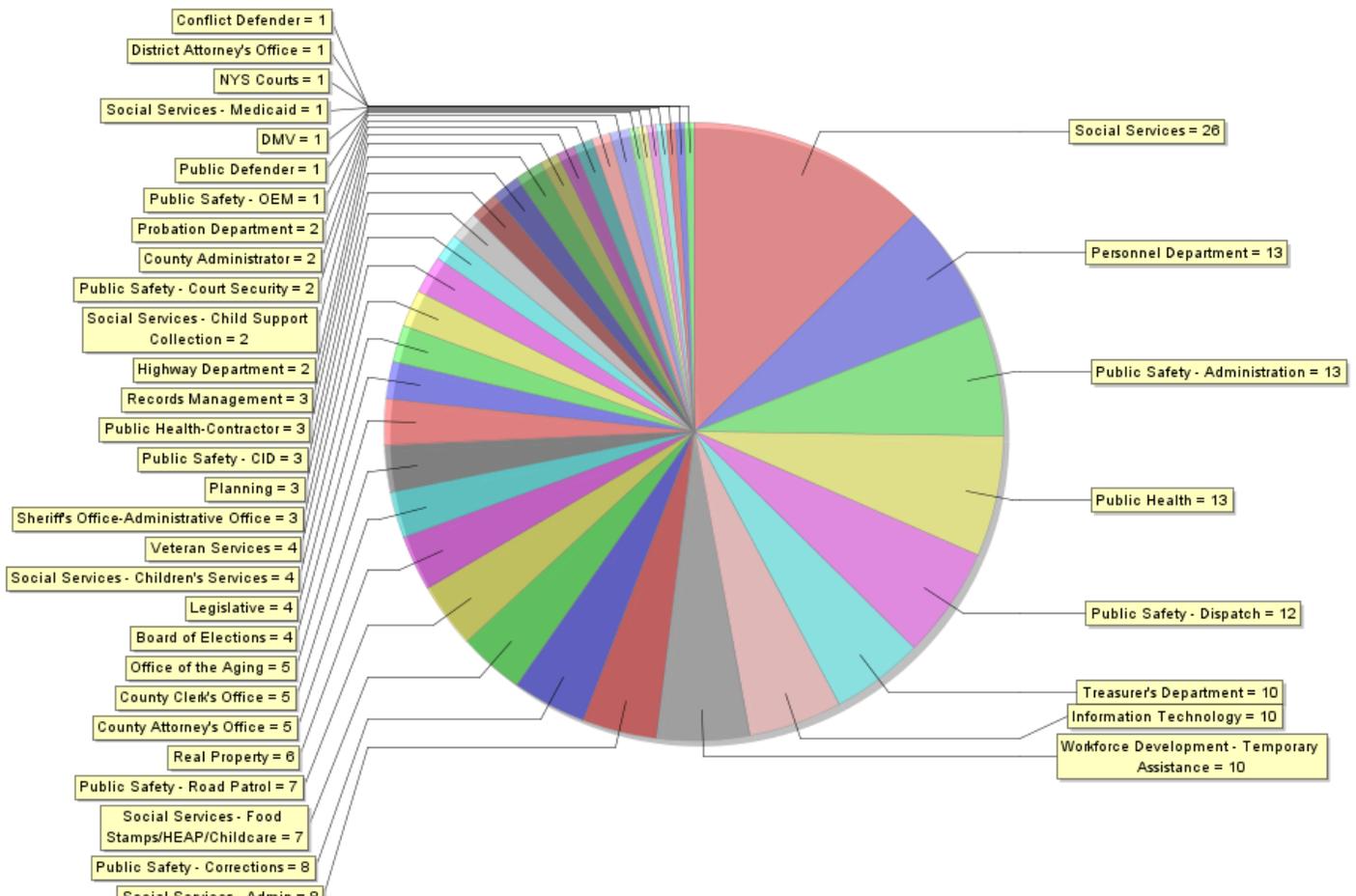
From: Tim Groth  
I.T. Director

Date: December 29, 2016

Re: Report for December 2016

#### Help-Desk calls

In the month of November the helpdesk took in a total of 206 calls.



## Year to Date Help Desk Tickets by Department

	2016											Count
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	
Board of Elections	8	7	18	7	19	9	12	8	6	11	4	109
Buildings and Grounds	0	0	0	4	1	7	7	2	2	0	0	23
Community Services	0	0	1	0	1	0	0	0	1	0	0	3
Conflict Defender	0	0	1	0	0	1	0	0	2	0	1	5
County Administrator	0	0	0	0	0	0	0	0	7	1	2	10
Cornell Cooperative Ext.	0	0	0	0	1	7	4	0	0	0	0	12
County Attorney's Office	0	0	0	3	2	2	1	3	2	1	5	19
County Clerk's Office	3	1	1	5	4	9	5	3	7	2	5	45
District Attorney's Office	2	5	0	5	11	16	3	5	2	1	1	51
DMV	0	0	0	0	0	0	0	0	1	1	1	3
Highway Department	1	3	0	2	3	6	3	2	2	1	2	25
Historian	2	1	0	1	5	10	4	4	0	2	0	29
Information Technology	1	7	3	2	3	6	5	6	11	17	10	71
Legislative	7	7	6	9	5	8	12	8	4	7	4	77
NYS Courts	0	0	0	0	0	11	1	2	1	0	1	16
Office of the Aging	0	1	0	0	2	5	7	3	1	2	5	26
Personnel Department	22	16	8	13	13	9	7	9	7	14	13	131
Planning	0	0	1	0	1	0	0	0	0	0	3	5
Probation Department	3	4	10	1	6	14	8	8	5	3	2	64
Public Defender	0	1	0	0	0	0	0	0	0	0	1	2
Public Health	9	14	28	23	34	27	12	14	17	8	16	202
Public Safety - Administration	21	16	5	14	8	28	21	16	13	10	16	168
Public Safety - CID	5	4	0	10	3	10	5	8	12	3	3	63
Public Safety - Corrections	5	7	17	18	13	27	9	8	8	6	8	126
Public Safety - Court Security	1	4	2	5	4	4	2	4	0	3	2	31
Public Safety - Dispatch	18	32	17	28	14	23	14	17	18	19	12	212
Public Safety - Marine Patrol	3	1	0	0	1	0	0	0	0	0	0	5
Public Safety - OEM	3	2	3	1	1	4	3	0	3	0	1	21
Public Safety - Road Patrol	5	14	24	15	12	8	7	18	6	4	7	120
Real Property	9	3	21	18	19	30	16	34	14	12	6	182
Records Management	0	0	0	0	0	0	0	3	5	2	3	13
Social Services	45	41	45	68	57	106	45	50	41	29	48	575
Soil and Water	0	1	1	0	0	3	0	0	0	1	0	6
Treasurer's Department	1	3	11	7	3	7	9	3	2	11	10	67
Veteran Services	2	1	2	2	1	7	11	5	2	9	4	46
Weights and Measures	0	0	0	0	0	0	0	0	1	0	0	1
Workforce Development	10	5	8	3	6	23	4	4	9	7	10	89
<b>Count</b>	186	201	233	264	253	427	237	247	212	187	206	2653

## 2016 Email & Internet Statistics

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Oct	Nov
<b><u>Traffic Summary</u></b>										
Inbound Messages	61014	72288	142483	104743	142459	66523	65980	82027	99994	123,254
Average Inbound Messages / hour	82	103.9	191.8	145.5	191.5	92.4	88.7	110.3	134.4	170.9
Outbound Messages	10175	10404	12101	10956	10333	10750	24181	20998	10807	6034
Average Outbound Messages / Hour	13.7	14.9	16.3	15.2	13.9	14.9	32.5	28.2	14.5	8.4

<b><u>Bandwidth Summary</u></b>										
Inbound Total Bandwidth	4.1 GB	4.4 GB	4.4 GB	4.4 GB	4.5 GB	4.7 GB	4.7 GB	5.0 GB	5.6 GB	3.1 GB
Average Inbound Message Size	69.7 KB	63.2 KB	32.6 KB	44.4 KB	33.3 KB	74.4 KB	73.9 KB	63.8 KB	58.8 KB	26.4 KB
Outbound Total Bandwidth	1.6 GB	2.4 GB	2.6 GB	3.3 GB	2.5 GB	2.9 GB	1.9 GB	2.4 GB	2.0 GB	1.6 GB
Average Outbound Message Size	162.9 KB	237.5 KB	228.4 KB	315.5 KB	248.9 KB	281.0 KB	83.8 KB	118.6 KB	197.5 KB	282.6 KB

<b><u>Inbound Threat Summary</u></b>										
Total Viruses	285	635	2152	474	1144	499	339	671	881	534
Infection Rate	1/214	1/114	1/66	1/221	1/125	1/133	1/195	1/122	1/114	1/231
Total Spam Identified	10002	9837	10806	12092	8602	4287	4412	5083	5363	3143
Spam Volume	16.4%	13.6%	7.6%	11.5%	6.0%	6.4%	6.7%	6.2%	5.4%	2.6%
Spam Beacons Detected	40152	41462	46266	43261	42832	43219	48063	52225	46789	31353
Content Policy Violations	0	0	0	0	0	0	0	0	0	0
Attachment Policy Violations	12	19	539	164	301	18	45	156	23	473

<b><u>Outbound Threat Summary</u></b>										
Total Viruses	0	0	0	0	0	0	0	93	0	0
Infection Rate	0/10175	0/10404	0/12101	0/10956	0/10333	0/10750	0/24181	1/226	0/10807	0/6034
Total Spam Identified	37	116	52	80	288	82	68	159	39	43
Spam Volume	0.4%	1.1%	0.4%	0.7%	2.8%	0.8%	0.3%	0.8%	0.4%	0.7%
Content Policy Violations	10	16	11	25	30	29	24	28	26	10
Attachment Policy Violations	0	4	0	0	0	0	0	0	0	0

<b><u>Attachment Summary</u></b>										
Average Attachment Size	143.3 KB	162.5 KB	178.3 KB	213.9 KB	180.9 KB	224.2 KB	233.4 KB	221.1 KB	202.9 KB	205.0 KB
Executables	9	1	3	6	2	0	20	3	10	1
Scripts	5	13	535	157	299	11	27	153	13	472
Office Documents	2866	3946	3846	3029	3082	3537	2397	2635	4059	1656
Audio	0	17	28	25	7	14	13	10	8	14
Images	16975	17800	14032	14389	15584	12730	10625	12903	14718	8216
Compressed Archives	42	70	588	228	484	65	63	192	89	582

# Project Updates

- Link-to-Life equipment replaced
  - I.T. has installed a new receiver in the E911 Dispatch center that was purchased by The Office of the Aging. This unit replaced an older unit that had failed leaving the center running on an older backup unit. The older unit was returned to OFA in the event of a future failure. The new unit was tested and confirmed operational.
- Mutual Link Installation & Configuration
  - The initial installation took place on November 2<sup>nd</sup>. We had a follow-up scheduled for December 6<sup>th</sup> at which time the installation was completed. Mutual Link will follow up with the E911 center to schedule training and testing the equipment.
- SPAM/Virus Firewall & Email Archiver replacement
  - I.T. has purchased and installed the new Barracuda 300 SPAM/Virus appliance as of November 17<sup>th</sup>. All county email is now protected and flowing through the new device. We are continuing to fine tune the settings to reduce unwanted SPAM that can still slip through which is a never ending battle. We have also purchased a new Barracuda Archiver which we migrated over to at the beginning of December. The final process of importing the previous 3 years of emails from the old solution (over 200GB) into the new archiver has commenced and should be completed in the next 2 weeks.
- Website Update
  - At the beginning of the month the Government Operations Committee met at which time I brought several concerns that have been discussed related to our current website and the support. The committee agreed and asked that I investigate other options as soon as possible. I spent several days researching solutions currently being used by many Towns & Counties in NY and found that CivicPlus stood out as the leader in this area. I contacted our area sales rep from CivicPlus and began working on a proposal. After several days of Webex demonstrations, question and answer sessions and ultimately contract negotiations, we were able to come up with a very favorable solution which was presented and accepted at the special Government Operations Committee follow up meeting & presentation. Finally, at the yearend Legislative meeting the contract was unanimously accepted. I am very pleased with all the support received from the County Administrator, Legislature, and the Management team to make this happen. I would also like to thank our CivicPlus sales rep Jenny Martin for her assistance and her ability to respond to all of our questions so quickly. We look forward to moving ahead with this project in 2017 and a successful partnership with CivicPlus moving forward.

**To:** Government Operations Committee  
**From:** Bob Brechko, Amy Daines  
**Date:** December 29, 2016  
**Subject:** Monthly Report for January 2017 Meeting

**State Legislative Update:** The Election Commissioners Association will present their request for legislation after their January Conference.

**December Accomplishments:**

- Closed the election paperwork for the General Election.
- Made notes of any procedures and forms that need revising from this past election season. They will be discussed at the annual meeting and scheduled for revision.
- We processed 465 NVRA purges of inactive voters (done in even years).
- Started preparing our year-end report to the State.
- Assisted PY Central School with their election on the 13<sup>th</sup>.
- Amy hired Elsa Crim as her new Deputy.

**January Objectives:**

- Hold our annual meeting on January 4<sup>th</sup>.
- Audit the Election Commissioners Association books.
- Attend the Election Commissioners Association's winter conference in Albany (authorization to travel attached).
- Revise our department goals after the annual meeting.
- Request offices up for election from the Towns and County. The clerks must present this information to the County Board of Elections by the end of February.
- Review and revise our Department Contingency Plan.
- Complete our year-end report to the State.

**Please stop by our office to discuss these topics or any others that may be of concern. Thank you.**

## INTER-OFFICE CORRESPONDENCE

### YATES COUNTY

TO: Mark Morris, Chair  
Legislators Government Operations Committee

FROM: Lois Hall, County Clerk

SUBJECT: Updates—County Clerk's Office

DATE: December 29, 2016

#### **STATISTICAL REPORTS**

January 2016 through November 2016, Statistical Report, including two-year prior totals for transactions processed in the Recording Office, is attached. Also, the DMV report indicating collections from January through October 2016 with 13-month comparison.

#### **DMV**

Attached you will find correspondence from the President of the New York State Association of County Clerks, asking for 2 items from the Legislative Agenda for inclusion in the FY2017-2018 Executive Budget. Again the request for an increase in the county share of DMV Revenue and to Support the renewal of a driver's license photo every eight years.

#### **CLERK.**

In regards to pistol permit recertification, Lt. Heptig of the NY State Police informed us that in very early January letters will be sent to all pistol permit holders who received permits prior to January 31, 2013. These letters will provide information on recertification and the process for recertifying. This will meet the statutory requirements for one year's notice to be given to the affected permit holder prior to January 31, 2018.

Information will also be sent to all licensing offices as well, either by hard copy or email (they are undecided at this time). The intention at this time is to get the info to the issuing offices prior to the notices being sent to permit holders, Recertification may be accomplished through the internet site or by hard copy. The hard copy form will be available for downloading as well as at all State Police barracks.

The recertification requirement will be met by the submission of the form in either hard copy or electronically. The State Police will follow up with the permit holder if there are any discrepancies between the information provided and the information on file. The notified permit holders will have until 1/31/2018 to submit.

In addition to the letter notification there will be media outreach as well, i.e. website, Facebook and commercials.

Lt. Heptig has been invited to attend the conference in January to discuss this more in depth.

# Department, Group, Class Statistical Report

Yates County, Lois E. Hall, Yates County Clerk

( Jan 01, 2016 thru Nov 30, 2016 )

	01/01/2016	11/30/2016	01/01/2015	11/30/2015	01/01/2014	11/30/2014
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## Official Records

			1 Year Ago		2 Year(s) Ago	
Charge Account Pymnts	107,916.82	164	116,302.85	179	92,094.18	119
Account Payment	107,916.82	164	116,302.85	179	92,094.18	119

## Court Fees

	75,240.00	764	100,290.00	1038	89,855.00	1058
Civil Search	10.00	1	20.00	2	10.00	1
Criminal Search	40.00	4	1,070.00	107	1,570.00	157
Index Number	31,080.00	148	42,420.00	202	42,210.00	201
Index Number Divorce	8,820.00	42	9,450.00	45	9,030.00	43
Index Number Exempt	.00	23	.00	33	.00	25
Index Number Exempt Divorce	.00	15	.00	12	.00	9
Index Number Fee w/o Number	420.00	2	420.00	2	420.00	2
Index Number Foreclosure	5,670.00	27	10,290.00	49	4,620.00	22
Index Number Foreclosure Add Fee	5,130.00	27	9,310.00	49	4,180.00	22
Jury Demand	325.00	5	65.00	1	130.00	2
Motion Exempt	.00	5	.00	10	.00	10
Motion/Cross Motion	8,370.00	186	9,495.00	211	11,205.00	249
Note of Issue Exempt	.00	8	.00	14	.00	7
Note of Issue With RJI PD	1,470.00	49	1,140.00	38	1,470.00	49
Note of Issue Without RJI PD	120.00	4	30.00	1	30.00	1
Notice of Appeal	325.00	5	260.00	4	195.00	3
Notice of Appeal Exempt	.00	2	.00	1	.00	1
Request Judicial Inventn	11,115.00	117	12,350.00	130	11,115.00	117
RJI Exempt	.00	22	.00	20	.00	29
Separation Agreement	20.00	4	15.00	3	10.00	2
Small Claims Assmt Review	120.00	4	420.00	14	90.00	3
Stipulation - Exempt	.00	1	.00	1	.00	1
Stipulation of Settlement	455.00	13	910.00	26	700.00	20
Voluntary Discontinuance	1,750.00	50	2,625.00	75	2,870.00	82
Voluntary Discontinuance Exempt	.00	1	.00	1	.00	1

## Equalization Asment

	137,750.00	919	126,500.00	853	114,125.00	768
RP-5217 (Exempt)	.00	8	.00	6	.00	6
RP-5217 Commercial	47,750.00	191	41,250.00	165	37,750.00	151
RP-5217 Resid/Agric	90,000.00	720	85,250.00	682	76,375.00	611

## Filling Fees

	30,889.00	2225	31,048.50	2117	26,190.00	1938
Affidavit	20.00	4	10.00	2	50.00	10
Affidavit - Attachment	1,360.00	272	1,350.00	270	1,225.00	245
Agreement Deed Book	2,428.00	31	1,032.00	17	853.00	15
Assign Deed Exempt	.00	1	.00	1	.00	1
Assignment Deed Book	6,578.50	85	6,760.00	102	4,255.00	65
Boundary Line Agreement	791.00	15	954.00	17	1,156.00	22
Building & Loan Agreement	700.00	28	700.00	28	725.00	29
Building & Loan Agreement No Fee	.00	1	.00	1	.00	1
Corporation	.00	1	.00	1	25.00	1
Corporation \$\$ Only	4,163.00	9	5,663.00	17	4,270.00	11
Corporation-From NY	.00	22	.00	8	.00	13
County Map	42.00	14	57.00	19	69.00	23
Doing Business As	3,575.00	143	3,600.00	144	3,025.00	121
Doing Business As - \$\$ Only	256.00	10	126.00	5	351.00	14

# Department, Group, Class Statistical Report

Yates County, Lois E. Hall, Yates County Clerk  
( Jan 01, 2016 thru Nov 30, 2016 )

	01/01/2016	11/30/2016	01/01/2015	11/30/2015	01/01/2014	11/30/2014
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## Official Records

			1 Year Ago		2 Year(s) Ago	
<b>Filling Fees</b>	30,889.00	2225	31,048.50	2117	26,190.00	1938
Doing Business As - From NY	.00	178	.00	146	.00	165
Fed Tax Lien	400.00	10	480.00	12	800.00	20
Federal Tax Lien - Direct deposit	40.00	1				
Federal Tax Lien Release	600.00	15	520.00	13	720.00	18
Lis Pendens	1,575.00	45	1,925.00	55	1,225.00	35
Map Exempt No Fee	.00	6	.00	8		
Map Filing	2,510.00	251	2,710.00	271	2,310.00	231
Mechanics Lien	60.00	4	15.00	1	120.00	8
Miscellaneous Deed W Inst#	320.50	5	191.50	4	491.00	8
Miscellaneous Recording No Fee	.00	1				
Mortgage Discharge Exempt	.00	4	.00	10	.00	4
Mortgage Exempt	.00	7	.00	11	.00	3
Notice of Lending	285.00	19	330.00	22	285.00	19
TP-584	5,090.00	1018	4,490.00	898	4,080.00	816
TP-584 - Exempt	.00	8	.00	10	.00	8
TP-584 Additional	85.00	17	120.00	24	135.00	27
TP-584.1					.00	2
TP-584.2	10.00	2	15.00	3	20.00	4

## Judgement Fees

	530.00	510	455.00	523	580.00	492
Judgment Exempt	.00	451	.00	473	.00	432
Judgment Transcript	470.00	47	410.00	41	560.00	56
Judgment Transcript Issue	60.00	12	45.00	9	20.00	4

## MISC - Other Fees

	49,675.35	7981	44,301.69	7966	41,496.86	7189
Adjusting Entry	4.25	4	.00	4	.00	4
Affidavit Attachment Exempt	.00	7	.00	11	.00	5
Autobill - Auto Account Print	1,783.60	914	2,601.30	1364	2,829.45	1418
Certificate	60.00	12	25.00	5	60.00	12
Copies and Map Copies	13,393.00	1367	10,242.89	1384	10,574.35	1129
Coversheet	15,275.00	3055	15,135.00	3027	13,645.00	2729
Coversheet Exempt	.00	24	.00	36	.00	19
Execution Issued	75.00	16	75.00	16	55.00	11
Miscellaneous Filing	1,122.00	204	1,171.50	213	1,127.50	205
Miscellaneous Filing No Fee	.00	4	.00	7	.00	20
Mortgage Tax Miscellaneous Filing	27.50	5	16.50	3	16.50	3
Notary Certificate	39.00	13	60.00	20	9.00	3
Other	3,878.00	166	5,012.50	215	4,633.06	197
Passport Photo	3,180.00	318	3,250.00	325	2,370.00	237
Photo	4,180.00	418	1,950.00	195	1,950.00	195
Pistol Permit	1,620.00	162	520.00	52	570.00	57
Pistol Permit Amendment	2,133.00	711	1,812.00	604	1,617.00	539
Pistol Permit Dealer/Gun	30.00	3	10.00	1	20.00	2
Pistol Permit Duplicate	2,775.00	555	2,285.00	457	1,930.00	386
Pistol Permit Exempt	.00	3				
Pistol Permit Transfer	100.00	20	135.00	27	90.00	18

## Mortgage Taxes

	857,272.19	761	906,981.17	788	716,250.23	673
Mortgage Apportionment	.00	9	.00	2	.00	1

# Department, Group, Class Statistical Report

Yates County, Lois E. Hall, Yates County Clerk

( Jan 01, 2016 thru Nov 30, 2016 )

	01/01/2016	11/30/2016	01/01/2015	11/30/2015	01/01/2014	11/30/2014
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## Official Records

			1 Year Ago		2 Year(s) Ago	
<b>Mortgage Taxes</b>	857,272.19	761	906,981.17	788	716,250.23	673
Mortgage Tax	857,272.19	752	906,981.17	786	716,250.23	672
<b>Notary</b>	900.00	21	3,060.00	57	5,400.00	98
Notary - Exempt					.00	2
Notary Public	720.00	12	2,880.00	48	5,220.00	87
Notary Public - NY	180.00	9	180.00	9	180.00	9
<b>Other Fees</b>	166,117.76	1173	165,219.64	1191	160,093.33	1130
Dept Motor Vehicle	154,139.81	229	153,071.67	227	149,175.87	228
Dept Motor Vehicle Sales Tax	2,987.50	229	2,744.00	229	2,779.00	228
Dept Motor Vehicle Voluntary Surrender	2,398.00	229	2,369.00	227	2,376.00	228
Dissolution of Marriage	230.00	46	250.00	50	270.00	54
Dissolution of Marriage - Exempt	5.00	1				
Non Refundable Fees	643.45	168	666.62	164	552.45	144
Passport	5,500.00	220	5,875.00	235	4,750.00	190
Passport Card	50.00	2	50.00	2	25.00	1
Postage	164.00	49	193.35	57	165.01	57
<b>Recording Fees</b>	198,973.50	2932	192,104.00	2898	174,420.00	2637
Deed	49,661.00	923	46,060.00	859	42,160.00	778
Deed Exempt	.00	8	.00	8	.00	6
Easement	1,947.50	30	827.00	14	715.00	11
Easement Government			170.00	3	270.00	5
Easement Public Utility	1,290.00	26	2,225.00	45	1,816.00	36
Estate Tax Recording	1,729.00	38	2,241.00	49	1,552.00	34
Judgment Assignment	.00	2	.00	1	.00	4
Land Contract MTG Exempt					.00	2
Land Contract RETT Exempt			.00	1	.00	2
Land Contract with MTGTax	.00	3	.00	2	.00	3
Land Contract with RETT	210.00	3	70.00	1	205.00	3
Lease	2,731.00	39	1,046.50	18	2,641.00	17
Lease Exempt					.00	1
Miscellaneous Recordings	3,885.00	79	3,222.50	64	3,805.50	71
Mortgage	77,473.50	728	78,173.50	768	66,737.50	660
Mortgage Agreement	14,853.00	110	11,543.00	97	10,138.00	89
Mortgage Assignment	5,793.00	114	6,296.50	127	4,044.50	81
Mortgage Discharge	34,808.00	756	34,500.00	750	34,771.50	753
Mortgage Release	979.00	19	1,932.50	36	1,540.50	29
Power Of Attorney	3,613.50	54	3,796.50	55	4,023.50	52
<b>Transfer Taxes</b>	378,538.00	1084	423,231.00	999	369,782.50	905
Transfer Tax	378,538.00	1084	423,231.00	999	369,782.50	905
<b>UCC</b>	2,920.00	73	4,185.00	105	3,190.00	82
UCC Search			25.00	1	150.00	6
Uniform Commercial Code	2,920.00	73	4,160.00	104	3,040.00	76

# Department, Group, Class Statistical Report

Yates County, Lois E. Hall, Yates County Clerk

( Jan 01, 2016 thru Nov 30, 2016 )

01/01/2016	01/01/2015	01/01/2014
11/30/2016	11/30/2015	11/30/2014

**Official Records**

				1 Year Ago		2 Year(s) Ago	
Veteran Cards	.00	21		.00	42	.00	48
ID CARD	.00	21		.00	42	.00	48
	2,006,722.62	18628		2,113,678.85	18756	1,793,477.10	17137

2016	2016	2016	2016	2016	2016	2016	2016
	JAN	FEB	MAR	APRIL	MAY	JUNE	JULY
VEHICLE REGISTRATIONS	907	882	1390	1629	1495	1313	1029
2 YR ORIGINAL	84	172	182	164	192	167	174
2 YEAR RENEWAL	240	294	373	393	383	381	337
BOATS	11	24	58	106	207	236	145
SNOWMOBILES	74	17	1	0	0	0	3
MISC	47	64	55	90	109	94	77
INTRANSIT PERMIT	0	0	1	1	1	3	4
DUP TITLE	13	14	23	21	19	25	19
TITLE ONLY IRP	15	13	14	12	17	9	12
LICENSES	136	127	160	146	162	199	178
PHOTO ID	26	29	36	42	31	33	35
LICENSE ABSTRACTS	22	22	32	23	26	28	29
PERMITS	23	39	60	69	75	75	43
PLATE SURRENDER	155	168	178	171	177	176	172
DUPLICATE SURRENDERS	6	6	13	20	20	21	4
PLATES SURRENDER FS	45	42	44	24	36	47	42
FS CIVIL PENALTY	13	15	12	7	8	14	7
AMOUNT	\$ 2,508.00	\$ 1,666.00	\$ 3,040.00	\$ 776.00	\$ 966.00	\$ 2,136.00	\$ 1,524.00
INQUIRY LETTER NO LAPSE	0	0	1	0	0	0	0
FS REVISION	0	1	0	0	1	0	0
DRA	18	23	18	13	18	15	14
AMOUNT	\$4,425.00	\$7,175.00	\$4,275.00	\$3,225.00	\$3,525.00	\$4,650.00	\$2,850.00
ESCORT CERTIFICATION	0	0	\$0.00	0	1	0	0
ESCORT CERT FEES	\$ -				\$ 40.00		
CIVIL PENALTY	0	1	0	0	1	0	2
AMOUNT	0	\$750.00	\$0.00	0	\$750.00	\$0.00	\$1,250.00
LICENSE COMPLIANCE	10	11	7	7	5	11	18
\$25.00 SUSPENSION TERM	6	8	6	3	2	6	12
DDP PROGRAM	3	2	0	2	1	5	3
CONDITIONAL LICENSE	1	2	0	0	2	1	3
RESTRICTED LICENSE	2	3	5	2	2	1	3
FULL LICENSE RESTORED	9	10	9	10	7	5	10
CONDITIONAL LICENSE	2	3	1	5	0	0	2
RESTRICTED LICENSE	4	1	2	2	2	2	1
SALES TAX RECEIPTS	159	221	307	306	368	410	346
SALES TAX ONLY RECEIPTS	15	15	15	16	18	9	12
VOTER REGISTRATION - YES	14	9	18	8	23	31	25
FEE PAYMENT RECEIPTS	24	35	34	44	45	46	28
FEES TO STATE (DMV)	\$45,530.78	\$34,659.73	\$53,550.14	\$38,374.41	\$43,961.07	\$42,582.34	\$32,597.03
SALES TAX	\$26,766.86	\$26,423.83	\$63,325.76	\$42,295.68	\$50,860.67	\$44,233.13	\$41,455.05
CREDIT CARD PAYMENT	\$36,194.24	\$48,051.41	\$65,501.29	\$72,742.87	\$76,313.55	\$73,901.84	\$62,170.13
FEES TO COUNTY (DMV)	\$11,383.73	\$12,217.55	\$16,559.57	\$15,377.47	\$16,601.43	\$16,356.90	\$13,202.51
FEES TO COUNTY (ST)	\$147.00	\$220.00	\$287.00	\$291.50	\$334.00	\$374.00	\$302.50
TOTAL REVENUES	\$129,039.61	\$121,572.52	\$199,223.76	\$169,081.93	\$188,070.72	\$177,448.21	\$149,727.22

2016	2016	2016	2016	2015	2015
AUGUST	SEPT	OCT	NOV	NOV	DEC
1091	848	840	1630	1392	1536
184	159	165	154	108	123
382	305	312	282	271	260
94	41	14	10	10	15
5	4	10	41	19	41
69	70	50	30	46	31
1	2	3	0	2	2
16	18	21	14	31	10
10	31	9	14	9	2
191	166	149	141	126	130
35	24	26	30	18	39
30	17	15	12	20	13
58	44	21	23	32	25
194	176	224	267	223	164
16	11	8	5	8	11
36	28	32	34	37	40
8	5	4	13	12	11
\$ 1,716.00	\$ 1,158.00	\$ 856.00	\$1,998.00	\$ 2,210.00	\$ 1,740.00
0	0	0	0	1	0
1	0	0	0	1	0
14	11	15	13	10	16
\$3,875.00	\$2,875.00	\$ 4,625.00	\$ 5,525.00	\$ 2,350.00	\$3,485.00
0	0	0	0	0	0
1	\$ -	\$ -			\$ 40.00
\$750.00	\$ -	\$750.00	0	\$500.00	\$500.00
9	6	4	8	12	12
7	5	3	3	7	7
1	0	0	2	4	2
1	1	0	2	1	2
0	2	1	0	1	2
4	6	2	2	4	4
1	0	0	2	4	0
2	2	1	3	0	0
335	282	225	218	176	185
10	32	10	14	11	13
28	25	17	6	11	20
31	30	29	22	28	28
\$37,153.86	\$22,411.97	\$34,049.64	\$64,084.75	\$48,824.69	\$79,096.26
\$36,872.78	\$41,075.45	\$43,881.00	\$32,792.80	\$34,687.89	\$29,357.24
\$66,537.99	\$60,765.84	\$51,810.76	\$57,405.08	\$40,179.14	\$53,839.90
\$14,372.07	\$11,409.69	\$11,765.10	\$17,080.82	\$12,482.17	\$18,807.84
\$331.50	\$271.50	\$222.50	\$219.00	\$171.50	\$186.00
\$155,268.20	\$135,934.45	\$141,729.00	\$171,582.45	\$136,345.39	\$181,287.24



BRADFORD H. KENDALL  
DUTCHESS COUNTY CLERK  
STATE OF NEW YORK



December 21, 2016

Robert F. Mujica Jr., Director  
New York State Budget Division  
State Capitol, Room 113  
Albany, NY 12224

Dear Director Mujica:

In my capacity as President of the New York State Association of County Clerks, I am asking for your consideration of 2 items from our 2017 Legislative Agenda for inclusion in the FY 2017-2018 Executive Budget. These proposals include an increase in the county share of the Department of Motor Vehicle (DMV) revenue and a requirement for a new photograph and signature with the renewal of a driver's license.

**Increase in the county share of Department of Motor Vehicle Revenue**

**Background**

In 51 of the 62 counties in New York State (NYS), County Clerks serve as the agent of the NYS Commissioner of Motor Vehicles for the provision of DMV services. In what some have described as a partnership, NYS provides the IT infrastructure as well as paper and forms while the local county provides personnel (salaries and benefits) and physical space for offices. In 1999, state law established a 12.7 % retention rate on certain transactions to offset county costs. While counties saw increased revenue in 2009 when general DMV fees were increased by 25%, the underlying retention rate has not changed in 17 years. In County Fiscal Year (CFY) 2017, those funds will total \$49,821,000 on total projected revenue of \$409,738,000 (Attachment 1.).

22 Market Street, Poughkeepsie, New York 12601  
Legal Division (845) 486-2120 Fax (845) 486-2138 Motor Vehicle Bureau (845) 486-2130  
[www.dutchessny.gov/countyclerk](http://www.dutchessny.gov/countyclerk)

### Additional Revenue

Beginning in State Fiscal Year (SFY) 2012-2013, NYS began sharing revenue from transactions completed via the internet directly with NYSDMV. In CFY 2017 those funds will total \$1,556,000 for all counties in which local DMV services are provided by County Clerks.

### Discussion

The current revenue agreements with the State of New York do not adequately fund locally funded DMV services, resulting in a growing unfunded mandate on 51 counties. As an example, for CFY 2016, Dutchess County is budgeted for expenses of \$2,604,376 versus revenue of \$1,794,050 for a shortfall of \$810,326. It should be noted that DMV positions have been reduced from 33 FTE to 28 FTE over the past 10 years in order to minimize losses.

This trend is accelerated by the migration of services to the internet. We recognize the convenience of internet transactions for our customers and the positive impact it has had on wait times in our offices. However, it has dramatically changed our in-office transaction mix. As the easier, less time consuming, more profitable transactions migrate to the internet, County Clerk offices are left with the more time consuming, complex transactions that are less profitable. This is exacerbated by the many transactions and services that we provide at no fee and thus with no retention (Attachment 2.)

### Legislative History

As you may recall from your prior positions as Secretary to the Senate Finance Committee and as Chief of Staff to Temporary President and Majority Leader Flanagan, S4964-A/B and A8201-A were introduced in the legislature in 2015 and 2016. These bills would increase the retention rate for county-operated DMV's to 25% and the Internet revenue sharing from the current 3.25% to 8%. The revenue increase to counties in CFY 2017 if these rates were adopted would have been approximately \$50 million and \$2 million respectively, based on data provided by NYSDMV (Attachment 1.) S4964-A passed the Senate on 06/16/15 by a vote of 62-1 and on 06/14/16 by a vote of 59-2.

### Request

Based on the above, the New York State Association of County Clerks request the Governor include in his executive budget for SFY 2017-2018 an increase in the retention rate paid to counties for DMV services. These are state mandated services and should not be subsidized by county property taxpayers. Over the past several years County Clerks across New York State have reined

in costs by consolidating and closing satellite offices and reducing personnel and operating costs. We ask that there be equitable baseline funding for the services we provide.

**Support the renewal of a driver's license photo every eight (8) Years.**

New York State is currently 1 of two states (Nevada) that does not require a new drivers license photo be taken upon renewal of a license. Clearly a person looks dramatically different at 32 than at 24 or at 16 when they may have first gotten a permit. While photo recognition software may work independently of age, the signature captured with the photo changes over time. An updated signature is critically important for third party proof at the DMV as well as for the many consumer transactions that require proof of name. We request that the Governor include this proposal in his SFY 2017-2018 Executive budget proposal.

Thank you for your time and consideration. The executive officers of NYSACC are available at your convenience if you have further questions.

Sincerely,



Bradford H. Kendall  
President, New York State Association of County Clerks

Attachment 1- County Clerk Projected Revenue & Retention Fees by County CY17 (NYSDMV)

Attachment 2- DMV No Fee Transactions

Attachment 3- Legislative Information S4964-B (<http://public.leginfo.state.ny.us>)

- c. Governor Andrew Cuomo  
NYS Association of County Clerks  
NYS Association of Counties

Attachment 1

County Clerk Projected Revenue & Retention Fees by County for CY 17

Projected Revenue for CY 17 \$409,738,000  
 Projected Retention for CY 17 \$49,821,000  
 Projected Revenue Sharing for CY 17 \$1,556,000

County	Projected Revenue	Projected Retention	Projected Sharing	Total Retention & Sharing
Allegany	\$1,674,000	\$200,000	\$9,000	\$209,000
Broome	\$9,452,000	\$1,141,000	\$32,000	\$1,173,000
Cattaraugus	\$5,974,000	\$718,000	\$15,000	\$733,000
Cayuga	\$4,820,000	\$612,000	\$15,000	\$627,000
Chautauqua	\$9,623,000	\$1,154,000	\$18,000	\$1,172,000
Chemung	\$3,466,000	\$417,000	\$25,000	\$442,000
Chenango	\$2,509,000	\$321,000	\$10,000	\$331,000
Clinton	\$5,291,000	\$643,000	\$19,000	\$662,000
Columbia	\$5,627,000	\$689,000	\$13,000	\$702,000
Cortland	\$3,643,000	\$441,000	\$10,000	\$451,000
Delaware	\$3,815,000	\$485,000	\$9,000	\$494,000
Dutchess	\$16,439,000	\$2,011,000	\$103,000	\$2,114,000
Erle	\$36,776,000	\$4,429,000	\$186,000	\$4,615,000
Essex	\$2,534,000	\$315,000	\$7,000	\$322,000
Franklin	\$5,530,000	\$656,000	\$8,000	\$664,000
Fulton	\$2,801,000	\$359,000	\$14,000	\$373,000
Genesee	\$5,188,000	\$625,000	\$10,000	\$635,000
Greene	\$9,573,000	\$1,143,000	\$11,000	\$1,154,000
Hamilton	\$555,000	\$70,000	\$1,000	\$71,000
Herkimer	\$5,981,000	\$734,000	\$16,000	\$750,000
Jefferson	\$5,425,000	\$697,000	\$26,000	\$723,000
Lewis	\$2,333,000	\$298,000	\$7,000	\$305,000
Livingston	\$4,330,000	\$524,000	\$12,000	\$536,000
Madison	\$9,501,000	\$1,148,000	\$18,000	\$1,166,000
Monroe	\$32,102,000	\$3,910,000	\$179,000	\$4,089,000
Montgomery	\$2,558,000	\$323,000	\$14,000	\$337,000
Niagara	\$12,901,000	\$1,554,000	\$42,000	\$1,596,000
Oneida	\$9,432,000	\$1,147,000	\$71,000	\$1,218,000
Ontario	\$6,110,000	\$776,000	\$31,000	\$807,000
Orange	\$19,049,000	\$2,412,000	\$150,000	\$2,562,000
Orleans	\$3,964,000	\$479,000	\$7,000	\$486,000
Oswego	\$12,362,000	\$1,506,000	\$31,000	\$1,537,000
Otsego	\$3,110,000	\$398,000	\$13,000	\$411,000
Putnam	\$14,228,000	\$1,635,000	\$39,000	\$1,674,000
Rensselaer	\$10,540,000	\$1,276,000	\$46,000	\$1,322,000
St Lawrence	\$33,551,000	\$3,968,000	\$16,000	\$3,984,000
Saratoga	\$25,444,000	\$3,124,000	\$79,000	\$3,203,000
Schoenectady	\$4,377,000	\$532,000	\$48,000	\$580,000
Schoharie	\$3,673,000	\$456,000	\$7,000	\$463,000
Schuyler	\$1,584,000	\$190,000	\$4,000	\$194,000
Seneca	\$2,835,000	\$364,000	\$7,000	\$371,000
Steuben	\$9,791,000	\$1,170,000	\$23,000	\$1,193,000
Sullivan	\$6,946,000	\$823,000	\$22,000	\$845,000
Tioga	\$2,728,000	\$324,000	\$8,000	\$332,000
Tompkins	\$5,038,000	\$612,000	\$18,000	\$630,000
Ulster	\$7,618,000	\$921,000	\$43,000	\$964,000
Warren	\$4,133,000	\$505,000	\$15,000	\$520,000
Washington	\$5,351,000	\$653,000	\$11,000	\$664,000
Wayne	\$3,583,000	\$460,000	\$26,000	\$486,000
Wyoming	\$2,244,000	\$276,000	\$7,000	\$283,000
Yates	\$1,626,000	\$197,000	\$5,000	\$202,000
<b>\$409,738,000</b>	<b>\$49,821,000</b>	<b>\$1,556,000</b>	<b>\$51,377,000</b>	

## **DMV No Fees Transactions**

- 1) Clearing insurance lapses
- 2) Change of address
- 3) Duplicate licenses issued by state for undeliverable documents
- 4) Scheduling operator tests
- 5) Issuing plates back that were surrendered with credit remaining
- 6) PSD (official) plate issuance
- 7) Replacement decals for snowmobiles
- 8) Unconditional license issuance after time served
- 9) Terminal duplicate document
- 10) Collecting for bad checks throughout state
- 11) Collection of sales tax only
- 12) License compliance
- 13) Duplicate plate surrenders
- 14) Abstracts for government
- 15) Clearing of out of state tickets
- 16) No fee title (Undelivered)
- 17) Some O/S Plate surrenders
- 18) Corrections on registrations (change color, etc)
- 19) Name change on registrations/titles
- 20) Amendment to permits/licenses for name w previous record
- 21) Exempt ambulances
- 22) DDP enrollment w pre conviction conditional license
- 23) Voluntary surrender of license
- 24) Image capture only for professional licenses
- 25) Answering hundreds of phone calls each week since the NYSDMV no longer has a toll free question line

**ATTACHMENT - 3****S4964-B RITCHIE** Same as A 8201-A Brindisi

ON FILE: 02/23/16 Vehicle and Traffic Law

TITLE....Relates to increasing the retention percentage for certain motor vehicle service fees

04/24/15 REFERRED TO TRANSPORTATION

06/10/15 AMEND AND RECOMMIT TO TRANSPORTATION

06/10/15 PRINT NUMBER 4964A

06/16/15 COMMITTEE DISCHARGED AND COMMITTED TO RULES

06/16/15 ORDERED TO THIRD READING CAL.1667

06/16/15 PASSED SENATE

06/16/15 DELIVERED TO ASSEMBLY

06/16/15 referred to transportation

01/06/16 died in assembly

01/06/16 returned to senate

01/06/16 REFERRED TO TRANSPORTATION

02/22/16 AMEND AND RECOMMIT TO TRANSPORTATION

02/22/16 PRINT NUMBER 4964B

04/12/16 REPORTED AND COMMITTED TO FINANCE

06/07/16 REPORTED AND COMMITTED TO RULES

06/08/16 ORDERED TO THIRD READING CAL.1549

06/14/16 PASSED SENATE

06/14/16 DELIVERED TO ASSEMBLY

06/14/16 referred to transportation

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 RITCHIE, AKSHAR, BONACIC, MARCHIONE, ORTT, SERINO, SEWARD, VALESKY  
 Amd. §205, V & T L

 Relates to increasing the retention percentage for certain motor vehicle service fees.
 

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06/14/16 S4964-B Senate Vote Aye: 59 Nay: 2

06/16/15 S4964-A Senate Vote Aye: 62 Nay: 1

Go to Top of Page**Floor Votes:**

06/14/16 S4964-B Senate Vote Aye: 59 Nay: 2

<b>Aye</b> Addabbo	<b>Aye</b> Akshar	<b>Aye</b> Amedore	<b>Aye</b> Avella
<b>Aye</b> Bonacic	<b>Aye</b> Boyle	<b>Aye</b> Breslin	<b>Aye</b> Carlucci
<b>Aye</b> Comrie	<b>Aye</b> Croci	<b>Aye</b> DeFrancisco	<b>Exc</b> Diaz
<b>Nay</b> Dilan	<b>Aye</b> Espaillat	<b>Aye</b> Farley	<b>Aye</b> Felder
<b>Aye</b> Flanagan	<b>Aye</b> Funke	<b>Aye</b> Gallivan	<b>Aye</b> Gianaris
<b>Aye</b> Golden	<b>Aye</b> Griffo	<b>Aye</b> Hamilton	<b>Aye</b> Hannon
<b>Aye</b> Hassell- Thompson	<b>Aye</b> Hoylman	<b>Aye</b> Kaminsky	<b>Aye</b> Kennedy

<b>Aye</b> Klein	<b>Nay</b> Krueger	<b>Aye</b> Lanza	<b>Aye</b> Larkin
<b>Aye</b> Latimer	<b>Aye</b> LaValle	<b>Aye</b> Little	<b>Aye</b> Marcellino
<b>Aye</b> Marchione	<b>Aye</b> Martins	<b>Aye</b> Montgomery	<b>Aye</b> Murphy
<b>Aye</b> Nozzolio	<b>Aye</b> O'Mara	<b>Aye</b> Ortt	<b>Aye</b> Panepinto
<b>Exc</b> Parker	<b>Aye</b> Peralta	<b>Aye</b> Perkins	<b>Aye</b> Persaud
<b>Aye</b> Ranzenhofer	<b>Aye</b> Ritchie	<b>Aye</b> Rivera	<b>Aye</b> Robach
<b>Aye</b> Sanders	<b>Aye</b> Savino	<b>Aye</b> Serino	<b>Aye</b> Serrano
<b>Aye</b> Seward	<b>Aye</b> Squadron	<b>Aye</b> Stavisky	<b>Aye</b> Stewart-Cousins
<b>Aye</b> Valesky	<b>Aye</b> Venditto	<b>Aye</b> Young	

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[Go to Top of Page](#)

**Floor Votes:**

06/16/15 S4964-A Senate Vote Aye: 62 Nay: 1

<b>Aye</b> Addabbo	<b>Aye</b> Amedore	<b>Aye</b> Avella	<b>Aye</b> Bonacic
<b>Aye</b> Boyle	<b>Aye</b> Breslin	<b>Aye</b> Carlucci	<b>Aye</b> Comrie
<b>Aye</b> Croci	<b>Aye</b> DeFrancisco	<b>Aye</b> Diaz	<b>Nay</b> Dilan
<b>Aye</b> Espaillat	<b>Aye</b> Farley	<b>Aye</b> Felder	<b>Aye</b> Flanagan
<b>Aye</b> Funke	<b>Aye</b> Gallivan	<b>Aye</b> Gianaris	<b>Aye</b> Golden
<b>Aye</b> Griffo	<b>Aye</b> Hamilton	<b>Aye</b> Hannon	<b>Aye</b> Hassell-Thompson
<b>Aye</b> Hoylman	<b>Aye</b> Kennedy	<b>Aye</b> Klein	<b>Aye</b> Krueger
<b>Aye</b> Lanza	<b>Aye</b> Larkin	<b>Aye</b> Latimer	<b>Aye</b> LaValle
<b>Aye</b> Libous	<b>Aye</b> Little	<b>Aye</b> Marcellino	<b>Aye</b> Marchione
<b>Aye</b> Martins	<b>Aye</b> Montgomery	<b>Aye</b> Murphy	<b>Aye</b> Nozzolio
<b>Aye</b> O'Mara	<b>Aye</b> Ortt	<b>Aye</b> Panepinto	<b>Aye</b> Parker
<b>Aye</b> Peralta	<b>Aye</b> Perkins	<b>Aye</b> Ranzenhofer	<b>Aye</b> Ritchie
<b>Aye</b> Rivera	<b>Aye</b> Robach	<b>Aye</b> Sampson	<b>Aye</b> Sanders
<b>Aye</b> Savino	<b>Aye</b> Serino	<b>Aye</b> Serrano	<b>Aye</b> Seward
<b>Aye</b> Skelos	<b>Aye</b> Squadron	<b>Aye</b> Stavisky	<b>Aye</b> Stewart-Cousins
<b>Aye</b> Valesky	<b>Aye</b> Venditto	<b>Aye</b> Young	

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## STATE OF NEW YORK

4964--A

2015-2016 Regular Sessions

### IN SENATE

April 24, 2015

Introduced by Sen. RITCHIE -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law, in relation to increasing the retention percentage collected for certain motor vehicle service fees

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivisions 3 and 3-a of section 205 of the vehicle and  
 2 traffic law, subdivision 3 as amended by section 3 of part G of chapter  
 3 59 of the laws of 2008 and subdivision 3-a as added by section 1 of part  
 4 F of chapter 58 of the laws of 2012, are amended to read as follows:  
 5 3. Each such county clerk shall retain from fees collected for any  
 6 motor vehicle related service described in subdivision one of this  
 7 section processed by such county clerk an amount based on a percentage  
 8 of gross receipts collected. For purposes of this section, the term  
 9 "gross receipts" shall include all fines, fees and penalties collected  
 10 pursuant to this chapter by a county clerk acting as agent of the  
 11 commissioner, but shall not include any state or local sales or compen-  
 12 sating use taxes imposed under or pursuant to the authority of articles  
 13 twenty-eight and twenty-nine of the tax law and collected by such clerk  
 14 on behalf of the commissioner of taxation and finance. The retention  
 15 percentage shall be [~~12.7~~] twenty-five percent and shall take effect  
 16 [~~April~~] January first, [~~nineteen hundred ninety-nine~~] two thousand  
 17 sixteen; provided, however, the retention percentage shall be [~~thirty~~]  
 18 sixty percent of the thirty dollar fee established in paragraph (e) of  
 19 subdivision two of section four hundred ninety-one and paragraph f-one  
 20 of subdivision two of section five hundred three of this chapter.  
 21 3-a. In addition to the fees retained pursuant to subdivision three of  
 22 this section, each county clerk acting as the agent of the commissioner

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets  
 [-] is old law to be omitted.

LBD10317-02-5

S. 4964--A

2

1 pursuant to subdivision one of this section shall retain ~~[four]~~ eight  
2 percent of "enhanced internet and electronic partner revenue" collected  
3 by the commissioner. For the purposes of this subdivision, "enhanced  
4 internet and electronic partner revenue" shall mean the amount of gross  
5 receipts attributable to all transactions conducted on the internet, by  
6 residents of such county and by designated partners of the department on  
7 behalf of such residents for the current calendar year that exceeds the  
8 amount of such revenue collected by the commissioner during calendar  
9 year two thousand eleven. The commissioner shall certify the amounts to  
10 be retained by each county clerk pursuant to this subdivision.  
11 ~~[Provided, however, that if the aggregate amount of fees retained by~~  
12 ~~county clerks pursuant to this subdivision in calendar years two thou-~~  
13 ~~sand twelve and two thousand thirteen combined exceeds eighty-eight~~  
14 ~~million five hundred thousand dollars, then the percentage of fees to be~~  
15 ~~retained thereafter shall be reduced to a percentage that, if applied to~~  
16 ~~the fees collected during calendar years two thousand twelve and two~~  
17 ~~thousand thirteen combined, would have resulted in an aggregate~~  
18 ~~retention of eighty-eight million five hundred thousand dollars or 2.5~~  
19 ~~percent of enhanced internet and electronic partner revenue, whichever~~  
20 ~~is higher. If the aggregate amount of fees retained by county clerks~~  
21 ~~pursuant to this subdivision in calendar years two thousand twelve and~~  
22 ~~two thousand thirteen combined is less than eighty-eight million five~~  
23 ~~hundred thousand dollars, then the percentage of fees to be retained~~  
24 ~~thereafter shall be increased to a percentage that, if applied to the~~  
25 ~~fees collected during calendar years two thousand twelve and two thou-~~  
26 ~~sand thirteen combined, would have resulted in an aggregate retention of~~  
27 ~~eighty-eight million five hundred thousand dollars, or six percent of~~  
28 ~~enhanced internet and electronic partner revenue, whichever is less. On~~  
29 ~~and after April first, two thousand sixteen, the percent of enhanced~~  
30 ~~internet and electronic partner revenue to be retained by county clerks~~  
31 ~~shall be the average of the annual percentages that were in effect~~  
32 ~~between April first, two thousand twelve and March thirty-first, two~~  
33 ~~thousand sixteen.]~~

34 § 2. This act shall take effect on the first of January next succeed-  
35 ing the date on which it shall have become a law.

**NEW YORK STATE SENATE  
INTRODUCER'S MEMORANDUM IN SUPPORT  
submitted in accordance with Senate Rule VI. Sec 1**

BILL NUMBER: S4964A

SPONSOR: RITCHIE

TITLE OF BILL: An act to amend the vehicle and traffic law, in relation to increasing the retention percentage collected for certain motor vehicle service fees

PURPOSE:

To increase the retention percentage for certain motor vehicle service fees.

SUMMARY OF PROVISIONS:

Section 1 amends the vehicle and traffic law to increase the percentages of fees collected for any motor vehicle service, pursuant to statute, retained by the county clerk.

Section 2 provides the effective date.

EXISTING LAW:

Pursuant to § 205(1) of the Vehicle and Traffic Law, the clerk of each county, except the counties of Rockland, Albany, Westchester, Suffolk, Nassau, Onondaga, Bronx, Kings, Queens, Richmond and New York, shall act as the agent of the commissioner in the registration of motor vehicles, motorcycles, and when directed by the commissioner snowmobiles, vessels and all terrain vehicles, and in the issuance of certificates thereof and number plates therefor, in receiving documents relating to certificates of title, and unless and until the commissioner shall otherwise direct in any county, in the issuance of non-driver identification cards and drivers' licenses upon the certification of inspectors, and motor vehicle enforcement transactions. Each such agent shall remit to the commissioner all fees collected by him for registrations, licenses, identification cards and transfers or relating to certificates of title, except as hereinafter provided, together with a complete record of such registrations, identification cards and licenses issued and transfers made, in accordance with the procedure prescribed by the commissioner, and with all documents relating to certificates of title received and such record thereof as the commissioner prescribes.

Pursuant to § 205(3) of the Vehicle and Traffic Law such county clerks shall retain 12.7% of the fees collected for any motor vehicle related service described in subdivision one of this section. The retention percentage shall be 30% of the \$30 fee established for non-driver identification cards.

JUSTIFICATION:

Fifty-one of the sixty-two counties in New York State are mandated by the state to operate a local Department of Motor Vehicles (DMV) Office. This local DMV operation is one of the many examples of shared services that counties provide for the state. Local DMV offices process many no fee transactions on behalf of the State and provide customer services. However, under the current law, the State of New York takes 87.3% of all fees collected from the work performed entirely by the county operated DMV.

In an effort to alleviate that inequity, this legislation increases the percentages of revenue retained by the county clerk from fees generated by the administration of motor vehicle services. Increasing the county DMV revenue sharing rate will not result in any increased cost or fees to local residents or taxpayers and will provide counties with the needed revenue to provide these necessary local government services. It is patently unfair to require a county DMV to provide all services related to motor vehicles, including overhead and staffing, in order to fulfill state mandated operations and not share equitably in the generated revenue.

This bill requires that 25% of the revenue generated from the fees collected for any motor vehicle related service shall be retained by the county clerk. Currently county clerks retain just 12.7% of such fees. Additionally, this bill requires county clerks retain 60% of the \$30 fee established for non-driver identification cards. This is an increase from the current 30% retention percentage. There is a clear inequity present when a county DMV provides all of the services to fulfill the DMV needs for state residents, yet the state takes 87.3% of the revenue generated from providing these services. This bill balances that inequity and as such its enactment is imperative.

LEGISLATIVE HISTORY:

New bill.

FISCAL IMPLICATIONS:

Minimal.

EFFECTIVE DATE:

This act shall take effect on the 1st of January after it shall have become a law.



# YATES COUNTY PERSONNEL DEPARTMENT

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Penn Yan, New York 14527

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[www.facebook.com/YatesCountyPersonnel](https://www.facebook.com/YatesCountyPersonnel)

Kerry M. Brennan  
Personnel Officer

Karen L. Bradley  
Personnel Assistant

## Government Ops Committee Agenda 1/3/2017

### Notifications:

- DOL Overtime Rule Update (See below)
- January 9<sup>th</sup> – Employee Recognition (Details included below)
- January 11<sup>th</sup> - Lunch and Learn – Telemedicine Benefit through Excellus
- January 18<sup>th</sup> – Student Loan Forgiveness and Planning Meetings

### Items for Discussion:

- Telecommuting and Alternative Work Arrangement Policy
- Personnel Office Vacancy Report

### Resolutions:

- Adopt 2017 Employee Benefits for Non-Union Employees
- Authorize Chairman to Sign Plan Management Agreement and Business Associate Agreement with Benetech
- Authorize Chairman to Sign Contract with ESI
- Authorize Chairman to Sign Contract with Jay Hollister
- Authorize Chairman to Sign Contract with Bonadio

## **DOL Overtime Rule Update:**

### **Federal:**

Fifth Circuit Grants Expedited Hearing on Overtime Rule Employers who opposed the federal minimum salary level increase to maintain overtime pay exemption under the Fair Labor Standards Act (FLSA) can rest a little easier this holiday season. It is now almost certain that the preliminary injunction precluding the U.S. Department of Labor (DOL) from implementing the salary level changes to the federal overtime regulations, that would otherwise have nearly doubled the minimum salary level threshold for most exempt workers, will remain in effect until President-Elect Trump's administration assumes control. As expected, on December 1, 2016, the DOL filed notice of its intent to appeal the nationwide injunction precluding it from implementing changes to federal overtime regulations. The next day, the DOL filed a motion seeking to expedite its appeal. On December 8, 2016, the U.S. Court of Appeals for the Fifth Circuit granted the DOL's motion and established a scheduling order. Under the scheduling order, oral argument will occur at the first available date after final briefs are due on January 31, 2017. As a result, unless the District Court that issued the preliminary injunction has a sudden change of heart, the issue will be left to new leadership under President-Elect Trump's administration. Most experts believe that under a Trump administration, the salary level increase will be abandoned entirely, or reduced significantly. Of course, nothing is guaranteed, particularly in this political season, so employers should remain cautious in their response to this news and continue to seek guidance from legal counsel. *(Reference, Hancock Estabrook, LLP)*

### **New York State:**

New York State finalizes New Wage Orders. As expected, the New York State Department of Labor (NYSDOL) formally adopted new wage orders December 28<sup>th</sup>, 2016 which, among other things, set the minimum wage schedule and raised the minimum salary thresholds for executive and administrative positions to be considered exempt from overtime under New York Labor Law. *(Reference, Hancock Estabrook, LLP)* After consulting with the County Attorney, it is his opinion that the NYS law does not apply to government employers/employees. The federal law does apply to Yates County and as depicted above, there is a stay per the court order, no further action is warranted at this time.

## **Telecommuting and Alternative Work Arrangement Policy:**

It has been brought to my attention that our current remote work policy is in need of being reviewed and possibly revised. I would like to request authorization to be able to work on our existing Remote Work Policy and amend it into something along the lines of "Telecommuting and Alternative Work Arrangement Policy", to include topics such as VPN Access, Outlook Web Access, remote work, flexible work and alternative work arrangements for employees. The following volunteers have expressed interest in assisting with drafting a policy to submit to the Legislature should the Legislature authorize the request; Robert Lawton, Timothy Groth, Jenna Owen, George Roets and Kerry Brennan. Again, I would like to request authorization to be able to work on this.

## **2017 Employee Recognition:**

The following employees will be recognized at the 2017 Employee Recognition Ceremony in the Legislative Chambers on January 9<sup>th</sup> at 1:00 PM, preceding the Legislative Meeting. There will be a light reception to immediately follow the ceremony. All employees being recognized will be given a certificate recognizing them for their years of service and dedication. Employees with 10 or more years of experience will be given a catalog that contains various items. The items within the catalogs vary on value based on the number of years in service. The more years an employee is with the County the higher the value of the items. *(For further details on the catalogs and gifts, please contact me and I can provide additional information).*

## Ceremony Recipients

35 Years
John Warner
30 Years
David Head
Daryn Potts
25 Years
Sharon Dawes
Roger Miller
Leslie Norton
Richard Simpson
Brian Winslow
20 Years
Derek Blumbergs
Joan Bonnett
Eric Marelli
Heather McLoud
Dorothy Shanto
David Wright

15 Years
Jason Bassett
Dusty Blumbergs
Gary Christensen
Valerie Gardner
Krystine Leo
Amy McAdams
Jeffery Meyers
Rodney Phillips
10 Years
Rae (Jean) Hubbell
Nancy Oppel
5 Years
Kerry Brennan
Kristin Birdsall
Sharon Clark
Lawrence Hansen
Anthony Hill
Paul Hubbard
Wayne Marsh
Anthony Nesbit
Scott Nielsen
Joseph Reed
James Stenzel
Cynthia Turrell

*\*Award recipients celebrated an anniversary in 2016\**

*\*Per employee request, not all award recipients are listed\**

**PERSONNEL OFFICE VACANCY REPORT**

<i>Vacancy Report</i>							
Vacant Position	Account Number	Department	Personnel Status	Vacancy Start Date	Position Status	New Hire - Recent Activity	Current Staffing Level
						12/2016	
Cook	A3150.51975	YCSO - Jail	PT – 17 Hrs	6/28/2016	Candidate hired. DOH: 12/27/16	1	2
Conflict Defender	A1171.51642	Conflict Def.	PT – 17 Hrs	12/31/16	Candidate appointed. DOH: 1/1/17	0	0
Corrections Officer LT	A3150.51790	YCSO – Jail	FT – 40 Hrs	1/1/17	Exam results back 12/27.	0	0
Deputy Elect.	A1450.51595	Elections	PT – 17.5 Hrs	8/19/2016	Candidate hired: DOH 12/7/16	1	2
ES Dispatcher	A3021.51714	YCSO – E911	FT – 40 Hrs	9/7/2016	Interviews and Background Checks being completed.	0	7
Historian	A7510.51075	Historian	PT – 17.5 Hrs	11/16/2016	Not currently being recruited for.	0	0
Planner	A8020.51085	Planning	FT – 35 Hrs	2/26/2016	Currently recruiting. 2 approved applicants.	n/a	1
Public Health Nurse/ Public Health Specialist	A4010.51330	Public Health	FT – 35 Hrs	5/6/2016	Contingent job offer made anticipated DOH 1/17/17	0	3
Nurse	A3150._____	Jail	Temporary	12/11/16	Candidate hired. DOH: 1/1/17	0	0
Typist	A6010.51290	DSS	FT – 35 Hrs	12/31/16	Vacancy review being done in January.	0	0
Veteran Services Officer	A6510.5_____	Veterans	FT – 35 Hrs	10/1/2016	Contingent job offer made.	0	0

*\*\*Currently Recruiting means the Personnel Office has advertised the position and is collecting applications\*\**

<i>Continuous Recruitment</i>					
<i>(Applications are accepted on a continuous basis)</i>					
Position Title	Account Number	Department	Personnel Status	New Hire - Recent Activity	Current Staffing Level
				12/2016	
Corrections Officers	A3150.51990	YCSO – Jail	Part Time	0	9
Corrections Officers	A3190.51981	YCSO - Court	Part Time	0	5
Deputy Sheriff	A3110.51985	YCSO – LE	Part Time	0	4
Dispatcher	A3021.51986	YCSO – Dispatch	Part Time	0	1
Marine PO	A3110.51995	YCSO – LE	Seasonal	0	5

## ADOPT 2017 EMPLOYEE BENEFITS FOR NON-UNION PERSONNEL

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

NOW, THEREFORE, BE IT RESOLVED, that effective January 1, 2017, the Yates County Legislature adopts the following health insurance and other benefit options for non-union personnel:

### **Part-Time Non-Union Employees**

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

#### **Benefits:**

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

### **Full-Time Non-Union Employees**

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

#### **Benefits:**

New York State and Local Retirement System (mandatory participation for full-time employees).

Health Insurance: Employees may elect to participate in any County sponsored health insurance plan that is offered for which they are eligible to enroll. Employee premium contribution rates are subject to change during the duration of employment.

- Employees hired prior to January 1, 2013, contribute 15% of the premium cost.
- Employees hired after January 1, 2013 contribute 25% of the premium cost for a period of one (1) year, after which their contribution will be 20%.
- Employees may elect to participate in any health plan option being offered by the County. In maintaining the fiscal responsibility to the County, effective January 1, 2015 the County's portion of the premium cost will only reflect that of the most inexpensive health plan being offered. Therefore, should the employee decide to go with a more expensive plan he/she will be responsible for the difference in the health plan premium to be considered as the "buy-up". Upon hire the employees premium contribution rate will be 25% for a period of one (1) year, after which the contribution rate will be 20%.

Health Insurance "Buy-Out": Each employee covered by this Agreement who elects in advance in writing during the annual enrollment period to discontinue his/her active coverage in the County's health insurance program for the next succeeding calendar year, and who has been covered in said program for at least one (1) year immediately preceding such election, will receive an annual stipend of twenty percent (20%) of the County's share of the health plan premium, based on the particular coverage level that the employee had at the time of his/her election, which would be paid by the County if the employee chose to continue such insurance coverage, payable in equal installments throughout the year of election, provided the employee provides written proof of alternate health insurance coverage from another source. Such payments shall be subject to the County's Internal Revenue Code Section 125 plan.

Health Insurance "Opt-Out": Employees who have NOT been active participants in the County's health insurance program for a period of at least one (1) year throughout the course of their employment are not eligible to receive the Health Insurance "Buy-Out".

Dental Insurance: Excellus Dental Blue Plans: Core or Buy-Up. Employee pays 100% of the premium cost. (*Coverage is subject to certain plan limitations and restrictions as applicable*).

Health Flexible Spending Account (FSA): maximum election \$2,600 (per law).

Dependent Care Flexible Spending Account: maximum election \$5,000 (per law).

Health Reimbursement Account (HRA): The County will fund an HRA account for benefit eligible employees that enroll in the SimplyBlue HDHP. The HRA account will be funded at \$1,300 for single employees and \$2,600 for employee/spouse, employee/child(ren) and family to a level not to exceed \$6,000. (*HRA use is subject to certain terms, conditions, and restrictions*).

Paid Leave: Full-time non-union employees with the exception of Elected Officials.

and be it further

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

**AUTHORIZE CHAIRMAN TO SIGN PLAN MANAGEMENT AGREEMENT AND  
BUSINESS ASSOCIATE AGREEMENT WITH BENETECH**

WHEREAS, Yates County desires to contract with Benetech for the administration and management of Workers Compensation, Family Medical Leave, Loss Control/Risk Management Services, Health Insurance Benefits Administration, Flexible Spending Account Administration and Health Reimbursement Arrangement Administrative Services inclusive of all statutory functions performed as a Third Party Administrator, and

NOW, THEREFORE BE IT RESOLVED, that contingent upon the approval of the County Attorney, the Chairman of the Yates County Legislature is hereby authorized to sign The Plan Management Agreement and Business Associate Agreement with Benetech for the period of January 1, 2017 through December 31, 2019 for the following cost apportionments,

Service	Fee
Benefits Management Services	Commission Based
Flexible Spending Account (FSA) Administrative Services	\$4.50 Per Participant Per Month (PPPM)
Summary Plan Description (SPD) and Plan Documents	\$300 each
Amendments and Summaries of Material Modifications (SMMs)	\$100 each
Health Reimbursement Arrangement (HRA) Administrative Services	\$4.50 Per Participant Per Month (PPPM)
Summary Plan Description (SPD) and Plan Documents	\$300 each
Amendments and Summaries of Material Modifications (SMMs)	\$100 each
Dependent Eligibility Auditing Services	\$.60 Per Contract Per Month
Family Medical Leave Act (FMLA) Administrative Services	\$.62 Per Employee Per Month Not to exceed \$1,578 per year
Loss Control/Risk Management Services	\$6,000 per year/paid monthly
Self-Insured Workers Compensation Third Party Claims Administrative Services	\$18,672 per year/paid monthly
WCB General Administration Assessments	\$2,448 per year/paid monthly

and be it further

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

**AUTHORIZE CHAIRMAN TO SIGN CONTRACT AGREEMENT WITH  
ESI EMPLOYEE ASSISTANCE GROUP FOR  
CSEA AND NON-UNION EAP SERVICES AND PEAK PERFORMANCE TRAINING**

WHEREAS, that contingent upon review by the County Attorney, the Chairman is authorized to sign an agreement with ESI Employee Assistance Group for the CSEA and Non-Union Employee Assistance Program (EAP) and access to the Peak Performance training courses for all County employees for the period of January 1, 2017 through December 31, 2017 in the amount of \$3,295.65, and be it further

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

**AUTHORIZE CHAIRMAN TO SIGN CONTRACT RENEWAL  
(Jay Hollister)**

WHEREAS, in accordance with Civil Service Law §58, and New York State Executive Law§840, each municipal civil service agency is required to administer physical fitness screening tests prescribed by the Municipal Police Training Council, to deputy sheriff and police officer candidates, and

WHEREAS, the County wishes to renew the contract with Jay Hollister, a qualified trainer, to conduct the aforementioned physical screening tests, and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be authorized to sign a contract a contract renewal with Jay Hollister of 826 Rock Haven Rd., Penn Yan, New York, to conduct physical fitness screening tests at a rate of twenty-five dollars (\$25.00) per candidate tested, for the period of February 1, 2017 through January, 31, 2021, and be it further

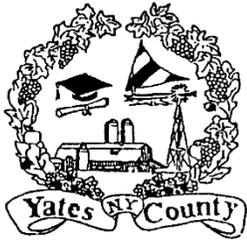
**AUTHORIZE CHAIRMAN TO SIGN CONTRACT WITH  
BONADIO FOR AUDIT SERVICES**

WHEREAS, that contingent upon review by the County Attorney, the Chairman is authorized to sign a contract with Bonadio. for auditing related services to the Yates County Deferred Compensation Plan Procedures for the period of January 1, 2017 through December 31, 2017 in the amount of \$4,000.00, and be it further

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

RESOLVED, that Mr. Hollister is exempt from New York State Workers' Compensation and/or Disability Benefits insurance coverage, and Liability Insurance is waived, and be it further

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



**COUNTY ADMINISTRATOR  
COUNTY OF YATES**

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**COUNTY LEGISLATURE**

**CHAIR**

Timothy J. Dennis

**VICE CHAIR**

Douglas Paddock

Daniel Banach

Edward A. Bronson

Terry L. Button

Leslie Church

Taylor Fitch

P. Earle Gleason

William R. Holgate

Mark W. Morris

Elden Morrison

James P. Multer

Bonnie L. Percy

James E. Smith

TO: Government Operations Committee  
FROM: Robert C. Lawton, County Administrator  
RE: December Activity Report

This is to update you regarding the status of short and long term objectives, and other activities by the County Administrator's Office, since the December Committee Meeting.

Short Term Objectives

1. Planning Office Recruitment

Following a conversation with Dave Zorn of the Genesee Finger Lakes Regional Planning Council, we circulated the vacancy notice to county and regional planning agencies throughout New York State, as well as the alumni placement office at the University at Buffalo.

2. Plan for future direction of Historian / Records Management

John Potter, of the Yates County History Center, and I met to discuss the possibility of the Center serving as the County's historian of record, as is done in other counties. Mr. Potter reacted favorably, and I am developing a document to propose the structure of such an arrangement.

The Records Management Office was visited by the State Archives' new Regional Advisory Officer, Sarah Durling, who commented favorably on the condition of the Office's vaults and the recordkeeping thereof.

3. Broadband

On December 8, I attended my first Southern Tier Network (STN) board meeting as Yates County's representative. STN and ECC Technologies will send representatives to the Legislature's January 9 meeting for their quarterly report. I have asked them to discuss issues and concerns that have arisen during the past few weeks, and believe their visit will be informative.

4. County Website

At its 2016 year end meeting, the County Legislature approved a four year agreement with the firm CivicPlus for website redesign, service and hosting. CivicPlus staff will be onsite at the County in the first part of 2017 to meet with departmental staff in preparation for website development.

We anticipate a “go live” date” for a redesigned website in approximately the beginning of July, 2017. Information Technology will request a work plan from CivicPlus after contract execution setting forth milestones, deadlines and ownership of key phases of implementation.

5. Community Services / Public Health

Public Health and Community Services have set forth in a December 28 joint memorandum to the Human Services Committee the specific parameters for a department merger which would benefit the Yates County community as well as the departments involved.

6. Airport Request for Proposals

The Airport Council has returned the revised draft RFP to the County Administrator for discussion and finalization at the January Airport Council meeting, with circulation to follow shortly thereafter.

Medium Term Objectives

1. Laserfiche Implementation

The County Administrator acquired a scanner approved by Laserfiche for use with their system, and a Laserfiche representative will be onsite on January 5 to work with the County Administrator’s Office in bringing Laserfiche to full implementation there as a test bed and example for broader adoption within the County organization.

Other Activities

On December 7, the County Administrator attended the New York State Conference of Local Mental Hygiene Directors’ Regional Planning Consortium Stakeholder Presentation in Canandaigua. Led by Yates County’s own George Roets, the meeting was part of New York State’s transition planning process toward Medicaid Managed Care services.

On December 9, the County Administrator and County Attorney met with an Assistant Public Defender to discuss process and administration matters related to that office.

On December 13, the County Administrator met with County Clerk Lois hall to tour her department and visit with the Clerk’s Office staff.