REGULAR MEETING
Morning Session
Monday, January 26, 2015
Legislative Chambers, Bath, New York

The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers, Bath, NY on Monday, the 26th day of January, 2015, at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members present except for Legislators Crossett and Swackhamer.

Mrs. Lando provided the Invocation and the Pledge of Allegiance was led by Mrs. Ferratella.

IN MEMORIAM
DR. DONALD R. DAVIDSEN
1936 – 2015

The death of our former colleague, Don Davidsen, who passed away January 10, 2015, is acknowledged by this Legislature with deep sadness.

Born in Flushing, New York in 1936 to the late George and Emily Davidsen, Don attended Cornell University where he earned the degree of Doctor of Veterinary Medicine in 1959. Following graduation, he joined the US Air Force where he attained the rank of Captain while serving in Italy. After returning to the states in 1964, he opened a large animal practice in Canisteo, where he practiced until 1987. During this time he served as a member of the Canisteo Central School Board. He also served as a Steuben County Coroner for 11 years.

Don served with distinction as a member of the Steuben County Board of Supervisors from 1982 to 1983, and when the Board of Supervisors became the County Legislature, he served as County Legislator from 1984 to 1986. During his tenure with the County, Dr. Davidsen served as a member of the Equalization Committee, Public Health Committee and the Health & Education Committee; Vice Chairman of the Administration Committee; Chairman of the Civil Defense Committee; and Chairman of the Agriculture, Industry & Planning Committee. Don led the AIP Committee through the process of designing and constructing the Steuben County Office Building. In recognition and appreciation of his leadership, the street in front of the building was named "Davidsen Way".

In 1986, Dr. Davidsen won a seat on the New York State Assembly and served the residents of the then 127th District for 8 years. In 1995, he was appointed by Governor Pataki as Commissioner of the New York State Department of Agriculture and Markets, a position he held until his retirement in 1999.

Don was a charter member and past president of the Hornell Area Art's Council; past president of the Canisteo Rotary Club, served on the Board of Directors for the Finger Lakes Association, Board member of the Steuben County Industrial Development Agency, Board member of the Southern Tier Extension Railroad Authority; member of the American Legion, member of the Morning Star Lodge #65 F & AM of Canisteo, and the First Presbyterian Church of Canisteo. He was a very active member of the Steuben County Republican Party and was a great resource to aspiring politicians everywhere.

Dr. Davidsen will be remembered as a dedicated public servant who was always generous to his community with his time, talents and support. His dedication to the County was so apparent, that he was nominated and inducted into the Steuben County Hall of Fame in 2004.

The members of this Steuben County Legislature respectfully move that the above "Memoriam" be spread upon the minutes of this meeting and that the Clerk of the Legislature forward a copy of this Memoriam to his wife, Valarie; daughters Karen Polechetti, Kristine MacKellar; and son Richard, as an expression of the sympathy felt by this Legislature on the passing of their loved one. ***Adopted by rising silent affirmation.***

Chairman Hauryski asked Jan Kenyon to come forward. Ms. Kenyon is an employee in the Department of Social Services. He presented her with a Certificate of Appreciation and a pin in recognition of her 20 years of services to Steuben County.

Chairman Hauryski opened the floor for comments by members of the public.

Mark Stephens, Cameron Mills, stated he would like the Legislature to look into what he considers an unfair labor practice in the Department of Public Works.

Chairman Hauryski thanked Mr. Stephens for his comments and declared the opportunity for public comment closed.

Dr. Katherine Douglas, Corning Community College President, provided an annual update on Corning Community College, including the ongoing capital projects and achieving their goal of attaining 21st century relevancy.

Dr. Douglas asked Legislators what do you envision or think the college should be working on? Mrs. Lando stated people ready to work in the local environment. We want our youth to stay in the community and work. She noted she thinks they are already doing that, they just need to continue moving in that direction.

Dr. Douglas thanked Mrs. Lando for the feedback and noted that we recognize that and we are working towards that with our local employers.

Mrs. Ferratella stated she thinks you should continue to expand your non-traditional courses as well. Dr. Douglas stated we can combine some adult basic education with some hands-on skills. We are looking to be able to bring that to more programs. Thank you for that comment.

Dr. Douglas stated Corning Community College is one of 37 community colleges in New York State. They developed an advocacy piece (brochure), which points out student success stories from all of the community colleges across the state. The advocacy piece is one thing we are doing to obtain support for an increase in State aid. We appreciate your support and we are looking to have our State representatives follow your lead. Thank you very much.

Chairman Hauryski thanked Dr. Douglas for her presentation.

Motion adopting the minutes of the previous month's meeting made by Mr. Van Etten, seconded by Mrs. Lando and duly carried.

Mr. Spagnoletti stated when I hire an employee, I don't care who they are or who they are related to. We are doing five times the amount of road construction with one third less the number of employees than when I first started with the County. You don't make that kind of improvement unless you hire the best people. There are rules in civil service, and I follow those rules and even take it a step further. I will continue to do so. Thank you.

RESOLUTION NO. 001-15

Introduced by S. Van Etten. Seconded by H. Lando.

MATTERS PERTAINING TO COUNTY REAL PROPERTY TAX SALES, CORRECTIONS OF ASSESSMENTS, PROPERTY TAXES, AND OTHER REAL PROPERTY ACQUISITIONS AND DISPOSITIONS.

RESOLVED, the Chairman of the Steuben County Legislature, in accordance with the applications filed herewith, is hereby authorized and empowered on behalf of this Legislature to execute the necessary documentation

for the disposition of applications for correction of real property taxes levied on the parcels contained in Schedule "A"; and be it further

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized to make the proper tax adjustment, and/or refund, with respect to the parcels contained in Schedule "A", as set forth in the approved applications, copies of which shall be forwarded to the taxpayer and collecting authority; and be it further

RESOLVED, as it appears to be in the best interest of the County to sell the property(ies) listed on Schedule "B" for the consideration offered, the Steuben County Commissioner of Finance is hereby authorized and directed to convey and deliver a County Tax Deed to the grantee(s) upon receipt of the consideration indicated within thirty (30) days from the date hereof; and be it further

RESOLVED, the said grantee(s) must accept the parcel(s) "as is" together with the obligation of removing any persons, if any, claiming any interest in the parcel(s) if need be; and be it further

RESOLVED, that certified copies of this resolution contained in Schedule "A" shall be forwarded to the Director of the Steuben County Real Property Tax Service Agency and the Steuben County Commissioner of Finance, together with the approved applications executed in duplicate by the Chairman of the County Legislature, and the Chairman of the Board of Assessors; and certified copies of this resolution contained in Schedule "B" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, and the grantee(s).

SCHEDULE "A"

Resolution No.	A-1
Name	Alfred N. Jr. & Helen Chace
Parcel No.	306.00-01-027.000
Municipality	Jasper
Disposition	Parcel split

Resolution No.	A-2
Name	Jessica L. & Timothy B. Ruble II
Parcel No.	316.07-02-066.000
Municipality	Erwin
Disposition	Correction

Resolution No.	A-3
Name	Richard & Pamella Kelly
Parcel No.	280.00-01-050.000/205
Municipality	Erwin
Disposition	Correction

Resolution No.	A-4
Name	Richard & Janice McMaster
Parcel No.	074.00-01-045.000
Municipality	Wheeler
Disposition	Correction

Resolution No.	A-5
Name	David J Ogden & Rebecca Miller
Parcel No.	177.00-03-012.114
Municipality	Bath
Disposition	Correction

Resolution No.	A-6
Name	Mark & Glenda Hunt
Parcel No.	304.11-01-057.000
Municipality	Greenwood
Disposition	Correction

Resolution No.	A-7
Name	Colin J. Woodworth
Parcel No.	304.15-01-057.000
Municipality	Greenwood
Disposition	Correction

Resolution No.	A-8
Name	Daniel Anthony
Parcel No.	272.00-01-001.000
Municipality	Jasper
Disposition	Correction

Resolution No.	A-9
Name	Ruth Ann Smith Living Trust
Parcel No.	424.00-01-045.520
Municipality	Lindley
Disposition	Correction

Resolution No.	A-10
Name	George P. & Kimberly Ferrell
Parcel No.	311.00-01-002.110
Municipality	Rathbone
Disposition	Correction

Resolution No.	A-11
Name	Elmer & Lucia Huels
Parcel No.	424.00-01-016.000
Municipality	Lindley
Disposition	Correction

Resolution No.	A-12
Name	Everglade Inc. (f/k/a Dolgen)
Parcel No.	151.72-01-077.200
Municipality	Hornell City
Disposition	Court-ordered Refund 2011-12-13

Resolution No.	A-13
Name	Robert Sanford & Mary Ellen Cornetta (Scholes, ET AL)
Parcel No.	198.18-01-022.000
Municipality	Canisteo Village
Disposition	Correction

Resolution No.	A-14
Name	Robert F. & Kay R. Wood Trust
Parcel No.	038.00-01-037.100
Municipality	Dansville
Disposition	Correction

Resolution No.	A-15
Name	Robert F. & Kay R. Wood Trust
Parcel No.	038.00-01-034.000
Municipality	Dansville
Disposition	Correction

Resolution No.	A-16
Name	Tara Lundgren and Kristen Dowling
Parcel No.	424.00-01-007.120
Municipality	Lindley
Disposition	Parcel split

Resolution No.	A-17
Name	Terry Towner
Parcel No.	332.14-01-001.111
Municipality	Addison
Disposition	Split

Resolution No.	A-18
Name	Dean & Denise Knowles
Parcel No.	277.00-02-005.000
Municipality	Addison
Disposition	Correction

Resolution No.	A-19
Name	Reginald J Tostanoski
Parcel No.	262.00-01-016.112
Municipality	Campbell
Disposition	Correction

Resolution No.	A-20
Name	Edward L. & Beverly Orcutt
Parcel No.	262.00-01-016.111
Municipality	Campbell
Disposition	Correction

Resolution No.	A-21
Name	Keith Clovis
Parcel No.	045.00-01-017.000
Municipality	Cohocton
Disposition	Split

Resolution No.	A-22
Name	Jan & Anne Kastberg
Parcel No.	043.17-01-017.000
Municipality	Cohocton
Disposition	Correction

Resolution No.	A-23
Name	Diane Hurlbut
Parcel No.	079.00-01-023.111
Municipality	Dansville
Disposition	Split

Resolution No.	A-24
Name	HHA LLC
Parcel No.	316.00-01-010.113
Municipality	Erwin
Disposition	Correction

Resolution No.	A-25
Name	Sergey Potapenko
Parcel No.	316.09-01-025.000
Municipality	Erwin
Disposition	Correction

Resolution No.	A-26
Name	Clayton & Daniel Stutzman
Parcel No.	121.00-01-038.110
Municipality	Hornellsville
Disposition	Correction

Resolution No.	A-27
Name	Colin Woodworth Sr.
Parcel No.	287.00-03-004.111
Municipality	Jasper
Disposition	Split

Resolution No.	A-28
Name	Colleen F. Aumick
Parcel No.	407.00-01-05.000
Municipality	Lindley
Disposition	Correction

Resolution No.	A-29
Name	Harry M Pierce
Parcel No.	424.00-01-002.122
Municipality	Lindley
Disposition	Correction

Resolution No.	A-30
Name	Jennifer M. & Larry G. Baker Jr
Parcel No.	406.06-01-027.000
Municipality	Lindley
Disposition	Correction

Resolution No.	A-31
Name	Luann Storms
Parcel No.	022.00-01-012.120
Municipality	Prattsburgh
Disposition	Split (2015)

Resolution No.	A-32
Name	Leonard S & Ann Marie Falsone
Parcel No.	050.00-02-085.100
Municipality	Pulteney
Disposition	Correction

Resolution No.	A-33
Name	William & Lori A. Smith
Parcel No.	275.00-03-005.210
Municipality	Thurston
Disposition	Split

Resolution No.	A-34
Name	Michele M Benincasa
Parcel No.	239.00-03-017.110
Municipality	Thurston
Disposition	Correction

Resolution No.	A-35
Name	Jack L Waters
Parcel No.	344.00-03-015.000
Municipality	Troupsburg
Disposition	Split

Resolution No.	A-36
Name	Lisa A. Basilion
Parcel No.	398.00-01-022.200
Municipality	Troupsburg
Disposition	Split

Resolution No.	A-37
Name	Paul J Haniszewski
Parcel No.	374.00-01-012.112
Municipality	West Union
Disposition	Split

Resolution No.	A-38
Name	Kurt Wolfgruber, ETAL, Diane Ellis, Jeanne Wolfgruber
Parcel No.	054.11-01-004.000
Municipality	Wayland
Disposition	Correction

Resolution No.	A-39
Name	Glen & Irene Bullock
Parcel No.	307.00-01-010.000
Municipality	Jasper
Disposition	Parcel split

Resolution No.	A-40
Name	Aric & Jennifer Whitehead
Parcel No.	308.00-01-003.000
Municipality	Jasper
Disposition	Parcel split

Resolution No.	A-41
Name	Robert & Mary Ann Schmitt
Parcel No.	408.00-01-002.110
Municipality	Caton
Disposition	Parcel split

Resolution No.	A-42
Name	Luann Storms
Parcel No.	022.00-01-012.120
Municipality	Prattsburgh
Disposition	Parcel split (2014)

Resolution No.	A-43
Name	S & D Farms, Inc.
Parcel No.	017.00-01-024.110
Municipality	Cohocton
Disposition	Parcel split

SCHEDULE "B"

Resolution No.	B-1 (Correction B-2, Resolution 187-14)
Former Owner	County of Steuben
Deed (Liber/Page)	Dated 08/07/2014, Recorded 08/07/2014, at 2495/114
Parcel No.	317.52-01-020.000
Municipality	Corning City
Grantee(s)	Glosser Trust, Linda Glosser, Trustee & Jack Glosser, Trustee
Grantee(s) Address	182 West Fifth St., Corning, NY 14830
Consideration	$500.00, inclusive of recording fees

Vote: Roll Call – Adopted. ***Muller Abstained. (Represents one of the parties listed on Schedule A)***

RESOLUTION NO. 002-15

Introduced by J. Hauryski. Seconded by G. Roush.

RECEIVING AND ACCEPTING THE JANUARY 26, 2015 COMMUNICATIONS LOG AS PREPARED BY THE STEUBEN COUNTY MANAGER'S OFFICE.

BE IT RESOLVED, that the following communications were received, accepted and filed by the County of Steuben, and **referred to the appropriate Standing Committee and/or Department Head for information and/or action,** to wit:

December 9, 2014
Harris Beach, PLLC, Attorneys at Law – Re: City of Hornell Industrial Development Agency and Amexstra, Inc.'s amended lease agreement. ***Referred to: Finance and Administration Committees; Patrick Donnelly, Commissioner of Finance; Wendy Flaitz, RPTSA Director; and Alan Reed, County Attorney.***

December 10, 2014
NYS Homes & Community Renewal – Re: Annual Performance Report for the NYS Community Development Block Grant (NYS CDBG) Project #1115HR3-13 must be submitted via email to *OCRINFO*@nyshcr.org no later than Monday, January 12, 2015. ***Referred to: Amy Dlugos, Planning Director.***

December 11, 2014
NYS Office for the Aging – Re: Annual Evaluation for the Steuben County Office for the Aging and notification of a follow up letter is needed by January 16, 2015. ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

NYS Office of Comptroller – Re: Notification of the tax freeze information for Steuben County (460100000000) for fiscal year 2015 was successfully submitted to the Office of the New York State Comptroller as required by Chapter 59 of the Laws of 2014. ***Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.***

December 15, 2014
Hammondsport Chamber of Commerce – Re: 2014 Annual Report on the disbursement of the $15,000 allocation. ***Referred to: A.I.P. Committee.***

Steuben County Industrial Development Agency – Re: Notice of public hearing regarding the Steuben County Industrial Development Agency and Hawkes, LLC. is scheduled for Thursday, January 8, 2015 at 9:00 a.m. at the Corning City Hall, 1 Civic Center Plaza, Second Floor Council Chambers, Corning, New York. ***Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.***

NYS Office of the Comptroller – Re: Notification of the requirement with filing the Indigent Legal Services Fund (ILSF) 2014 Annual Report should be completed and filed by March 1, 2015. ***Referred to: Public Safety & Corrections Committee; Phil Roche, Public Defender; and Patrick Donnelly, Commissioner of Finance.***

December 19, 2014

Fiscal Advisors & Marketing, Inc. – Re: Redemption notice for Steuben County's 2005 serial bond dated on August 15, 2005. ***Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.***

December 22, 2014

United Steel Workers – Re: Letter requesting support for the Finger Lakes LPG Storage Project. ***Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.***

New York State Homes & Community Renewal – Re: Notification of the Federal Assistance Expenditure Form needs to be submitted no later than February 28, 2015. ***Referred to: Amy Dlugos, Planning Director.***

December 23, 2014

NYS Department of Environmental Conservation – Re: Notification of acceptance of the Site Management (SM) Periodic Review Report (PRR) and certification for the Nichol Inn Property located in Pulteney, New York, Site No#E851029. The next periodic review report is due on November 2, 2015. ***Referred to: Finance Committee; Joseph Hauryski, Legislature Chairman; Patrick Donnelly, Commissioner of Finance; and Amy Dlugos, Planning Director.***

December 29, 2014

NYS Department of Environmental Conservation, Division of Water – Re: Seneca Watershed Discovery Process/FEMA Riskmap Program. A request to return the signed letter confirming the list of priorities by February 13, 2015. ***Referred to: A.I.P. Committee; Public Safety & Corrections Committee; Amy Dlugos, Planning Director; and Tim Marshall, EMO Director.***

January 2, 2015

NYS Office for the Aging – Re: Revised Notification of Grant Award (NGA) and budget pages for the Title VII program for the period of January 1, 2014 through December 31, 2014. ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

NYS Office of Parks, Recreation and Historic Preservation – Re: Notification of the James H. Bolton House located at 117 West Washington Street, Bath, NY 14810 is now listed on the New York State Register of Historic Places and nominated to the National Register of Historic Places. ***Referred to: A.I.P. Committee; and Eleanor Silliman, County Historian.***

New York State Association of Counties – Re: NYSAC By-Law Amendments. ***Referred to: Mark Alger, County Manager.***

January 5, 2015

State of New York, Executive Chamber – Re: Correspondence letter thanking for the support and friendship throughout the past four years serving as the Lieutenant Governor for the State of New York. ***Referred to: Joseph Hauryski, Legislature Chairman.***

Western Regional Off-Track Betting Corporation – Re: Check in the amount of $2,797, which represents the November 2014 retained surcharge revenues for Steuben County. ***Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.***

New York State Sheriffs' Association, Inc. – Re: The option to continue to participate in the programs negotiated by the Association or select other vendors once the agreements expire for the Jail Inmate Phone System and the Expedited Bail by Credit Card Program. ***Referred to: Public Safety & Corrections Committee; and David Cole, Steuben County Sheriff.***

January 12, 2015

New York State Department of Transportation – Re: Statewide Mass Transportation Operating Assistance (STOA) 4th quarter SFY 2014-2015 payment. ***Referred to: Amy Dlugos, Planning Director.***

New York State Governor's Traffic Safety Committee – Re: Notification of approval of the 2015 STOP DWI Plan. ***Referred to: Public Safety & Corrections Committee; and David Cole, Steuben County Sheriff.***

Vote: Acclamation – Adopted.

RESOLUTION NO. 003-15

Introduced by S. Van Etten.

Seconded by R. Weaver.

AMENDING RESOLUTION NO. 321 OF 1967, IMPOSING A GENERAL SALES AND USE TAX ON SALES OF TANGIBLE PERSONAL PROPERTY AND CERTAIN SERVICES, IN RELATION TO DISPOSITION OF NET COLLECTIONS FROM SUCH SALES AND USE TAXES, IN RELATION TO DISPOSITION OF REVENUES.

BE IT RESOLVED by the Steuben County Legislature, as follows:

Section 1. Section 14, entitled "Disposition of Revenues," of Resolution No. 321 of 1967, as amended, is REPEALED and a new Section 14 is added to read as follows:

SECTION 14. Disposition of Revenues

Net collections distributed to the County by the State Comptroller pursuant to section 1261 of the New York Tax Law shall be disposed of as follows:

(a) (1) One hundred percent of net collections from the taxes imposed by this Resolution at the rate of three percent are hereby set aside for County purposes and shall be available for any County purpose.

(2) Except as otherwise provided by section 1262-h of the New York Tax Law, one hundred percent of net collections from the taxes imposed by this Resolution at the additional rate of one percent are hereby set aside for County purposes and shall be available for any County purpose.

(b) Notwithstanding paragraph (1) of subdivision (a) of this section, during the period beginning March 1, 2015, and ending February 29, 2020, net collections from the taxes imposed by this Resolution at the rate of three percent shall be set aside for County purposes or allocated and distributed or paid to the cities in the county and the area of the County outside the cities in accordance with the agreement between the County and the cities of Corning and Hornell under section 1262(c) of the Tax Law, as follows:

(1) The County shall set aside $15,700,000, less the "Sharing Incentives" described herein, each year of such agreement for County purposes, provided that, from that amount set aside each year for County purposes, the County shall pay the City of Corning and the City of Hornell a "Sharing Incentive" allocation to each city in the amount each of $80,000 in 2015, $60,000 in 2016, $40,000 in 2017, and $20,000 in 2018.

(2) In each year of such agreement, the County shall allocate and distribute the following amounts: to the City of Corning, $2,200,000; to the City of Hornell, $2,150,000; and to the Towns and Villages within the County, $11,100,000.

(3) If the County's net collections in any year are insufficient to cover the annual amount set aside for county purposes and payments described in paragraph (1) of this subdivision and the allocations described in paragraph (2) of this subdivision, such set aside, payments and allocations shall each be reduced on a pro rata basis.

(4) If the County's net collections in a year exceed the total of the amounts set aside for County purposes and payments described in paragraph (1) of this subdivision and the allocations described in paragraph (2) of this subdivision, the County shall set aside for county purposes forty nine percent (49%) of such excess; and the

County shall allocate eight percent (8%) of such excess to the City of Corning, seven percent (7%) to the City of Hornell, and thirty six percent (36%) to the towns and villages in the county.

(5) A town or village's share of the amounts that the County allocates to the Towns and Villages in the County under paragraphs (2) and (4) of this subdivision shall be determined on the basis of the ratio which the full valuation of real property in the town bears to the aggregate full valuation of real property in all of the towns and villages in the County.

(6) For purposes of this subdivision, the term "year" shall mean a twelve month period commencing March first and ending the last day of the following February.

(7) Any net collections set aside for County purposes under this subdivision shall be available for any County purpose.

(c) During the periods beginning and ending as set forth in section 1262-h of the New York Tax Law, the County shall annually pay or cause to be paid to the city of Hornell, the city of Corning, and the towns and villages of the County the amounts specified in such section 1262-h. Such amounts to be paid to each town and village shall be determined on the basis of the ratio which the full valuation of real property in each town or village bears to the aggregate full valuation of real property in all of such towns and villages.

(d) As used in this Resolution, the following terms shall mean or include:

(1) Net collections. The moneys collected from a tax or taxes imposed by the County pursuant to Article 29 of the New York Tax Law, after deducting therefrom expenses of administration and collection of the State Commissioner of Taxation and Finance and amounts of such taxes refunded or to be refunded.

(2) General Town taxes. Taxes levied for any town purpose, including highways, upon the entire area of a town.

(3) Full valuation of real property. The assessed valuation of real property divided by the equalization rate as determined in accordance with Article 8 of the New York Real Property Tax Law.

(4) Part-town activities. Activities of town government, including highway programs, which are chargeable to the area of the town outside of villages, exclusive of special district purposes, unless such special district is a fire protection district coterminous with the area of a town outside of villages.

Section 2. This Resolution shall take effect March 1, 2015.

AND BE IT FURTHER RESOLVED, certified copies of this resolution shall be forwarded to the County Manager; County Attorney; County Clerk; Deborah R. Liebman, Esq., Deputy Counsel, New York State Department of Taxation and Finance, W.A. Harriman Campus Building 9, Room 228, Albany, NY 12227-0125; Thomas P. DiNapoli, New York State Comptroller, 110 State Street, Albany, NY 12236; Cesar A. Perales, Secretary of State, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231; Mark Ryckman, Corning City Manager, 1 Nasser Civic Center Plaza, Corning, NY 14830; Shawn Hogan, Mayor of Hornell, 82 Main Street, PO Box 627, Hornell, NY 14843.

Vote: Roll Call – Adopted.

RESOLUTION NO. 004-15

Introduced by M. Hanna and S. Van Etten. Seconded by C. Ferratella.

AUTHORIZING AND DIRECTING THE COMMISSIONER OF FINANCE TO TRANSFER $40,000 FROM THE PAVE HAUL ROAD TO SHOP CAPITAL PROJECT TO THE UPGRADE/REPLACE SCALES CAPITAL PROJECT.

WHEREAS, the truck weight scale installed in 1998 at the Bath Landfill requires repair and/or replacement; and

WHEREAS, replacement could cost as much as $82,000; and

WHEREAS, the Upgrade/Replace Scales Capital Project has a balance of $41,642; and

WHEREAS, the Pave Haul Road to Shop Capital Project fund has a balance of $149,853 which is not all required at this time; and

WHEREAS, the Public Works Committee and the Finance Committee of the Steuben County Legislature have authorized the transfer of funds from the Pave Haul Road to Shop Capital Project to the Upgrade/Replace Scales Capital Project.

NOW THEREFORE, BE IT

RESOLVED, that the Commissioner of Finance is hereby authorized and directed to make the following transfer:

- Decrease HL/EL6206.5250000 Pave Haul Road to Shop by $40,000
- Increase HL/EL7102.5250000 Upgrade/Replace Scales by $40,000

RESOLVED, that a certified copy of this resolution shall be forwarded to the Commissioner of Public Works and the Commissioner of Finance.

Vote: Roll Call – Adopted.

RESOLUTION NO. 005-15

Introduced by B. Schu and S. Van Etten. Seconded by D. Farrand.

AUTHORIZING THE COMMISSIONER OF FINANCE TO TRANSFER $3,481 AND $22,750 FROM THE CONTINGENT FUND TO THE EMERGENCY COMMUNICATIONS BUDGET AND TO THE MEDICAL EXAMINERS BUDGET RESPECTIVELY.

WHEREAS, the Office of Emergency Services oversees the administration of the Emergency Communications Budge and the Medical Examiners Budget; and

WHEREAS, the purpose of the funding is to provide for the operations of the County Emergency Communications System and the Medical Examiners Budget; and

WHEREAS, sufficient funds are not available in the Emergency Communications or the Medical Examiners Budget to cover 2014 expenses.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance is authorized to transfer $3,481 from the Contingent Fund to the Emergency Communications Budget 364100 to support $1,800 in Salaries and Wages account #1100000, $181.00 in Overtime account #1900000, and $1,500 in Vehicle Fuel Charge Backs account #5450990; and be it further

RESOLVED, that Commissioner of Finance is authorized to transfer $22,750 from the Contingent Fund to Medical Examiners Budget 1185 account #5444185 Monroe County Medical Examiners; and be it further

RESOLVED, that a certified copy of this resolution shall be forwarded to the Director of Emergency Services and the Commissioner of Finance.

Vote: Roll Call – Adopted.

RESOLUTION NO. 006-15

Introduced by S. Van Etten. Seconded by D. Farrand.

AUTHORIZING A TRANSFER FROM THE CONTINGENT FUND TO THE 2014 BUDGET FOR THE ASSIGNED COUNSEL PROGRAM.

WHEREAS, the Steuben County 2014 budget for Assigned Counsel Program contains insufficient funds to cover expenditures; and

WHEREAS, the Finance Committee has approved this transfer from the Contingent Fund to cover the 2014 expenditures.

NOW THEREFORE, BE IT

RESOLVED, that the Commissioner of Finance is hereby authorized and directed to adjust the following accounts in the 2014 budget:

EXPENSE ACCOUNTS:
Account 199000 5-499-000 Contingent - ($50,000)
Account 117300 5-423-200 Assigned Counsel - $50,000

AND BE IT FURTHER RESOLVED, certified copies of this resolution shall be forwarded to the administrative offices of the Assigned Counsel Administrator, the Public Defender, and the Commissioner of Finance.

Vote: Roll Call – Adopted.

RESOLUTION NO. 007-15

Introduced by P. McAllister. Seconded by H. Lando.

AUTHORIZING THE DIRECTOR OF THE REAL PROPERTY TAX SERVICES TO ENTER INTO A 1537 AGREEMENT WITH THE CITY OF CORNING.

WHEREAS, Real Property Tax Law Section 1537 authorizes municipalities to enter into an agreement for specific assessment services; and

WHEREAS, the City of Corning has duly adopted a resolution authorizing such Agreement in accordance with Section 1537; and

WHEREAS, the County has the ability to provide the specific assessment services to the City of Corning; and

WHEREAS, the County and City agree to enter into a municipal cooperation agreement pursuant to Real Property Tax Law Section 1537 and General Municipal Law Section 119-o for the County to provide specific assessment services to the City.

NOW THEREFORE, BE IT

RESOLVED, that the County Manager is authorized to execute a Real Property Tax Law Section 1537 Agreement with the City of Corning for a five-year term; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Director of the Real Property Tax Service Agency and Mark L. Ryckman, Corning City Manager, 500 Nasser Civic Center Plaza, Corning, New York 14830.

Mr. Weaver asked for an explanation of this resolution. Mr. Alger stated there are certain activities that the County can complete for municipalities. The City of Corning is short-staffed at the moment and with this agreement, we will be able to help them until they are fully staffed.

Vote: Roll call – Adopted.

RESOLUTION NO. 008-15

Introduced by R. Weaver. Seconded by G. Roush.

AUTHORIZING THE SUBMISSION OF A FEDERAL SECTION 5311 CONSOLIDATED GRANT APPLICATION FOR PUBLIC TRANSPORTATION.

WHEREAS, the County of Steuben is submitting a request for a consolidated grant of funds to the New York State Department of Transportation, pursuant to Title 49 United States Code Section 5311, for a project to provide public mass transportation service for fixed route and demand response transportation service for Steuben Transit and Steuben Area Rides for Steuben County for the 2015 and 2016 fiscal years; and

WHEREAS, the County of Steuben and the State of New York have entered into a continuing agreement which authorizes the undertaking of the project and payment of the Federal Share; and

WHEREAS, the County of Steuben is contracting with a third party subcontractor for the project described above.

NOW THEREFOR, BE IT

RESOLVED, that the Planning Director is authorized to act on behalf of the County of Steuben to sign the application for such Section 5311 funds and to progress and complete the above named project; and be it further

RESOLVED, that the Planning Director is authorized to sign any contracts or agreements between the County of Steuben and any third party subcontractor necessary to complete the public transportation project, subject to the approval of the County Attorney; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Steuben County Planning Director.

Vote: Roll Call – Adopted.

RESOLUTION NO. 009-15

Introduced by R. Weaver. Seconded by H. Lando.

AUTHORIZING A PUBLIC HEARING ON A COMMUNINTY DEVELOPMENT BLOCK GRANT APPLICATION.

WHEREAS, the Steuben County Planning Department intends to submit an application for a Community Development Block Grant (CDBG 2014); and

WHEREAS, such grant would provide funding for income-eligible homeowners to repair malfunctioning septic systems or water wells; and

WHEREAS, the CDBG application process now requires a public hearing before this body before an application may be submitted; and

WHEREAS, such application is due on February 27, 2015.

NOW THEREFORE, BE IT

RESOLVED, a Public Hearing on the submission of a CDBG application for housing rehabilitation (water well and septic repair/replacement) shall be held by this County Legislature on the 23rd day of February 2015 at 10:00 a.m.; and be it further

RESOLVED, that the Clerk of this Legislature shall cause a Notice of said Public Hearing to be published in the official newspapers; and be it further

RESOLVED, that a certified copy of this resolution shall be forwarded to the Steuben County Planning Director.

Vote: Acclamation – Adopted.

RESOLUTION NO. 010-15

Introduced by B. Schu and P. McAllister. Seconded by C. Ferratella.

AUTHORIZING THE RECLASSIFICATION OF A POSITION WITHIN THE DISTRICT ATTORNEY'S OFFICE.

Pursuant to the Steuben County Charter, Section 2.07(8) and the Administrative Code, Part I, Q(1).

WHEREAS, a Typist in the District Attorney's Office performs clerical work of a more complicated nature; and

WHEREAS, a Senior Typist will have added duties of higher level clerical work related to confidential legal records; and

WHEREAS, a Senior Typist position more appropriately performs these duties; and

WHEREAS, the Personnel Officer, the Administration Committee, and Public Safety and Corrections Committee have reviewed said position within the District Attorney's Office that requires a job title change and have approved the recommended change.

NOW THEREFORE, BE IT

RESOLVED, effective with the adoption of this resolution, the following position in the District Attorney's office is hereby reclassified as follows:

Typist, Grade IV ($24,825 to $35,046) to
Senior Typist, Grade VI ($26,867 to $37,928)

AND BE IT FURTHER RESOLVED, that the 2015 County Job Classification and Salary Schedule is hereby amended to reflect the above-stated changes; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Commissioner of Finance, Personnel Officer, and the District Attorney.

Vote: Roll Call – Adopted.

RESOLUTION NO. 011-15

Introduced by P. McAllister. Seconded by D. Farrand.

ABOLISHING VACANT POSITIONS RESULTING FROM THE SALE OF THE HEALTH CARE FACILITY.

Pursuant to Article 5 of the County Law of the State of New York.

WHEREAS, on July 1, 2014 the Steuben County Health Care Facility was sold and is no longer under Steuben County purview; and

WHEREAS, approximately 126 county positions formerly in use at the Steuben County Health Care Facility are now vacant; and

WHEREAS, the attached list of vacant positions should be abolished; and

WHEREAS, the Administration Committee approved a resolution to abolish the vacant positions.

NOW THEREFORE, BE IT

RESOLVED, the following positions are hereby abolished and shall be removed from the County's salary schedule and roster, as follows:

See attached list of positions

AND BE IT FURTHER RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, Commissioner of Finance and Personnel Officer.

HEALTH CARE FACILITY - SCHEDULE OF VACANT POSITIONS

Title	Class	Department	Pos #	Date Vacant
Asst. to the HCF Administrator	0440	11-453073	01	5/16/14
Cleaner, PT	0790	11-453064	08	4/8/13
Cleaner, PT	0790	11-453064	09	2/13/12
Cleaner, PT	0790	11-453064	10	7/30/12
Cook	1210	11-453061	01	6/30/14
Cook	1210	11-453061	02	6/30/14
Deliveryperson	1451	11-453062	01	6/30/14
Dentist, PT	1455	11-453015	01	6/30/14
Director of Staff Dev. & Trg.	1710	11-453002	01	11/1/13
Food Service Helper	2060	11-453061	01	6/30/14
Food Service Helper	2060	11-453061	04	6/30/14
Food Service Helper	2060	11-453061	05	6/30/14
Food Service Helper	2060	11-453061	07	6/30/14
Food Service Helper	2060	11-453061	08	6/30/14
Food Service Helper	2060	11-453061	09	6/30/14
Food Service Helper, PT	2080	11-453061	01	6/30/14
Food Service Helper, PT	2080	11-453061	02	6/6/14
Food Service Helper, PT	2080	11-453061	10	6/30/14
Food Service Helper, PT	2080	11-453061	11	4/21/14
Food Service Helper, PT	2080	11-453061	12	2/24/14
Food Service Helper, PT	2080	11-453061	13	6/8/12

Food Service Helper, PT	2080	11-453061	14	6/30/14
Food Service Helper, PT	2080	11-453061	15	6/30/14
Food Service Helper, PT	2080	11-453061	16	6/30/14
Head Nurse	2140	11-453001	04	4/5/14
Head Nurse	2140	11-453001	05	6/13/14
Head Nurse	2140	11-453001	06	6/30/14
Head Nurse	2140	11-453001	07	3/17/14
HCF Care Plan Coordinator	2147	11-453001	01	6/30/14
Leisure Time Act. Director	2460	11-453013	01	12/26/13
Leisure Time Act. Aide	2480	11-453013	01	6/30/14
Leisure Time Act. Aide	2480	11-453013	02	6/30/14
LPN	2500	11-453003	01	6/30/14
LPN	2500	11-453003	02	6/30/14
LPN	2500	11-453003	03	6/30/14
LPN	2500	11-453003	04	6/30/14
LPN	2500	11-453003	05	6/30/14
LPN	2500	11-453003	06	6/30/14
LPN	2500	11-453003	08	6/30/14
LPN	2500	11-453003	09	6/30/14
LPN	2500	11-453003	10	6/30/14
LPN	2500	11-453003	11	6/30/14
LPN	2500	11-453003	13	6/30/14
LPN	2500	11-453003	15	6/30/14
LPN	2500	11-453003	26	6/30/14
LPN	2500	11-453003	27	6/30/14
LPN	2500	11-453003	28	6/30/14
LPN, PT	2520	11-453003	02	6/30/14
Maintenance Person	2580	11-453062	01	5/3/13
Medical Records Clerk-Typist	2600	11-453020	01	6/30/14
Medical Director, PT	2660	11-453021	01	6/30/14
Nurse Practitioner	2735	11-453021	02	6/30/14
Nursing Assistant	2740	11-453003	01	6/30/14
Nursing Assistant	2740	11-453003	03	6/30/14
Nursing Assistant	2740	11-453016	04	6/21/14
Nursing Assistant	2740	11-453003	05	6/30/14
Nursing Assistant	2740	11-453003	07	6/15/14
Nursing Assistant	2740	11-453003	08	6/30/14
Nursing Assistant	2740	11-453003	09	6/30/14
Nursing Assistant	2740	11-453003	10	6/30/14
Nursing Assistant	2740	11-453003	11	6/30/14
Nursing Assistant	2740	11-453003	12	6/30/14

Nursing Assistant	2740	11-453003	13	6/30/14
Nursing Assistant	2740	11-453003	15	6/30/14
Nursing Assistant	2740	11-453003	16	6/30/14
Nursing Assistant	2740	11-453003	17	6/30/14
Nursing Assistant	2740	11-453003	18	6/30/14
Nursing Assistant	2740	11-453003	19	6/30/14
Nursing Assistant	2740	11-453003	20	6/30/14
Nursing Assistant	2740	11-453003	21	6/30/14
Nursing Assistant	2740	11-453003	22	6/30/14
Nursing Assistant	2740	11-453003	24	6/30/14
Nursing Assistant	2740	11-453003	25	6/30/14
Nursing Assistant	2740	11-453003	26	6/30/14
Nursing Assistant	2740	11-453003	27	6/30/14
Nursing Assistant	2740	11-453003	28	6/30/14
Nursing Assistant	2740	11-453003	29	6/16/14
Nursing Assistant	2740	11-453003	30	6/30/14
Nursing Assistant	2740	11-453003	31	6/30/14
Nursing Assistant	2740	11-453003	32	6/30/14
Nursing Assistant	2740	11-453003	33	5/19/14
Nursing Assistant	2740	11-453003	34	6/30/14
Nursing Assistant	2740	11-453016	36	6/30/14
Nursing Assistant	2740	11-453003	37	6/30/14
Nursing Assistant	2740	11-453003	39	6/30/14
Nursing Assistant	2740	11-453003	40	6/30/14
Nursing Assistant	2740	11-453003	41	6/30/14
Nursing Assistant	2740	11-453003	42	6/30/14
Nursing Assistant	2740	11-453003	44	6/30/14
Nursing Assistant	2740	11-453016	45	6/6/14
Nursing Assistant	2740	11-453003	46	6/30/14
Nursing Assistant	2740	11-453003	47	5/5/14
Nursing Assistant	2740	11-453003	48	6/30/14
Nursing Assistant	2740	11-453003	49	6/30/14
Nursing Assistant	2740	11-453003	50	6/30/14
Nursing Assistant	2740	11-453003	51	6/30/14
Nursing Assistant	2740	11-453003	52	6/30/14
Nursing Assistant	2740	11-453003	53	6/30/14
Nursing Assistant, PT	2760	11-453003	01	6/30/14
Nursing Assistant, PT	2760	11-453003	03	6/30/14
Nursing Assistant, PT	2760	11-453003	05	5/7/14
Nursing Assistant, PT	2760	11-453003	06	6/30/14
Nursing Assistant, PT	2760	11-453003	08	6/30/14

Nursing Assistant, PT	2760	11-453003	10	6/30/14
Nursing Assistant, PT	2760	11-453003	11	6/30/14
Nursing Assistant, PT	2760	11-453003	13	4/21/14
Nursing Assistant, PT	2760	11-453003	15	3/7/14
Nursing Assistant, PT	2760	11-453003	18	5/5/14
Nursing Assistant, PT	2760	11-453003	20	3/24/14
Nursing Assistant, PT	2760	11-453003	22	6/30/14
Nursing Assistant, PT	2760	11-453003	25	2/24/14
Nurs.Case Mgr.for Sh.Term Rehab	2770	11-453003	01	1/13/14
Occupational Therapist, PT	2775	11-453017	01	6/30/14
Occupational Therapy Assist.	2776	11-453017	01	6/30/14
Physical Therapist, PT	2904	11-453016	01	6/30/14
Physical Therapist	2905	11-453016	02	6/30/14
Physical Therapy Assistant	2907	11-453162	01	6/30/14
Physical Therapy Assistant	2907	11-453016	03	6/30/14
Physical Therapy Asst, PT	2909	11-453016	01	3/10/14
Reg. Prof. Nurse	3320	11-453003	03	7/3/13
Reg. Prof. Nurse	3320	11-453003	06	9/9/13
Reg. Prof. Nurse	3320	11-453003	09	10/23/13
Speech Therapist, PT	3905	11-453018	01	6/30/14
Speech Therapist, PT	3905	11-453018	02	6/30/14
Supv. of Housekeeping	4200	11-453064	01	6/30/14
Ward Clerk	4434	11-453003	01	6/29/14
TOTAL = 126				

Mr. Alger stated this resolution is implementing the final steps of the sale of the Health Care Facility. This will clean up the books so we can move forward.

Vote: Roll Call – Adopted.

Motion to block vote resolutions 12 through 26 and dispense with the reading made by Mr. McAllister, seconded by Mrs. Lando and duly carried.

RESOLUTION NO. 012-15

Introduced by Mr. Hauryski. Seconded by Ms. Lattimer.

APPOINTING MEMBERS TO THE E-911 ADVISORY BOARD.

WHEREAS, the Steuben County Legislature adopted Resolution No. 058-02 on February 25, 2002, appointing the members of the E 911 Advisory Board, and

WHEREAS, the Board members were appointed to serve three-year rotating terms; and

WHEREAS, the term of some Board members expired December 31, 2014.

NOW THEREFORE, BE IT

RESOLVED, as recommended by the Chair of the Steuben County Legislature, the following individuals are hereby appointed (reappointed) to the E 911 Advisory Board for a three (3) year term as indicated:

E 911 ADVISORY BOARD

MEMBERS	**TERM**
Fire Services Representatives (1 paid city; 3 volunteer)	
Anthony Hopper, Bath VA (*filling unexpired term of Larry Day*)	01/01/14 – 12/31/16
Joseph J. Dick, North Hornell	01/01/15 – 12/31/17
Brian D. McCarthy, Painted Post	01/01/15 – 12/31/17
Dan Smith, Hornell City Fire Chief	01/01/13 – 12/31/15
Volunteer Ambulance Representatives	
Rick Andrews (Woodhull)	01/01/13 – 12/31/15
Gregg Learned (Hammondsport)	01/01/14 – 12/31/16
Paid Ambulance Representatives	
Alan Lewis, Rural Metro	01/01/14 – 12/31/16
Local Police Representative	
Chad Mullen, Bath Village Police Chief (*filling unexpired term of David Rouse*)	01/01/14 – 12/31/16
State Police Representative	
Captain Kevin Reilly, Bath Zone Commander	01/01/14 – 12/31/16
Sheriff Representative	
David V. Cole, Sheriff	01/01/14 – 12/31/16
City Police Representative	
Salvatore Trentanelli, Corning City Police Chief	01/01/13 – 12/31/15
City At-Large Representative	
Shawn Hogan, Hornell City Mayor	01/01/13 – 12/31/15
Mark L. Ryckman, Corning City Manager	01/01/13 – 12/31/15
County Government Representatives	
K. Michael Hanna, District 5 (*filling unexpired term of Thomas J. Ryan*)	01/01/13 – 12/31/15
Brian C. Schu, District 6	01/01/15 – 12/31/17
Carol A. Ferratella, District 13, Chairman's Designee	01/01/14 – 12/31/16

Ex-Officio Members (Non-Voting)
David Hopkins, E 911 Director
Timothy Marshall, Director, Emergency Management Office

AND BE IT FURTHER RESOLVED, the Chair of the Steuben County Legislature hereby appoints Mark R. Alger to serve as the Chair of the Advisory Board and Chief Salvatore Trentanelli to serve as the Vice Chair of the Advisory Board, and be it further

RESOLVED, the members shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of their duties on the E 911 Advisory Board, and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the above-named appointees and the County Auditor.

Vote: Acclamation – Adopted.

RESOLUTION NO. 013-15

Introduced by Mr. Hauryski. Seconded by Ms. Lattimer.

APPOINTING MEMBERS OF THE AFFIRMATIVE ACTION COMMITTEE, AN ADVISORY COUNCIL TO THE COMMITTEE, AN AFFIRMATIVE ACTION OFFICER AND AN EQUAL EMPLOYMENT OPPORTUNITY COUNSELOR.

Pursuant to the Federal Equal Employment Opportunity Act, Civil Rights Act, as amended, the New York State Human Rights Law and the rules, regulations and acts of the Federal and State Governments pertaining thereto.

WHEREAS, the County of Steuben represents that it reaffirms its policy of non-discrimination in provisions of all services provided to members of the public by all departments and agencies of the County; and

WHEREAS, the County of Steuben commits itself to a continuing program to assure that unlawful discrimination does not occur in the services it renders to the public and that those sectors of the public most affected by this policy be kept informed of its contents; and

WHEREAS, the Affirmative Action Plan was adopted by the Steuben County Board of Supervisors by resolution dated September 20, 1976 and that plan provided for the appointment of a nine member Affirmative Action Committee, an Affirmative Action Officer, and an Equal Employment Opportunity Counselor; and

WHEREAS, vacancies now exist and upon the recommendation of the Chairman of the Steuben County Legislature said vacancies must now be filled.

NOW THEREFORE, BE IT

RESOLVED, as recommended by the Chairman of the Steuben County Legislature the following persons are hereby appointed to the

AFFIRMATIVE ACTION COMMITTEE

Term Commencing January 1, 2013 through December 31, 2015
1. Robert McDaniels, President, Steuben County Deputy Sheriff's Association
2. Victoria Fuerst, Director, Public Health
3. Patrick F. Donnelly, Commissioner of Finance (*filling unexpired term of David McCarroll*)
4. Nancy B. Smith, Personnel Officer

Term Commencing January 1, 2014 through December 31, 2016
1. Shawn Gardiner, President, Steuben County Corrections Officers, Dispatchers and Court Security Officers Unit
2. Scott J. Van Etten, Legislator
3. Brian C. Schu, Legislators

Term Commencing January 1, 2015 through December 31, 2017
1. Chris Myers, President, CSEA
2. Michael Ramirez, Deputy Sheriff, Steuben County Sheriff's Office
3. April Cook, Employee, Department of Social Services
4. Kathryn Muller, Commissioner, Department of Social Services

BE IT FURTHER RESOLVED, members of the Affirmative Action Committee shall serve staggered three-year terms upon reappointment; and be it further

RESOLVED, as recommended by the Chairman of this Legislature, the following person is hereby appointed to serve at the pleasure of this Legislature:

AFFIRMATIVE ACTION OFFICER/EQUAL EMPLOYMENT OPPORTUNITY COUNSELOR
Nathan Alderman

AND BE IT FURTHER RESOLVED, the above-named appointees shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of their duties on the Affirmative Action Committee; and be it further

RESOLVED, the names, titles and addresses of the above-stated appointees shall be on file in the Office of the Personnel Officer; and be it further

RESOLVED, the duties involving the above-named appointees in their capacities set forth herein shall be those described in the Steuben County Affirmative Action Plan; and be it further

RESOLVED, the members of the Affirmative Action Committee as herein above appointed shall elect the Chairman of said Committee and shall also set the length of the term of office of said Chairman; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the above-named appointees and the County Auditor.

Vote: Acclamation – Adopted.

RESOLUTION NO. 014-15

Introduced by Mr. Hauryski. Seconded by Ms. Lattimer.

APPOINTING MEMBERS TO THE STEUBEN COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD.

WHEREAS, the terms of certain members of the Agricultural and Farmland Protection Board will expire; and

WHEREAS, Article 25AA of the Agriculture and Markets Law requires staggered four-year terms.

NOW THEREFORE, BE IT

RESOLVED, the following persons, as recommended by the Chairman of the Legislature, are hereby appointed (reappointed) as members of the Steuben County Agricultural and Farmland Protection Board for the terms indicated and shall hold office until reappointed or successor is appointed; and has qualified to wit:

January 1, 2012 through December 31, 2015
Mike Slayton, 7195 County Route 27, Hornell, NY 14843
Robert V. Nichols, 743 Thompson Road, Addison, NY 14801

January 1, 2014 through December 31, 2017
Ken Ward, MJ Ward & Son, Inc., PO Box 747, Bath, NY 14810
Matthew Doyle, Doyle Vineyards Management, PO Box 476, Hammondsport, NY 14840

January 1, 2015 through December 31, 2018
Shawn Gilson, 3699 State Route 21, Wayland, NY 14572
Tom Massi, 246 Victory Highway, Painted Post, NY 14870

Ex-Officio Members (Voting)
David Stull, Chairperson, Soil & Water Conservation District Board of Directors, or Designee
William A. Peoples, Steuben County Legislator, District 11
Tom Tomsa, Director, Cornell Cooperative Extension, or Designee

Steuben County Planning Director
Steuben County Real Property Tax Service Agency Director

Advisory Members (Non-Voting)
James C. Johnson, Executive Director, Steuben County Industrial Development Agency

AND BE IT FURTHER RESOLVED, the members shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of their duties on the Agricultural and Farmland Protection Board; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the above-named appointees, the Planning Director, County Auditor, and Mr. William Brown, Chairman, Steuben County Agricultural and Farmland Protection Board, 9230 West Waneta Lake Road, Hammondsport, NY 14840.

Vote: Acclamation – Adopted.

RESOLUTION NO. 015-15

Introduced by Mr. Hauryski. Seconded by Ms. Lattimer.

APPOINTING A REPRESENTATIVE TO THE FINGER LAKES HEALTH SYSTEMS AGENCY BOARD OF DIRECTORS AND THE SOUTHERN TIER SUBAREA COUNCIL.

BE IT RESOLVED, Henry W. Chapman, Psy.D. be, and he hereby is, appointed by this Steuben County Legislature as the Steuben County Consumer Representative on the Finger Lakes Health Systems Agency Board of Directors and the Southern Tier Subarea Council for a term of two (2) years commencing January 1, 2015 and ending December 31, 2016; and be it further

RESOLVED, said member shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of his duties on the Finger Lakes Health System Agency Board of Directors; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the above-named appointee, the County Auditor and to the Finger Lakes Health Systems Agency, 1150 University Ave, Rochester, NY 14607.

Vote: Acclamation – Adopted.

RESOLUTION NO. 016-15

Introduced by Mr. Hauryski. Seconded by Ms. Lattimer.

APPOINTING MEMBERS TO THE STEUBEN COUNTY FIRE ADVISORY BOARD.

Pursuant to Section 225-a of the County Law of the State of New York.

RESOLVED, the following persons are hereby appointed members of the Steuben County Fire Advisory Board for a term of two (2) years, commencing January 1, 2015 and ending December 31, 2016:

LEGISLATIVE MEMBER

1. Aaron I. Mullen, 9077 Reynolds Rd., Avoca, NY 14809

NON-LEGISLATIVE MEMBERS

2. John Ford, 58 Maple St., Addison, NY 14801
3. Dan Smith, 108 Broadway, Hornell, NY 14843
4. William Todd Hall, 226 Main St., Painted Post, NY 14870
5. Joseph Dick, 306 First St., Hornell, NY 14843

6. Timothy D. Marshall, Director, Emergency Management Office, Bath, NY 14810/Ken Forenz - Alternate
7. Brad Davies, 1 Civic Center Plaza, Corning, NY 14830
8. Douglas Heinemann, 8425 Jacobs Ladder Rd., Avoca, NY 14809
9. Brian McCarthy, 3824 West Hill Rd., Painted Post, NY 14870
10. Michael Gilman, PO Box 274, Cohocton, NY 14826
11. Evan Brown, 2794 Forest Hill Dr., Corning, NY 14830
12. J. David Sawyer, 1646 Jasper St., Woodhull, NY 14898
13. David Hopkins, E911 Director, Bath, NY 14810/Tina Goodwin – Alternate
14. Larry Day, 9623 CR 87, Hammondsport, NY 14840
15. Dan Hulbert, 8813 SR 36, Arkport, NY 14807
16. Tom Jamison, 4 Eleventh St., Canisteo, NY 14823
17. David Cole, Steuben County Sheriff, Bath, NY 14810

EX-OFFICIO MEMBERS

18. Donald Fredericy, DFC, 27 East Ave., Wayland, NY 14572
19. Dean Patterson, DFC, 579 Victory Highway, Painted Post, NY 14870
20. Timothy Martin, DFC, 6300 CR 100, Addison, NY 14801
21. Michael Wilson, DFC, 5522 Ordway Lane, Canisteo, NY 14823
22. William Fries, Chief DFC, 7344 Fish Hatchery Rd., Bath, NY 14810
23. Joseph Gerych, Fire Service Aide, 4891 Chamberlain Rd., Bath, NY 14810

BE IT FURTHER RESOLVED, members shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of their duties on the Fire Advisory Board; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the above-named appointees, the County Auditor and the Steuben County Emergency Management Office.

Vote: Acclamation – Adopted.

RESOLUTION NO. 017-15

Introduced by Mr. Hauryski. Seconded by Ms. Lattimer.

APPOINTING REPRESENTATIVES TO THE FISH AND WILDLIFE MANAGEMENT ACT BOARD.

Pursuant to Section 11-0501, Paragraph 4(a) of the Environmental Conservation Law of the State of New York.

BE IT RESOLVED, upon the recommendation of the Chairman of the Steuben County Legislature, the following individuals are appointed to serve as representatives of the Fish and Wildlife Management Act Board.

Steuben County Landowner Representative: *January 1, 2015 - December 31, 2016*	Mike Warren 2901 County Road 56 Hornell, NY 14873
Steuben County Sportsman Representative: *January 1, 2014 – December 31, 2015*	Thomas J. Ryan 41 Chestnut Street Canisteo, NY 14823
Steuben County Legislative Representative: *January 1, 2014 – December 31, 2015*	Aaron I. Mullen Steuben County Legislator 9077 Reynolds Street Avoca, NY 14809

AND BE IT FURTHER RESOLVED, the representatives shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of their duties on the Fish and Wildlife Management Act Board; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the above-named appointees; the NYS Department of Environmental Conservation, 6274 East Avon-Lima Road, Avon, NY 14414; the Auditor.

Vote: Acclamation – Adopted.

RESOLUTION NO. 018-15

Introduced by Mr. Hauryski. Seconded by Ms. Lattimer.

APPOINTING STEUBEN COUNTY REPRESENTATIVES TO THE LAMOKA/WANETA LAKES COMMISSION.

WHEREAS, the counties of Steuben and Schuyler, and their respected affected townships, adopted resolutions creating the Lamoka/Waneta Lakes Protection and Rehabilitation District; and

WHEREAS, the management of said district is administered by the Lamoka/Waneta Lakes Commissioner comprised of seven (7) voting members and two (2) ex-officio non-voting members; and

WHEREAS, it is stipulated by Intergovernmental Agreement between Steuben and Schuyler County that five (5) voting members shall be from Schuyler County and two (2) voting members shall be from Steuben County, with each County being represented with an ex-officio non-voting member from their respective Soil and Water Conservation Districts; and

WHEREAS, all Commission members shall serve four-year staggered terms; and

WHEREAS, the term of a Steuben County appointee has expired and a vacancy has occurred.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Chairman of the Legislature, recommends the appointments of the following individuals to the Lamoka/Waneta Lakes Commission for the term specified:

Town of Wayne Elected Official
Dennis Carlson, Wayne Town Councilman
12182 East Lake Road
Hammondsport, NY 14840
Term: 01/01/13 – 12/31/16

Steuben County Property Owner in District
Nancy Gabel
9150 Carpenter Road
Wayne, NY 14893
Term: 01/01/15 – 12/31/18

Ex-Officio Member
Jeffrey Parker, District Manager
Steuben County Soil and Water Conservation District
415 West Morris Street
Bath, NY 14810

AND BE IT FURTHER RESOLVED, said members shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of their duties on the Lamoka/Waneta Lakes Commission; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the above-named appointees, the County Auditor and the Schuyler County Legislature.

Vote: Acclamation – Adopted.

RESOLUTION NO. 019-15

Introduced by Mr. Hauryski. Seconded by Ms. Lattimer.

APPOINTING MEMBERS TO THE STEUBEN COUNTY LOCAL EMERGENCY PLANNING COMMITTEE (LEPC).

Pursuant to Title III of the Superfund Amendments and Reauthorization Act of 1986.

WHEREAS, on October 17, 1986, the Superfund Amendments and Reauthorization Act of 1986 (SARA) was enacted into law; and

WHEREAS, one part of the new SARA provisions is Title III: the Emergency Planning and Community Right-Know-Act of 1986; and

WHEREAS, Title III establishes requirements for Federal, State and local governments and industry regarding emergency planning and community right-to-know reporting on hazardous and toxic chemicals; and

WHEREAS, this legislation builds upon Environmental Protection Agency's Chemical Emergency Preparedness Program (CEPP) and numerous State and local programs aimed at helping communities to better meet their responsibilities in regard to potential chemical emergencies; and

WHEREAS, Title III required each State to establish an Emergency Response Commission, and required that the State Commission designate local emergency planning districts and appoint local emergency planning committees to develop local emergency response plans.

NOW THEREFORE, BE IT

RESOLVED, the following members are hereby endorsed to the Steuben County Local Emergency Planning Committee by the Chairman of the Steuben County Legislature, to be appointed by the New York State Emergency Response Commissioner (SERC), as follows:

MEMBERS
LOCAL & STATE GOVERNMENT REPRESENTATIVES

Steuben County Legislature Chair
3 East Pulteney Square
Bath, NY 14810

NYS Senator/Designee, 58th District
105 East Steuben Street
Bath, NY 14810

Public Safety & Corrections Committee Chair
Steuben County Legislature
3 East Pulteney Square
Bath, NY 14810

NYS Assemblyman/Designee, 132nd District
105 East Steuben Street
Bath, NY 14810

LAW ENFORCEMENT REPRESENTATIVES

Steuben County Sheriff
Public Safety Building
PO Box 271
Bath, NY 14810

Steuben County Undersheriff
Public Safety Building
PO Box 271
Bath, NY 14810

EMERGENCY SERVICES REPRESENTATIVES

Timothy D. Marshall
EMO Director/Fire Coordinator
3 East Pulteney Square
Bath, NY 14810

Kenneth J. Forenz
EMO Deputy Director
3 East Pulteney Square
Bath, NY 14810

David Hopkins, Director
9-1-1 Enhanced Department
3 East Pulteney Square
Bath, NY 14810

Tina Goodwin, Deputy Director (Alternate)
9-1-1 Enhanced Department
3 East Pulteney Square
Bath, NY 14810

CITIZEN REPRESENTATIVES

Sharon Burke
1657 Dachshund Drive
Corning, NY 14830

David Herrington
328 Victory Drive
Painted Post, NY 14870

Steve Monroe
11540 Ginnan Road
Corning, NY 14830

FIRE SERVICE REPRESENTATIVES

Dan Smith, Chief
Hornell City Fire Department
110 Broadway
Hornell, NY 14843

Brad Davies, Chief
Corning City Fire Department
2 Corning Boulevard
Corning, NY 14830

Ed Fletcher
NYS OFPC
600 College Avenue
Montour Falls, NY 14865

HEALTH SERVICE REPRESENTATIVES

Victoria Fuerst, Director/Karen Travis, Alternate
Steuben County Public Health
3 East Pulteney Square
Bath, NY 14810

Tom Klaseus
NYS Department of Health
107 Broadway
Hornell, NY 14843

HOSPITAL REPRESENTATIVES

Chief Anthony Hopper
Veterans Administration
Medical Center
Bath, NY 14810

Theresa Strong
Ira Davenport Hospital
NYS Route 54, Box 305
Bath, NY 14810

Peg Webb
St. James Mercy Health
411 Canisteo Street
Hornell, NY 14843

Robert Philpott
Corning Hospital
176 East Denison Parkway
Corning, NY 14830

INDUSTRIAL REPRESENTATIVES

Chief Joe McUmber
Corning, Inc.
SP-TG01-01
Corning, NY 14830

Gary Worsman
Dresser-Rand Company
100 Chemung Street
Painted Post, NY 14870

John Istler
Kraft Foods
8596 Main Street
Campbell, NY 14821

Brian Polmanteer
T & R Towing
7774 Industrial Park Drive
Hornell, NY 14843

ENVIRONMENTAL REPRESENTATIVES

Greg Young
NYS Department of Environmental Conservation
6274 East Avon-Lima Road
Avon, NY 14414

Chad Kehoe
NYS Department of Environmental Conservation
100 North Main Street
Elmira, NY 14901

NEW YORK STATE POLICE REPRESENTATIVES

Sgt. Jim McCormack
NYS Police Headquarters, Troop E
1569 Rochester Road
Canandaigua, NY 14424

Sgt. Rick Bates
NYS Police Substation
7237 State Route 415
Bath, NY 14810

NON-GOVERNMENTAL ORGANIZATION REPRESENTATIVES

Joel Robinson
Greater Steuben Chapter American Red Cross
123 West Market Street
Corning, NY 14830

Judy Colman (Alternate)
Greater Steuben Chapter American Red Cross
123 West Market Street
Corning, NY 14830

BE IT FURTHER RESOLVED, that said members shall serve at the pleasure of the Steuben County Legislature and shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of their duties on the Steuben County Local Emergency Planning Committee, and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the above-named appointees and the County Auditor.

Vote: Acclamation – Adopted.

RESOLUTION NO. 020-15

Introduced by Mr. Hauryski. Seconded by Ms. Lattimer.

APPOINTING STEUBEN COUNTY REPRESENTATIVES TO THE COMMITTEES ON PRESCHOOL SPECIAL EDUCATION.

WHEREAS, New York State law requires school districts to establish committees on Preschool Special Education, and

WHEREAS, Counties have been given the option of appointing representatives to each of the school districts therein.

NOW THEREFORE, BE IT

RESOLVED, that Steuben County hereby appoints the following as representatives to all School Districts serving Steuben County residents, and be it further

RESOLVED, that the following appointments to said Committees by recommendation of the Steuben County Manager are hereby approved and ratified:

Diane Kiff, Administrative Officer
Steuben County Special Children's Services
3 East Pulteney Square
Bath, NY 14810

Anne Roser, Service Coordinator
Steuben County Special Children's Services
3 East Pulteney Square
Bath, NY 14810

Regina Rice, Service Coordinator
Steuben County Special Children's Services
3 East Pulteney Square
Bath, NY 14810

BE IT FURTHER RESOLVED, that the above-named appointees shall serve without compensation and shall only receive reimbursement for necessary expenses, upon presentation of receipts, related to the fulfillment of their duties on the Preschool Special Education Committee; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the above-named appointees and the County Auditor.

Vote: Acclamation – Adopted.

RESOLUTION NO. 021-15

Introduced by Mr. Hauryski. Seconded by Ms. Lattimer.

FILLING VACANCIES ON THE STEUBEN COUNTY CONFERENCE & VISITORS' BUREAU BOARD OF DIRECTORS.

WHEREAS, the Steuben County Legislature adopted Resolution No. 056-93 on October 25, 1993, authorizing and directing the creation of the Steuben County Conference and Visitors' Bureau and establishing the appointment of voting members on the Board of Directors as staggered three (3) year terms; and

WHEREAS, the term for some Board members expired December 31, 2014.

NOW THEREFORE, BE IT

RESOLVED, the following individuals, as recommended by the Chairman of the Legislature, are hereby appointed as members of the Steuben County Conference and Visitors' Bureau Board of Directors for the terms as indicated and shall hold office until reappointed or a successor is appointed and qualified to wit:

VOTING MEMBERS

Accommodations	**TERMS**
Jan Ebeling, President/COO, Radisson Hotel, Corning	01/01/14 – 12/31/16
Edward Marden, Owner/General Partner, Camp Bell Campground	01/01/13 – 12/31/15
Linda Wright, General Manager, Fairfield Inn by Marriott	01/01/15 – 12/31/17
Attractions	
Coleen Fabrizi, Executive Director, Corning's Gaffer District	01/01/13 – 12/31/15
Kerry Miller, Tourism Sales Specialist, Corning Museum of Glass	01/01/14 – 12/31/16
Erin Rafalowski, Marketing Manager, Heron Hill Winery	01/01/15 – 12/31/17
Community-at-Large	
Marion Crawford, President, Wayland Area Revitalization, Inc. *(filling unexpired term of Mary Shupp)*	01/01/13 – 12/31/15
Ronald F. Leonard, President, Keuka Lakeside Inn	01/01/14 – 12/31/16
Shelly Stevens, Executive Director, Hornell Partners for Growth	01/01/15 – 12/31/17
Chamber of Commerce Representative	
Ken Corey, President, Hammondsport Chamber of Commerce	01/01/15 – 12/31/15
County Manager Designee	
Amy Dlugos, Planning Director	01/01/13 – 12/31/15

County Legislators

K. Michael Hanna, District 5	01/01/13 – 12/31/15
Hilda T. Lando, District 2	01/01/15 – 12/31/17

BE IT FURTHER RESOLVED, the above-named appointees shall serve without compensation, other than necessary expenses, upon presentation of receipts, related to the fulfillment of their duties on the Steuben County Conference and Visitors' Bureau Board of Directors; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the above-named appointees and Peggy Coleman, Executive Director, Steuben County Conference and Visitors' Bureau, Inc., 1 West Market Street, Baron Steuben Building, Suite 301, Corning, NY 14830.

Vote: Acclamation – Adopted.

RESOLUTION NO. 022-15

Introduced by Mr. Hauryski. Seconded by Ms. Lattimer.

APPOINTING MEMBERS TO THE SOUTHERN TIER CENTRAL REGIONAL PLANNING AND DEVELOPMENT BOARD'S STEUBEN COUNTY HUMAN SERVICES COMMITTEE.

WHEREAS, at its July 1973 meeting, the Southern Tier Central Regional Planning and Development Board appropriated a proposal to recognize a Human Services Committee in each of the three participating counties to act as each respective County's human services advisory council to the Southern Tier Central Regional Planning and Development Board and in addition said Board voted to encourage the Legislature in each County to support its County Human Services Committee and to send representation to such Committee, and

WHEREAS, vacancies have occurred on the committee.

NOW THEREFORE, BE IT

RESOLVED, that the following individuals are hereby authorized, in their fair and reasonable discretion and in relevant matters connected with human rights services, to represent their agencies and the County on the Southern Tier Central Regional Planning and Development Board's Human Services Committee:

SOCIAL SERVICES
Teresa Deninger, Deputy Commissioner
Department of Social Services

MENTAL HEALTH
Henry W. Chapman, Psy.D., Director
Office of Community Services

HOUSING PROGRAM
Kim Brucie
Tri-County Housing Council

HEALTH
Lorelei Wagner, Public Health Educator
Steuben County Public Health

AGING PROGRAM
Patty Baroody, Director
Office for the Aging

COUNTY PLANNING
Amy R. Dlugos
Director of Planning

POVERTY PROGRAM
Laura Rossman, Executive Director
ProAction of Steuben and Yates

Dawn Brucie, Deputy Director
ProAction of Steuben and Yates

YOUTH
Bill Caudill
Youth Bureau Coordinator

STEUBEN COUNTY LEGISLATOR
Hilda T. Lando, District #2

COOPERATIVE EXTENSION
Loree Symonds
Nutrition and Food Safety

Nancy Reigelsperger
Financial Educator

Christine Towner, Coordinator
RSVP

EDUCATION
Charles M. Peacock, Executive Director
CSS Workforce NY

BE IT FURTHER RESOLVED, that said appointees shall serve at the pleasure of the Legislature, for a two-year term commencing January 1, 2015 and not beyond December 31, 2016, and be it further

RESOLVED, the members shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of their duties on the Steuben County Regional Human Services Committee, and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the above-named appointees, the County Auditor and to the Southern Tier Central Regional Planning and Development Board, 8 Denison Parkway East, Suite 310, Corning, NY 14830.

Vote: Acclamation – Adopted.

RESOLUTION NO. 023-15

Introduced by Mr. Hauryski. Seconded by Ms. Lattimer.

APPOINTING MEMBERS TO THE STEUBEN COUNTY TRAFFIC SAFETY BOARD.

WHEREAS, vacancies exist on the Steuben County Traffic Safety Board, and said vacancies need to be filled.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Legislature appoints the following persons as members of the Steuben County Traffic Safety Board for terms indicated:

JANAURY 1, 2015 TO DECEMBER 31, 2017

David V. Cole	Steuben County Sheriff or Designee
Amy R. Dlugos	Steuben County Planning Director or Designee
Vincent Spagnoletti	Commissioner of Public Works or Designee
Salvatore Trentanelli	Corning City Police Chief or Designee
Lorelei Wagner	Steuben County Public Health

JANUARY 1, 2013 TO DECEMBER 31, 2015

Brooks T. Baker	Steuben County District Attorney or Designee
Carol A. Ferratella	Steuben County Legislator, District 13
Timothy Marshall	Steuben County Emergency Management Office Director
Chad Mullen	Bath Village Police Chief or Designee
Ted Murray	Hornell City Police Chief or Designee
Cathy Rouse-Nicholson	Steuben County Magistrate's Association Designee

EX-OFFICIO MEMBER SERVING JANUARY 1, 2013 TO DECEMBER 31, 2015
New York State Police Designee

BE IT FURTHER RESOLVED, the organization of the Steuben County Traffic Safety Board shall be in accordance with Section 1674 of the New York State Vehicle and Traffic Law and the members shall receive

no compensation for their services on such Board, but shall be entitled to the reasonable and necessary expenses, upon submission of a County voucher with receipts attached, incurred in the performance of their duties within any appropriation made for such purpose. The functions of the Board shall be in accordance with Section 1675 of the New York State Vehicle and Traffic Law; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the above-named appointees, the County Auditor and the Governor's Traffic Safety Committee, Swan Street Building, Empire State Plaza, Albany NY 12228.

Vote: Acclamation – Adopted.

RESOLUTION NO. 024-15

Introduced by Mr. Hauryski. Seconded by Ms. Lattimer.

APPOINTING MEMBERS TO THE STEUBEN COUNTY YOUTH BOARD.

Pursuant to Article 19-A of the Executive Law of the State of New York.

WHEREAS, by resolution of the Steuben County Board of Supervisors duly adopted on the 21st day of March, 1977, a Steuben County Youth Board was established.

NOW THEREFORE, BE IT

RESOLVED, the following individuals are hereby appointed and designated as members of the Steuben County Youth Board for a term commencing January 1, 2015 through December 31, 2015.

1. Mark R. Alger, Steuben County Manager, 3 E. Pulteney Sq., Bath, NY 14810
2. Peter Bradstreet, Family Court Judge, 3 E. Pulteney Sq., Bath, NY 14810
3. Amy L. Christensen, Legal Assistance of Western New York, 104 E. Steuben St., Bath, NY 14810
4. Cheryl Crocker, Director, Steuben County Probation, 3 E. Pulteney Sq., Bath, NY 14810
5. Lynn Lewis, Steuben County Office of Community Services, 115 Liberty St., Bath, NY 14810
6. Kathryn A. Muller, Commissioner, Steuben County DSS, 3 E. Pulteney Sq., Bath, NY 14810
7. Kris Pashley, Community Representative, 27 Fero Ave., Corning, NY 14830
8. Patrick Rogers, Executive Director, Institute for Human Services, 6666 CR 11, Bath, NY 14810
9. Cora Saxton, Wayland-Cohocton Central School District, 310 E. Naples St., Wayland, NY 14572
10. Colin Gilbert, 130 East Washington St., Bath, NY 14810
11. Caleb Smith, 4865 Stoney Ridge Rd, Campbell, NY 14821
12. Jacob Brow, 37 Third Street, Canisteo, NY 14823

AND BE IT FURTHER RESOLVED, the members shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of their duties on the Youth Board; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the above-named designees; Amy Papandrea, NYS Office of Children and Family Services, Office of Youth Development, North Building – Room 336, 52 Washington St., Rensselaer, NY 12144-2796; the Steuben County Auditor; and the Steuben County Youth Programs Coordinator.

Vote: Acclamation – Adopted.

RESOLUTION NO. 025-15

Introduced by Mr. Hauryski. Seconded by Ms. Lattimer.

APPOINTING MEMBERS TO THE SOIL AND WATER CONSERVATION DISTRICT BOARD OF DIRECTORS.

Pursuant to Section 7 of the Soil Conservation District Law of the State of New York.

WHEREAS, the Chairman of the Legislature has recommended that Dan C. Farrand, District 10, and William A. Peoples, District 11, be appointed as the Legislative members to the Soil and Water Conservation District Board of Directors, and Ernest Swift of Howard, New York, be reappointed as the Farm Bureau Representative to the Soil and Water Conservation District Board of Directors.

NOW THEREFORE, BE IT

RESOLVED, that Legislator Dan C. Farrand of District 10, and Legislator William A. Peoples of District 11, be and they hereby are appointed members to the Board of Directors of the Steuben County Soil and Water Conservation District for a term of two (2) years commencing January 1, 2015, and not beyond December 31, 2016; and be it further

RESOLVED, that Ernest Swift of Howard, New York, be and the same hereby is appointed as the Farm Bureau Representative to the Board of Directors of the Steuben County Soil and Water Conservation District for a term of three (3) years commencing January 1, 2015, and not beyond December 31, 2017; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the above-named appointees; the County Auditor and the Steuben County Soil and Water Conservation District Office, 415 West Morris Street, Bath, NY 14810.

Vote: Acclamation – Adopted.

RESOLUTION NO. 026-15

Introduced by Mr. Hauryski. Seconded by Ms. Lattimer.

APPOINTING MEMBERS TO THE DEFERRED COMPENSATION COMMITTEE FOR THE COUNTY OF STEUBEN.

WHEREAS, the Rules and Regulations of the New York State Deferred Compensation Board require that a Deferred Compensation Committee be appointed; and

WHEREAS, the purpose of the Deferred Compensation Committee is to act on behalf of the County of Steuben with respect to their Deferred Compensation Plan; and

WHEREAS, the titles of certain members of this committee needed to be amended in accordance with the Steuben County Charter, which became effective January 1, 2014.

NOW THEREFORE, BE IT

RESOLVED, the Committee shall be comprised of the following members:

1. County Manager
2. Commissioner of Finance
3. County Personnel Officer
4. Member of the Finance Committee
5. President of the Civil Service Employee's Association, Inc.
6. President of the Correction Officer/Dispatcher Civil Service Employees' Association, Inc.
7. President of the Deputies Association

RESOLVED, certified copies of this resolution shall be forwarded to each of the above-named members.

Vote: Acclamation – Adopted.

Motion to adjourn regular session and reconvene in executive session Pursuant to Public Officers' Law, Article 7§ 105.1.D. Discussions Regarding Proposed, Pending Or Current Litigation made by Mr. Van Etten, seconded by Mrs. Lando and duly carried.

Motion to adjourn executive session and reconvene in regular session made by Mr. Van Etten, seconded by Mrs. Lando and duly carried.

Chairman Hauryski stated earlier this month I asked the committees to provide me with their goals. On your desk are my goals for the Legislature. This is a starting point and you all can add to them. I want to note that under the Administration Committee, there is a consideration to extend term limits. I wanted to qualify that goal by stating that Mr. Reed has agreed to give me a written opinion as to whether or not it needs a mandatory referendum to make that change. ***A copy of the goals is on file in the Clerk of the Legislature's Office.***

Motion to adjourn made by Mr. Roush, seconded by Ms. Lattimer and duly carried.

REGULAR MEETING
Morning Session
Monday, February 23, 2015
Legislative Chambers, Bath, New York

The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers, Bath, NY on Monday, the 23rd day of February, 2015, at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members present except for Legislator Crossett.

Mrs. Ferratella provided the Invocation and the Pledge of Allegiance was led by Mr. Hanna.

Mr. Alger asked the County Clerk, Judy Hunter, to come forward. It is his pleasure to present her with a certificate of completion, acknowledging her participation in and completion of the Pelletier County Government Institute. *Congratulations!* Mrs. Hunter thanked Mr. Alger for the certificate. She stated that the Pelletier County Government Institute is a great program to allow county officials to work and learn together.

Chairman Hauryski opened the floor for public comment. There being none, he declared the opportunity for public comment closed.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs of Posting for the Public Hearing providing the citizens of Steuben County an opportunity to comment on the proposed application for Community Development Block Grant Funds from New York State Homes and Community Renewal. Chairman Hauryski opened the floor for comments by the public. There being none, he declared the opportunity for public comment closed.

Motion adopting the minutes of the previous meeting(s) made by Mr. Schu, seconded by Mr. McAllister and duly carried.

Mrs. Lando stated that she would like to congratulate Public Health on the disaster drill they held last Friday. She was amazed at the amount of planning that went into this. The drill went very well and she was very impressed. They did a great job.

RESOLUTION NO. 027-15

Introduced by G. Swackhamer. Seconded by S. Van Etten.

MATTERS PERTAINING TO COUNTY REAL PROPERTY TAX SALES, CORRECTIONS OF ASSESSMENTS, PROPERTY TAXES, AND OTHER REAL PROPERTY ACQUISITIONS AND DISPOSITIONS.

RESOLVED, the Chairman of the Steuben County Legislature, in accordance with the applications filed herewith, is hereby authorized and empowered on behalf of this Legislature to execute the necessary documentation for the disposition of applications for correction of real property taxes levied on the parcels contained in Schedule "A"; and be it further

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized to make the proper tax adjustment, and/or refund, with respect to the parcels contained in Schedule "A", as set forth in the approved applications, copies of which shall be forwarded to the taxpayer and collecting authority; and be it further

RESOLVED, the Steuben County Commissioner of Finance is further authorized and directed to convey that parcel sold at the Delinquent Tax Auction held on July 11, 2014, contained in Schedule "B", and he is further authorized and directed, in the event of a default by the highest bidder by failure to make full payment within thirty (30) days, to convey those

parcels to the second highest bidder, and said transfers made pursuant hereto be and the same hereby are ratified; and be it further

RESOLVED, that certified copies of this resolution contained in Schedule "A" shall be forwarded to the Director of the Steuben County Real Property Tax Service Agency and the Steuben County Commissioner of Finance, together with the approved applications executed in duplicate by the Chairman of the County Legislature, and the Chairman of the Board of Assessors; and certified copies of this resolution contained in Schedule "B" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, the Clerk of the Board of Education of the appropriate School District, and the grantee(s).

SCHEDULE "A"

Resolution No.	A-1
Name	Randy O. & Diana L. Hill
Parcel No.	406.00-01-037.200
Municipality	Lindley
Disposition	Correction

Resolution No.	A-2
Name	Randy O. & Diana L. Hill
Parcel No.	388.00-02-008.112
Municipality	Lindley
Disposition	Correction

Resolution No.	A-3
Name	Randy O.& Diana L. Hill
Parcel No.	388.00-02-008.113
Municipality	Lindley
Disposition	Correction

Resolution No.	A-4
Name	Dennis Danielson
Parcel No.	084.00-01-067.111
Municipality	Avoca
Disposition	Correction

Resolution No.	A-5
Name	Kyle Rath, et al
Parcel No.	212.00-01-002.300
Municipality	Hartsville
Disposition	Correction

Resolution No.	A-6
Name	Sharon Vetter (Waldemar E. Vetter)
Parcel No.	190.00-01-044.000
Municipality	Bath
Disposition	Correction (2013, 2014, & 2015)

Resolution No.	A-7
Name	State of New York
Parcel No.	220.00-01-014.000
Municipality	Cameron
Disposition	Correction

Resolution No.	A-8
Name	Robert & Penny Sue Leonard
Parcel No.	226.00-01-017.200
Municipality	Campbell
Disposition	Correction

Resolution No.	A-9
Name	Pulteney Plaza II Inc.
Parcel No.	299.18-01-049.000
Municipality	Town of Corning-Riverside Village
Disposition	Correction

Resolution No.	A-10
Name	Robert J. Evans Estate
Parcel No.	152.00-01-014.120
Municipality	Hornellsville
Disposition	Split

Resolution No.	A-11
Name	Raymond & Youndase Mead
Parcel No.	156.00-03-017.140
Municipality	Howard
Disposition	Split

Resolution No.	A-12
Name	Lewis & Kathleen Edgett
Parcel No.	183.00-01-010.200
Municipality	Howard
Disposition	Correction

Resolution No.	A-13	Resolution No.	A-14
Name	American Tower Corp.	Name	Robert P. Connors
Parcel No.	324.00-01-029.000/2	Parcel No.	287.00-03-004.500
Municipality	Jasper	Municipality	Jasper
Disposition	Correction	Disposition	Correction

Resolution No.	A-15	Resolution No.	A-16
Name	Colin Woodworth, Sr.	Name	Ann B. Swett
Parcel No.	287.00-03-004.111	Parcel No.	046.00-01-032.000
Municipality	Jasper	Municipality	Prattsburgh
Disposition	Correction	Disposition	Split

Resolution No.	A-17	Resolution No.	A-18
Name	Frank & Vanette Wadsworth	Name	Wayland Historical Society
Parcel No.	003.13-02-044.000	Parcel No.	003.17-02-044.000
Municipality	Wayland Village	Municipality	Wayland Village
Disposition	Correction	Disposition	Correction

SCHEDULE "B"

Resolution No.	B-1
Former Owner	James C. Mitchell / Frank G. DiCandia
In Rem Index No.	2011-1564CV, Judgment Filed 04/29/2014
Date of Tax Sale:	July 11, 2014
Parcel No.	144.02-01-012.000
Municipality	Town of Bath
Grantee	Northern Atlantic Capital Trust
Grantee's Address	c/o Northern Atlantic II LLC, as Trustee, P.O. Box 506, Yonkers, NY 10710
Highest Bidder/Contingent Grantee	Althea M. Travis
Highest Bidder's Address	57 Ira Road, #316, Syosset, NY 11491-3504
Consideration	$53,105.00, together with buyers premium & recording fees
Second Highest Bidder	Kevin Wilkins
Second Highest Bidder's Address	461 Webb Road, Hornell, NY 14843

Vote: Roll Call – Adopted.

RESOLUTION NO. 028-15

Introduced by J. Hauryski. Seconded by G. Roush.

RECEIVING AND ACCEPTING THE FEBRUARY 23, 2015 COMMUNICATIONS LOG AS PREPARED BY THE STEUBEN COUNTY MANAGER'S OFFICE.

BE IT RESOLVED, that the following communications were received, accepted and filed by the County of Steuben, and **referred to the appropriate Standing Committee and/or Department Head for information and/or action,** to wit:

January 16, 2015

Arbitrage Compliance Specialists – Re: Notification of no positive arbitrage rebate liability exists on the $19,710,000 General Obligations Public Improvement (Serial) Bonds, Series 2005. ***Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.***

New York State Department of Public Service Commission – Re: Notification of upcoming dates and locations of information sessions and public statement hearings on Reforming the Energy Vision (REV). ***Referred to: Joseph Hauryski, Legislature Chairman; and Mark Alger, County Manager.***

January 20, 2015
Chemung County Legislature – Re: Request for support on the resolution adopted by the Chemung County Legislature on January 12, 2015 for the completion of I-86. ***Referred to: Steuben County Legislature.***

January 27, 2015
Department of the Army – Re: Easement for the electric power or communication facility located at the Almond Dam and Reservoir Project. ***Referred to: Alan Reed, County Attorney; and Vince Spagnoletti, Commissioner of Public Works.***

January 28, 2015
NYS Department of Transportation – Re: Notification of approval for the Section 5311 Capital Assistance Supplemental Grant Agreement in the amount of $329,000. ***Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.***

CSEA Employee Benefit Fund – Re: Contract between Steuben County (Correction Officers, Dispatchers and Court Security Officers) and the CSEA Employee Benefit Fund for the Horizon Dental and the Platinum 12 Vision Plan. ***Referred to: Administration Committee; Nancy Smith, Personnel Director; and Patrick Donnelly, Commissioner of Finance.***

February 2, 2015
Southern Tier Central Regional Planning & Development Board – Re: Request for Steuben County to help sponsor the Regional Leadership Conference scheduled on April 1st and 2nd at Corning Community College. ***Referred to: Joseph Hauryski, Steuben County Legislature Chairman.***

February 3, 2015
Patrick Donnelly, Commissioner of Finance – Re: Certificate of the Commissioner of Finance pursuant to Section 90.10(G) of the Local Finance Law. ***Referred to: filed with the Clerk of the Legislature, Brenda Mori.***

Patrick Donnelly, Commissioner of Finance – Re: Certificate of Approval of the Commissioner of Finance of the County of Steuben, New York, of the final Refunding Financial Plan for the outstanding principal amount of the Public Improvement (Serial) Bonds of 2006. ***Referred to: filed with the Clerk of the Legislature, Brenda Mori..***

February 4, 2015
Western Regional Off-Track Betting Corporation – Re: Check in the amount of $2,372 which represents the December 2014 retained surcharge revenues for Steuben County. ***Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.***

February 5, 2015
Moody's Investors Service – Re: Notification of Steuben County being assigned a rating of **Aa2** on the 2015 Public Improvement Refunding Serial Bonds. ***Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.***

February 6, 2015
NYS Division of Criminal Justice Services – Re: Request to submit updated changes to the Ignition Interlock Device (IID) Program Plan by **Friday, February 27, 2015**. ***Referred to: Public Safety & Corrections Committee; Cheryl Crocker, Probation Director; and Sheriff Cole.***

February 10, 2015
CSEA, AFSCME Local 1000, AFL-CIO – Re: 2014 CSEA Employee Benefit Fund Annual Report. ***Referred to: filed with the Clerk of the Legislature, Brenda Mori.***

February 11, 2015
Harris Beach, Attorneys at Law – Re: Steuben Tobacco Asset Securitization Corporation annual meeting and accountability materials. ***Referred to: Mark Alger, County Manager; Alan Reed, County Attorney; Patrick Donnelly, Commissioner of Finance; and Brenda Mori, Clerk of the Legislature.***

Vote: Acclamation – Adopted.

RESOLUTION NO. 029-15

Introduced by B. Schu. Seconded by H. Lando.

PRESENTING LOCAL LAW TENTATIVELY NO. ONE FOR THE YEAR 2015, ESTABLISHING COUNTY ADMINISTRATION OF THE DRIVER DIVERSION PROGRAM.

WHEREAS, in the public interest the Driver Diversion Program has been established through the Steuben County District Attorney and requires uniform protocols for the provision of Driver Diversion Services; and

WHEREAS, the County Manager has the capacity to manage the processes of the Driver Diversion Program once referral is made thereto; and

WHEREAS, the Commissioner of Finance is charged with the function of making lawful disbursement of funds received by Steuben County; and

WHEREAS, it is in the best interest of Steuben County to establish rules and procedures in managing the Driver Diversion Program and delivery of such services together with the receipt and lawful distribution of funds so received.

NOW THEREFORE, BE IT

RESOLVED, there is hereby presented to each member of this Steuben County Legislature Local Law Tentatively No. One for the Year 2015, Establishing County Administration of the Driver Diversion Program.

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. ONE FOR THE YEAR 2015

A Local Law, Establishing County Administration of the Driver Diversion Program.

SECTION 1: LEGISLATIVE INTENT

It is the intent of the this local law to provide driver diversion services for persons referred by the District Attorney to receive such services as a component and condition of a settlement in a traffic infraction matter pending in a local court in Steuben County New York. The costs associated with this program are to be borne by the person so referred in amount set by this law.

SECTION 2. DEFINITIONS

1.) "driver diversion services" shall mean instructive materials and/or classes as generally recognized in safe driving of motor vehicles, as defined under the New York State Vehicle and Traffic Law, for the protection of drivers, passengers and the public at-large.

2.) "local court" shall mean a "local criminal court" as that term is defined under the New York State Criminal Procedure Law, section 10.10.

3.) "District Attorney" shall mean the District Attorney in and for Steuben County New York as defined in the Charter of Steuben County New York.

4.) "County Manager" shall mean the County Manager in and for Steuben County New York as defined in the Charter of Steuben County New York.

5.) " County Official" shall mean any person receiving an appointment of public office from the County Manager as authorized by the Charter of Steuben County New York, whether or not such appointment is subject to confirmation of the Legislature of Steuben County New York or any other official whose public office is designated in the Charter of Steuben County New York.

6.) "Administrative Code" shall mean the Administrative Code as defined in the Charter of Steuben County New York.

7.) "Public Safety and Corrections Committee" shall mean the Public Safety and Corrections Committee of the Steuben County Legislature, Steuben County New York.

8.) "Commissioner of Finance" shall mean the Commissioner of Finance as defined in the Charter of Steuben County New York.

7.) "The Clerk of the Legislature" shall mean the Clerk of the Legislature as defined in the Charter of Steuben County New York.

SECTION 3: ESTABLISHMENT OF PROGRAM

In order to effectuate "the government, protection, order, conduct, safety, health and well-being of persons and property" [Home Rule Law §10] within the County, Steuben County establishes a Driver Diversion Program [hereinafter "Program"] for any and all such individuals and persons duly referred to this Program by the District Attorney, as set forth herein:

a.) Referral to the Program shall be made in accordance with the lawful discretion of the District Attorney by means of an application process promulgated by the District Attorney and where such records shall be maintained in accordance with County Law Section 700(7).

b.) The County Manager shall designate the County Official who shall have oversight over the administration of the Program. The County Manager shall establish such rules and procedures necessary to meet the ends of the Program as is consistent with the legislative intent as set forth in Section 1 of this local law.

c.) The County Manager shall submit proposals in response to Requests for Proposals as such term is defined in the Administrative Code to the Public Safety and Corrections Committee for approval to secure a credentialed instructor(s) and materials, where a renewal of a contract thereunder or additional and subsequent Requests for Proposals are governed by and conforming to the rules of the Administrative Code.

SECTION 4. FEE

a.) The County Manager or County Official designated as set forth in paragraph b.) of Section 3 herein is authorized to impose a fee of $250.00 to each participant in the Program. The Public Safety and Corrections Committee is authorized to modify, change or otherwise adjust the recited fee as established by the process set forth in paragraph b.) of this section. Such fee shall be made payable to "Steuben County" and deposited by the Commissioner of Finance upon receipt thereof into the General Fund of Steuben County. The Clerk of the Legislature shall provide notice to the County Manager upon such modifying, changing or otherwise adjusting the approved fee.

b.) The County Manager shall periodically review the comprehensive costs of the Program to ensure that the fee imposed under this Section reasonably reflects the costs associated with conducting the Program. The results of the periodic review shall be submitted to the Public Safety and Corrections Committee together with any recommendations thereon from the County Manager.

SECTION 5. SEVERABILITY

In the event any portion hereof shall be declared unenforceable, the balance of the local law remaining shall be in full force and effect.

SECTION 6. EFFECTIVE DATE

This local law shall become effective upon final adoption.

BE IT FURTHER RESOLVED, before said Local Law is adopted by the County Legislature, a Public Hearing shall be held on March 23, 2015 at 10:00 A.M. in the Steuben County Legislative Chambers, 3 East Pulteney Square in the Village of Bath, New York; and be it further

RESOLVED, the Clerk of the Legislature shall cause a notice of said Public Hearing to be posted at the Courthouses in the municipalities of Bath, Corning and Hornell, have said notice published for one insertion in the two official newspapers of the County, and shall cause such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with proof of posting and publication to be filed in the Office of the Clerk of the Legislature; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, District Attorney and the Commissioner of Finance.

Vote: Acclamation – Adopted.

RESOLUTION NO. 030-15

Introduced by G. Swackhamer. Seconded by R. Lattimer.

REQUESTING LEGISLATION FOR AN EXTENSION AUTHORIZING AN ADDITIONAL ONE PERCENT SALES TAX FOR STEUBEN COUNTY.

Pursuant to Section 40 of the Municipal Home Rule Law.

WHEREAS, an increase in the rate of the Steuben County Sales and Use Tax from 3 percent to 4 percent for the period beginning December 1, 1992 through November 30, 2015 has heretofore been adopted; and

WHEREAS, it is necessary and desirable to avoid a disproportionate increase of the tax burden on real property owners; and

WHEREAS, the New York State Legislature could authorize the Steuben County Legislature to impose an additional one percent sales tax in order to equitably spread the need for additional revenues; and

WHEREAS, a necessity exists for the passage of such Legislation by the New York State Legislature.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Legislature hereby requests the New York State Legislature to adopt special legislation authorizing the Steuben County Legislature to establish an additional one percent sales tax for the period commencing December 1, 2015 through November 30, 2017; and be it further

RESOLVED, from said additional revenues for the period December 1, 2015 through November 30, 2017 the County of Steuben shall pay or cause to be paid to the City of Hornell the sum of $765,000.00 to the City of Corning the sum of $765,000.00, and in addition the sum of $750,000.00 to the towns and villages of the County of Steuben, based on their respective equalized full value; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to Honorable Andrew M. Cuomo, New York State Governor, New York State Capitol Building, Albany, NY 12224; Honorable Dean Skelos, NYS Senate Republican Conference Leader, 909 Legislative Office Building, Albany, NY 12247; Honorable Jeffrey Klein, NYS Senate Independent Conference Leader, 913 Legislative Office Building, Albany, NY 12247; Honorable Andrea Stewart-Cousins, Minority Leader, New York State Senate, 907 Legislative Office Building, Albany, NY 12247; Honorable Carl Heastie, Speaker, New York State Assembly, 522 Legislative Office Building, Albany, NY 12248; Honorable Joseph D. Morelle, Majority Leader, New York State Assembly, 926 Legislative Office Building, Albany, NY 12248; Honorable Brian M. Kolb, Minority Leader, New York State Assembly, 933 Legislative Office Building, Albany, NY 12248; Honorable Thomas M. O'Mara, New York State Senator, 415 Legislative Office Building, Albany, NY 12247; Honorable Philip A. Palmesano, New York State Assemblyman, 723 Legislative Office Building, Albany, NY 12248; Honorable Joseph M. Giglio, New York State Assemblyman, 439 Legislative Office Building, Albany, NY 12248; Honorable Bill Nojay, New York State Assemblyman, 527 Legislative Office Building, Albany, NY 12248; and Bruce Kastor, Esq., New York State Department of Taxation and Finance, W.A. Harriman Campus, Bldg. 9, Room 100, Albany, NY 12227-0125.

Vote: Roll Call – Adopted.

RESOLUTION NO. 031-15

Introduced by P. McAllister. Seconded by H. Lando.

AMENDING THE STEUBEN COUNTY ADMINISTRATIVE CODE.

WHEREAS, the Steuben County Administrative Code, adopted in 1985 and amended various times since, details policies and procedures of Steuben County; and

WHEREAS, the Office of the County Manager has completed a comprehensive review of the Administrative Code and recommended revisions based upon changes to the structure of government implemented by the Steuben County Charter and alterations of referenced and related state and federal laws; and

WHEREAS, said revisions have been distributed to the Legislature for review; and

WHEREAS, the Administration Committee has reviewed the proposed changes and recommends approval by the Legislature.

NOW THEREFORE, BE IT

RESOLVED, that the revised Administrative Code, and policies and forms contained within, is hereby adopted; and be it further

RESOLVED, the revised Administrative Code will be made available via the Steuben County intranet, and employees and staff will be notified of said revisions; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, Commissioner of Finance, and County Attorney.

Mr. Weaver commented that the chart that was attached was very helpful and concise.

Vote: Roll Call – Adopted.

RESOLUTION NO. 032-15

Introduced by G. Swackhamer. Seconded by H. Lando.

AUTHORIZING THE COUNTY TO PARTICIPATE IN A TAX CERTIORARI PROCEEDING IN THE CITY OF CORNING.

Pursuant to Article 5 of the County Law of the State of New York.

WHEREAS, it is in the interest of the County to participate in the appraisals for Tax Certiorari Proceedings where the equalized full value is in excess of $2 million for the roll Section one and six parcels as previously set forth in Resolution 010-93, as amended in Resolution 132-03, and as amended in Resolution 047-12; and

WHEREAS, a requesting assessing unit should have completed in due course a town/city wide reassessment program and filed a cyclical reassessment plan; and

WHEREAS, the City of Corning has completed a cyclical reassessment plan and has further requested the County to participate in a Tax Certiorari Proceeding pursuant to the County's participation policy; and

WHEREAS, the recited request complies with the policy of the County to so participate; and

WHEREAS, the counsel for the City of Corning has submitted an initial appraisal estimate of $11,000; and

WHEREAS, the Real Property Tax Service Agency has computed the County's share of participation as set forth under the County's policy to participate at $2,310.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance is authorized and directed to disburse to the properly credentialed and retained appraiser a sum not to exceed $2,310; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Director of the Real Property Tax Service Agency; Commissioner of Finance; Mark L. Ryckman, Corning City Manager, 500 Nasser Civic Center Plaza, Corning, NY 14830; and Bryan J. Maggs, Esq., Corporate Counsel for the City of Corning, Hiscock & Barclay LLP, 243 Lake Street, Elmira, NY 14901.

Vote: Roll Call – Adopted.

RESOLUTION NO. 033-15

Introduced by B. Schu and G. Swackhamer. Seconded by D. Farrand.

AUTHORIZING THE ACCEPTANCE OF $188,793 FOR THE FISCAL YEAR 2014-2015 NEW YORK STATE PUBLIC SAFETY ANSWERING POINTS (PSAP) OPERATIONS GRANT PROGRAM.

WHEREAS, Steuben County has a Public Safety Answering Point (911 Department) that answers emergency and non-emergency calls for assistance as well as dispatches responders to those requests; and

WHEREAS, Steuben County has identified the need to replace 911 telephony equipment identified as reaching end of life status in 2015; and

WHEREAS, New York State collects cell phone surcharges that allow for state support to counties with eligible public safety call-taking and dispatching expenses; and

WHEREAS, the New York State Division of Homeland Security and Emergency Services is responsible for the administration of grant allocation provided by the State Government; and

WHEREAS, the New York State Office of Homeland Security has awarded Steuben County with Fiscal Year 2015 grant funds in the amount of $188,793 under the State PSAP Grant; and

WHEREAS, **$**99,757 of the funding will be directed to the new 911 telephony hardware and $89,036 of the funding will be directed to the new CAD call handling module interface with the 911 telephony.

NOW THEREFORE, BE IT

RESOLVED, the County Manager be authorized to enter into an agreement with the New York State Division of Homeland Security and Emergency Services to accept funding in the amount of $188,793 for county 911 telephony hardware and call handling module interface; and be it further

RESOLVED, the County Manager, the 911 Director, and the Director of the Office of Emergency Services are authorized and directed to execute the requisite documentation to effectuate this grant and agreement; and be it further

RESOLVED, the Commissioner of Finance be and the same hereby is authorized to establish a revenue account for the purpose of accepting the grant funding from the State Government and the New York State Office of Homeland Security; and be it further

RESOLVED, the Commissioner of Finance be and the same hereby is authorized to appropriate such revenue to the appropriate Capital Project (E-911 Communications Project) within the budget of the Steuben County 911 Department for the purpose of fulfilling the aforementioned grant; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the New York State Office of Homeland Security, State Office Campus, Building 7A, Suite 710, 1220 Washington Avenue, Albany NY 12242; the Commissioner of Finance; the 911 Director and the Director of the Office of Emergency Services.

Vote: Roll Call – Adopted.

RESOLUTION NO. 034-15

Introduced by R. Weaver. Seconded by R. Lattimer.

ADOPTING THE STEUBEN COUNTY COORDINATED PUBLIC TRANSIT – HUMAN SERVICES TRANSPORTATION PLAN 2015 UPDATE.

WHEREAS, the Steuben County Coordinated Public Transit – Human Services Transportation Plan has been prepared to comply with the regulations of the Federal Transportation Administration (FTA); and

WHEREAS, FTA programs require projects to be derived from such a locally developed and coordinated plan; and

WHEREAS, the Plan guides the funding of specific projects funded by the FTA under said programs; and

WHEREAS, the goal of the Plan is to improve transportation services for persons with disabilities, elderly people, those with low incomes, youth, and all citizens of Steuben County; and

WHEREAS, it is in the County's interests to serve our citizens efficiently, cost effectively, and with minimal duplication of services.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Legislature hereby approves the Steuben County Coordinated Public Transit – Human Services Transportation Plan 2015 Update; and be it further

RESOLVED, transportation agencies operating in Steuben County may seek funding from FTA programs for local coordinated transit projects that carry out the intent of the Plan; and be it further

RESOLVED, that Steuben County operates its programs and services without regard to color, race, or national origin in accordance with Title VI of the Civil Rights Act of 1964 and hereby agrees to adopt the New York State Department of Transportation's Title VI Program; and be it further

RESOLVED, a certified copy of this resolution shall be sent to the County Planning Director, and Kelly Duby, Steuben County Mobility Manager, at the Institute for Human Services, Inc., 6666 CR 11, Bath, NY 14810-7722.

Vote: Roll Call – Adopted.

RESOLUTION NO. 035-15

Introduced by R. Weaver. Seconded by G. Roush.

AUTHORIZING THE STEUBEN COUNTY PLANNING DEPARTMENT TO SUBMIT AN APPLICATION TO THE DEPARTMENT OF HOUSING AND COMMUNITY RENEWAL FOR A COMMUNITY DEVELOPMENT BLOCK GRANT.

WHEREAS, Steuben County is an eligible applicant for the Community Development Block Grant (CDBG) Small Cities Program; and

WHEREAS, Arbor Development, Inc. is desirous of continuing its program of housing rehabilitation for low and moderate income households; and

WHEREAS, said housing rehabilitation activities are an eligible expenditure of CDBG funds; and

WHEREAS, under the CDBG Program, Steuben County is permitted to contract with Arbor Development, Inc. to provide said rehabilitation.

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Planning Department is hereby authorized to submit an application to the Department of Housing and Community Renewal for a Community Development Block Grant to provide funding for housing rehabilitation; and be it further

RESOLVED, the Planning Director is hereby authorized to sign the application on behalf of Steuben County; and be it further

RESOLVED, that should said grant be awarded to Steuben County, the Steuben County Commissioner of Finance is hereby authorized to deposit said grant in the appropriate line item in the Steuben County Budget; and be it further

RESOLVED, that the Steuben County Planning Director is hereby authorized to sign all appropriate and necessary documents to implement said grant; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Steuben County Planning Director, and to the Executive Director, Arbor Development, Inc., 26 Bridge St., Corning, NY 14830.

Vote: Roll Call – Adopted.

RESOLUTION NO. 036-15

Introduced by R. Weaver. Seconded by A. Mullen.

URGING THE GOVERNOR AND NEW YORK STATE LEGISLATURE TO ADVANCE FUNDING AND EXPEDITE COMPLETION OF THE INTERSTATE 86 PROJECTS IN BROOME, DELAWARE, SULLIVAN, AND ORANGE COUNTIES.

WHEREAS, Governor Pataki committed to a ten-to-twelve year construction program to complete the Route 17 conversion to I-86 beginning with the first designation (177 miles Chemung County West to Pennsylvania) on December 3, 1999; and

WHEREAS, the designation of New York State Route 17 to I-86 provides a highway network with connection to every Interstate Highway located within New York State and Interstate Highways leading into Pennsylvania; and

WHEREAS, the upgrade and designation of Route 17 as I-86 will make the region more competitive and able to attract substantial growth in business, industry, and tourism as well as improve the safety of the traveling public; and

WHEREAS, the New York I-86 Economic Development Benefit Study, issued in January 2000, which was widely accepted and quoted at all levels of government, called for an aggressive eight-year construction period that would result in a $3.2 billion direct economic benefit to communities along the I-86 Highway Corridor once the conversion has been completed; and

WHEREAS, with proper funding and resources (Fast Track/Design Build) for the remaining projects in Broome, Delaware, Sullivan, and Orange Counties, the conversion of Route 17 to I-86 could be completed many years sooner than on the present schedule, providing vast economic benefits to the Hudson Valley, Southern Tier, and Western New York regions and would yield significant economic benefits for the nation by facilitating national freight flows, reducing travel times, improving safety, and enhancing access to markets, completion would create new jobs and greater value-added activity; and

WHEREAS, the New York State Department of Transportation in the latest update to its capital program proposes to delay to 2017 the first stage of the two stage Exit 131 reconstruction project which was to have begun in 2013; and

WHEREAS, the Exit 131 reconstruction project will address critical traffic control and safety needs in the region due to the expected reductions in severe traffic delays and congestion arising near this connection to the New York State Thruway (I-87/Harriman) and New York State Route 17 (future I-86); and

WHEREAS, the New York State Department of Transportation has also proposed to delay construction to Exit 122 (State Route 3 westbound ramps) to 2017; and

WHEREAS, the Agriculture, Industry & Planning Committee has recommended that the Steuben County Legislature authorize this resolution.

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature does hereby request Governor Andrew Cuomo and the New York State Legislature advance funding (Fast Track/Design Build) to expedite completion of the projects in Broome, Delaware, Sullivan, and Orange Counties on New York State Route 17 so that the same may be converted to Interstate Route 86; and be it further

RESOLVED, that the Clerk of the Legislature is hereby authorized and directed to forward certified copies of this resolution to Honorable Andrew M. Cuomo, New York State Governor, New York State Capitol Building, Albany, NY 12224; Honorable Dean Skelos, NYS Senate Republican Conference Leader, 909 Legislative Office Building, Albany, NY 12247; Honorable Jeffrey Klein, NYS Senate Independent Conference Leader, 913 Legislative Office Building, Albany, NY 12247; Honorable Andrea Stewart-Cousins, Minority Leader, New York State Senate, 907 Legislative Office Building, Albany, NY 12247; Honorable Carl Heastie, Speaker, New York State Assembly, 522 Legislative Office Building, Albany, NY 12248; Honorable Joseph D. Morelle, Majority Leader, New York State Assembly, 926 Legislative Office Building, Albany, NY 12248; Honorable Brian M. Kolb, Minority Leader, New York State Assembly, 933 Legislative Office Building, Albany, NY 12248; Honorable Thomas M. O'Mara, New York State Senator, 415 Legislative Office Building, Albany, NY 12247; Honorable Philip A. Palmesano, New York State Assemblyman, 723 Legislative Office Building, Albany, NY 12248; Honorable Joseph M. Giglio, New York State Assemblyman, 439 Legislative Office Building, Albany, NY 12248; Honorable Bill Nojay, New York State Assemblyman, 527 Legislative Office Building, Albany, NY 12248; Honorable Tom Reed, 89 West Market Street, Corning, NY 14830; Honorable Charles E. Schumer, 15 Henry Street, Room 100 A-F, Binghamton, NY 13901; Honorable Kirsten Gillibrand, Kenneth B. Keating Federal Office Building, 100 State Street, Room 4195, Rochester, NY 14614; Stephen J. Acquario, Esq., Executive Director, New York State Association of Counties, 540 Broadway, Albany, NY 12207; Honorable James Hoffman, President, Inter-County Association of Western New York, c/o Wayne County Board of Supervisors, 26 Church Street, Lyons, NY 14489; and the I-86 Corridor Counties (Cattaraugus, Chautauqua, Allegany, Steuben, Tioga, Broome, Delaware, Sullivan, Orange).

Vote: Acclamation – Adopted.

Motion to Adjourn Regular Session and Reconvene in Executive Session Pursuant to Public Officers' Law, Article 7§ 105.1.F. The Medical, Financial, Credit or Employment History of a Particular Person or Matters Leading to the Appointment, Employment, Promotion, Demotion, Discipline, Suspension, Dismissal or Removal of a Particular Person made by Mr. Weaver, seconded by Mr. McAllister and duly carried.

RESOLUTION NO. 037-15

Introduced by R. Weaver. Seconded by C. Ferratella.

PRESENTATION OF NAMES OF PERSONS SELECTED FOR INDUCTION INTO THE STEUBEN COUNTY HALL OF FAME AND CONFIRMATION BY THE STEUBEN COUNTY LEGISLATURE.

WHEREAS, the Steuben County Legislature sponsors a Steuben County Hall of Fame through its Steuben County Hall of Fame Committee for the purpose of honoring those persons who have enhanced the County of Steuben and presenting an opportunity for the public to learn more about these persons; and

WHEREAS, said Steuben County Hall of Fame Committee has solicited nominations from citizens of Steuben County for the induction of three (3) persons into the Hall of Fame, selected this year; and

WHEREAS, nominations were allowed to be made by anyone; there were no limits on the number of nominations; the nominees could be living or dead; male or female; could have been born elsewhere as long as they

enhanced the name of Steuben County; may have helped develop the County; may have been Steuben County natives who gained fame elsewhere, or those who should especially be remembered; and

WHEREAS, the Steuben County Hall of Fame Committee is authorized to be composed of ten (10) persons representative of the people of Steuben County, has reviewed the nominations submitted and has recommended the names of three (3) persons to be inducted into said Hall of Fame this year.

NOW THEREFORE, BE IT

RESOLVED, that this Steuben County Legislature does hereby receive, approve, ratify, and confirm the selection and recommendation of the Steuben County Hall of Fame Committee for honoring and inducting into the Steuben County Hall of Fame the following named persons:

1. **Lieutenant Colonel James W. Empey** – James W. Empey was born in Bath, NY on April 15, 1924, to parents, Franklin C. and Carlena M. Empey. He joined the Army Air Forces in 1942 as an Aviation Cadet. During a 30-day period in May and June of 1944, Mr. Empey shot down five German planes to come Steuben County's only fighter pilot ace. He flew a total of 72 combat missions where he destroyed locomotives and enemy plans on the ground. Mr. Empey continued his career in the Air Force as a light tester and also helped perfect the aircraft ejection seat systems while at Holloman Air Force Base. During the Vietnam War, Empey was known as "the Red Baron" as he would fly missions wearing his WWII Era leather helmet, white scarf and goggles. He finished his Vietnam tour with over 700 flying hours. After the war, he returned to the Air Force Systems Command launching communication satellites. He retired from the Air Force in 1972 as a Lieutenant Colonel with 30 years of service. During his career, he was awarded the Silver Star, two Distinguished Flying Crosses and twenty-seven Air Medals. In 2009, he was inducted into the Commemorative Air Force American Combat Airman Hall of Fame. He was also an active participant in the American Fighter Aces.

2. **Major John Kennedy** – John Kennedy was the son of early Town of Bath settler, Henry Kennedy. He enlisted in a company of militia, in which he was appointed an Ensign, a rank now known as Second Lieutenant. Upon the start of the War of 1812, he was drafted with his company into the service of the United States and was sent to the Niagara Frontier, in the vicinity of Lewiston, New York. Kennedy's company volunteered to cross the Niagara River and take Queenstown in Canada. General Stephen Van Rensselaer gave the order to cross the river and the militia were met by Canadians and Indians. General Van Rensselaer re-crossed the river to bring reinforcements, but neither he nor the reinforcements ever appeared. Major John Kennedy took over command, however, they were overpowered by the British forces and taken prisoner. While a prisoner, he was promoted to Captain. Before his parole expired, he took part in a sortie at Fort Erie, resulting in raising the siege of that place by the British. At the close of military operations on the Niagara Frontier, Major Kennedy returned to peaceful employment. He was never exchanged and died a prisoner of war at his home in Dansville. He was the Sheriff of Steuben County from 1826 to 1829. He married Flora Gaylord, daughter of Major Asa Gaylord.

3. **Joseph Emory Paddock** – Joseph Emory Paddock was born in the Town of Milo, Yates County, to J. William and Jane (Jean) McKie Paddock on May 14, 1927. He was educated in the rural schools of Italy Hill, Yates County and Cold Springs School in Steuben County. He was a proud member of the Haverling Class of 1944. He was a member of the University of Rochester Class of 1948 and Cornell University College of Veterinary Medicine Class of 1952. Dr. Paddock served in the United States Army in the Adjutant General Department and later on reserve duty with the Veterinary Corps until 1957. In 2007, Dr. Paddock, along with his uncle, Arthur Paddock, and brother, Nicholas Paddock, were honored by the Cornell College of Veterinary Medicine by having the Paddock Lecture Hall dedicated in their honor. He was very active in both his profession and community, and was involved in many community organizations. Among those, he was very active with the Steuben County Historical Society, as well as the Steuben County Hall of Fame Committee. He was instrumental in moving the Steuben County Historical Society to its current location, in the Magee House. Additionally, he is the author of "The Pioneer Cemetery" and "History of the Steuben County Historical Society", as well as co-author of the book "Sign of the Times", with Steuben County Historian, Eleanor Silliman.

BE IT FURTHER RESOLVED, the Agriculture, Industry and Planning Committee and the County Historian, for and on behalf of the Steuben County Legislature, shall take all necessary steps and ceremony to appropriately enroll and enshrine the names of the inductees into the Steuben County Hall of Fame; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the County Historian and to any other persons as may be directed by the County Historian.

Vote: Roll Call – Adopted.

Motion to Adjourn Executive Session and Reconvene in Regular Session made by Mr. Mullen, seconded by Mrs. Lando and duly carried.

Motion to Adjourn made by Mr. Mullen, seconded by Mr. Roush and duly carried.

REGULAR MEETING
Morning Session
Monday, March 23, 2015
Legislative Chambers, Bath, New York

The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers, Bath, NY on the 23rd day of March, 2015, at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members were present except Legislators Hanna and Weaver.

Mr. Swackhamer provided the Invocation and the Pledge of Allegiance was led by Mr. Booth.

Chairman Hauryski asked Belinda Learn to come forward. Ms. Learn is an employee in the Office of Community Services. He presented her with a Certificate of Appreciation and a pin in recognition of her 25 years of service to Steuben County.

Chairman Hauryski asked Joseph Baroody to come forward. Mr. Baroody is an employee in the Probation Department. He presented him with a Certificate of Appreciation and a pin in recognition of his 30 years of service to Steuben County.

Chairman Hauryski asked Lynette Champlain to come forward. Ms. Champlain is an employee in the Probation Department. He presented her with a Certificate of Appreciation and a pin in recognition of her 32 years of service to Steuben County.

Chairman Hauryski asked Cindy Spallone to come forward. Ms. Spallone is an employee in the Probation Department. He presented her with a Certificate of Appreciation and a pin in recognition of her 37 years of service to Steuben County.

Chairman Hauryski asked Kathleen Perkins to come forward. Ms. Perkins is an employee in the Purchasing Department. He presented her with a Certificate of Appreciation and a plaque in recognition of her retirement with 35 years of service to Steuben County.

Mr. Gallagher thanked the Legislature for their support of the Youth-In-Government Program. This program has been in place for 30 years and during that time has had 1,200 students participate. He took the opportunity to thank Mr. McCandless for all his years of service to this program, and also their RSVP helper, Mrs. Nardone. Mr. Gallagher introduced the Youth-in-Government Interns for the Spring 2015 Session.

Chairman Hauryski opened the floor to comments by members of the public. There being none, he declared the opportunity for public comment closed.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs for Posting for the Public Hearing Upon Local Law Tentatively No. One for the Year 2015, Establishing County Administration of the Driver Diversion program. Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being no comments, he declared the Public Hearing closed.

Motion adopting the minutes of the previous meeting(s) made by Mr. Mullen, seconded by Mrs. Ferratella and duly carried.

Mr. Marshall informed the Legislature that he distributed a training announcement relative to the Steuben County Public Officials Conference/Tier 3 Training. This is the first opportunity that Steuben County has

had to host this training. Training will be held on March 24th in Bath, April 9th in Gang Mills and April 15th in Hornell. These training sessions are four hours in length and begin at 5:30 p.m.

Ms. Mori announced that Steuben County will be hosting the April 17th InterCounty meeting. The location is yet to be determined. If your schedules permit, please plan to attend. She also asked for volunteers to help obtain door prizes.

RESOLUTION NO. 038-15

Introduced by L. Crossett. Seconded by C. Ferratella.

MATTERS PERTAINING TO COUNTY REAL PROPERTY TAX SALES, CORRECTIONS OF ASSESSMENTS, PROPERTY TAXES, AND OTHER REAL PROPERTY ACQUISITIONS AND DISPOSITIONS.

RESOLVED, the Chairman of the Steuben County Legislature, in accordance with the applications filed herewith, is hereby authorized and empowered on behalf of this Legislature to execute the necessary documentation for the disposition of applications for correction of real property taxes levied on the parcels contained in Schedule "A"; and be it further

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized to make the proper tax adjustment, and/or refund, with respect to the parcels contained in Schedule "A", as set forth in the approved applications, copies of which shall be forwarded to the taxpayer and collecting authority; and be it further

RESOLVED, as it appears to be in the best interest of the County to sell the property(ies) listed on Schedule "B" for the consideration offered, the Steuben County Commissioner of Finance is hereby authorized and directed to convey and deliver a County Tax Deed to the grantee(s) upon receipt of the consideration indicated within thirty (30) days from the date hereof and as upon the "Notice to Bidders and Terms of Sale – 2014" as applicable; and be it further

RESOLVED, the said grantee(s) must accept the parcel(s) "as is" together with the obligation of removing any persons, if any, claiming any interest in the parcel(s) if need be; and be it further

RESOLVED, that certified copies of this resolution contained in Schedule "A" shall be forwarded to the Director of the Steuben County Real Property Tax Service Agency and the Steuben County Commissioner of Finance, together with the approved applications executed in duplicate by the Chairman of the County Legislature, and the Chairman of the Board of Assessors; and certified copies of this resolution contained in Schedule "B" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, and the grantee(s).

SCHEDULE "A"

Resolution No.	A-1	Resolution No.	A-2
Name	Robert Knitter & Paul Maynard	Name	Gregory L. & Brenda C. Evingham
Parcel No.	199.00-01-027.100	Parcel No.	167.00-03-015.210
Municipality	Canisteo	Municipality	Howard
Disposition	Split	Disposition	Split
Resolution No.	A-3	Resolution No.	A-4
Name	Sheryl Durlak & David Pritzlaff	Name	Kenneth Bauch
Parcel No.	020.00-01-059.200	Parcel No.	065.00-01-008.112
Municipality	Prattsburgh	Municipality	Dansville
Disposition	Split	Disposition	Correction

Resolution No.	A-5
Name	W R & L Associates
Parcel No.	206.00-03-045.100
Municipality	Campbell
Disposition	Split

Resolution No.	A-6
Name	Thomas J. & Lynn C. Murray
Parcel No.	055.00-01-022.000
Municipality	Cohocton
Disposition	Split

Resolution No.	A-7
Name	Scott E. & Shirley Link
Parcel No.	328.00-03-015.320
Municipality	Rathbone
Disposition	Split

SCHEDULE "B"

Resolution No.	B-1
Former Owner	Peggy Miles
In Rem Index No.	2011-1564CV, Judgment Filed 04/29/2014
Parcel No.	400.00-01-027.200
Municipality	Woodhull
Grantee(s)	Peggy Miles
Grantee(s) Address	5570 Welles Road, Woodhull, NY 14898
Consideration	$3,193.86, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-2
Former Owner	Martin Vanderhoef
In Rem Index No.	2012-1440CV, Judgment Filed 04/29/2014
Parcel No.	197-07-01-010.200
Municipality	Village of Canisteo
Grantee(s)	Martin Vanderhoef
Grantee(s) Address	31 Second Street, Canisteo, NY 14823
Consideration	$9,958.40, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Vote: Roll Call – Adopted.

RESOLUTION NO. 039-15

Introduced by J. Hauryski. Seconded by G. Roush.

RECEIVING AND ACCEPTING THE MARCH 23, 2015 COMMUNICATIONS LOG AS PREPARED BY THE STEUBEN COUNTY MANAGER'S OFFICE.

BE IT RESOLVED, that the following communications were received, accepted and filed by the County of Steuben, and **referred to the appropriate Standing Committee and/or Department Head for information and/or action,** to wit:

February 13, 2015
New York State Association of Counties – Re: Official resolutions adopted in February by the county delegates at the 2015 New York State Association of Counties (NYSAC) Legislative Conference. ***Referred to: Joseph Hauryski, Legislature Chairman.***

NYS Department of Environmental Conservation, Division of Water – Re: Seneca Watershed Discovery Process/FEMA Riskmap Program. A request to return the signed letter confirming the list of priorities by February 13, 2015. ***Referred to: A.I.P. Committee; Public Safety & Corrections Committee; Amy Dlugos, Planning Director; and Tim Marshall, EMO Director.***

Senator John DeFrancisco, 50th District – Re: Correspondence letter regarding Governor Cuomo's budget proposal (Part W of the Revenue bill) which would add new requirements and restrictions affecting Industrial Development Agencies and local economic development. ***Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.***

NYS Office of Children and Family Services – Re: OCFS Fatality Report #RO-14-013. ***Referred to: Joseph Hauryski, Legislature Chairman; and Mark Alger, County Manager.***

February 19, 2015
NYS Department of Transportation – Re: Notification of recently sent vouchers to the State Comptroller that distributes the remaining SFY 2014-2015 Statewide Mass Transportation Operating Assistance (STOA) appropriation balances for the upstate formula bus systems. ***Referred to: Amy Dlugos, Planning Director.***

Assemblyman Philip Palmesano, 132nd District – Re: Correspondence letter regarding Governor Cuomo's budget proposal (Part W of the Revenue bill) which would add new requirements and restrictions affecting Industrial Development Agencies and local economic development. ***Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.***

February 23, 2015
NYS Department of Taxation & Finance, Office of Real Property Tax Services – Re: Notice of 2015 Assessment Roll (Tentative) Oil and Gas unit of Production Values. ***Referred to: Wendy Flaitz, Real Property Director; and Patrick Donnelly, Commissioner of Finance.***

New York State Department of Environmental Conservation – Re: Notification of application received for the Brownfield Cleanup Program (BCP) on Corning Hospital and the Guthrie Clinic known as the former Corning Hospital and Related Parcels, site ID #C851049. The site is located in the City of Corning, 176 East Denison Parkway in Steuben County. Information regarding the site, application, and how to submit comments by March 27, 2015 can be found at http://www.dec.ny.gov/chemical/60058.html. ***Referred to: A.I.P. Committee; Amy Dlugos, Planning Director; and Steuben County Environmental Management Council.***

New York State Department of Labor – Re: Notification of satisfactory performance on all nine common measure indicators of performance on the Local Workforce Investment Act for the program year (PY) 2013. ***Referred to: Joseph Hauryski, Legislature Chairman.***

February 25, 2015
New York State Office for the Aging – Re: Notification of Grant Award (NGA) and approved application for the New York Connects Program for the period of October 1, 2014 through September 30, 2015. ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

February 26, 2015
Village of Bath – Re: Correspondence letter on the Steuben County Feasibility Study. ***Referred to: A.I.P. Committee; Joseph Hauryski, Legislature Chairman; and Jack Wheeler, Deputy County Manager.***

March 2, 2015
County Legislator, George J. Welch, Jr. – Re: Letter of resignation effective March 2, 2015 as a Steuben County Legislator for District #2, City of Corning. ***Referred to: Steuben County Legislature.***

Western Regional Off-Track Betting Corporation – Re: Check in the amount of $2,559, which represents the January 2015 retained surcharge revenues for Steuben County. ***Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.***

New York State Association of Counties – Re: Correspondence letter on New York State's Tax Freeze Rebate Program. ***Referred to: Joseph Hauryski, Legislature Chairman; Mark Alger, County Manager; and Jack Wheeler, Deputy County Manager.***

March 3, 2015
Hornell Area Arts Council – Re: 2015 budget request in the amount of $7,500.00. ***Referred to: A.I.P. Committee; Amy Dlugos, Planning Director; and Jack Wheeler; Deputy County Manager.***

March 5, 2015
New York State Office for the Aging – Re: Conditional Notification of Grant Award (NGA) for the New York Connects Expansion and Enhancement Program for the period of April 1, 2014 through March 31, 2016. ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

March 9, 2015
New York State Office for the Aging – Re: Notification of Grant Award (NGAs) and Annual Implementation Plan budget for the Title III-B, Title III-C, Title III-D and Title III-E programs for the period of January 1, 2014 through December 31, 2014. As well as the EISEP, CSE and HIICAP programs for the period of April 1, 2014 through March 31, 2015. ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

NYSEG – Re: Semiannual Inventory Report of the PCB Equipment Retired from service from July 1, 2014 through December 31, 2014. This is submitted in accordance to Section 66(23) of the Public Service Law. ***Referred to: filed with the Clerk of the Legislature, Brenda Mori.***

March 12, 2015
New York State Homes & Community Renewal – Re: Notification of program staff reassignment for the NYS CDBG Project #1115ED785-13. ***Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.***

Vote: Acclamation – Adopted.

RESOLUTION NO. 040-15

Introduced by B. Schu. Seconded by H. Lando.

FINAL ADOPTION OF LOCAL LAW TENTATIVELY NO. ONE FOR THE YEAR 2015, ESTABLISHING COUNTY ADMINISTRATION OF THE DRIVER DIVERSION PROGRAM.

WHEREAS, there has been duly presented to the members of the Steuben County Legislature on February 23, 2015, County of Steuben Local Law Tentatively No. One for the Year 2015, Establishing County Administration of the Driver Diversion Program, preliminarily adopted said Local Law on February 23, 2015, making the final adoption of said Local Law subject to a Public Hearing to be held on March 23, 2015; and

WHEREAS, in accordance with said resolution and Notice of Public Hearing, this County Legislature of the County of Steuben did conduct a Public Hearing on March 23, 2015, at 10:00 A.M., and all persons appearing were given the opportunity to be heard, and the Clerk of this Legislature having filed proof of the publication and posting of the Notice of Public Hearing.

NOW THEREFORE, BE IT

RESOLVED, that County of Steuben Local Law Tentatively No. One for the Year 2015, as hereinafter set forth be, and the same hereby is, finally adopted, to wit:

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. ONE FOR THE YEAR 2015

A Local Law, Establishing County Administration of the Driver Diversion Program.

SECTION 1: LEGISLATIVE INTENT

It is the intent of the this local law to provide driver diversion services for persons referred by the District Attorney to receive such services as a component and condition of a settlement in a traffic infraction matter pending in a local court in Steuben County New York. The costs associated with this program are to be borne by the person so referred in amount set by this law.

SECTION 2. DEFINITIONS

1.) "driver diversion services" shall mean instructive materials and/or classes as generally recognized in safe driving of motor vehicles, as defined under the New York State Vehicle and Traffic Law, for the protection of drivers, passengers and the public at-large.

2.) "local court" shall mean a "local criminal court" as that term is defined under the New York State Criminal Procedure Law, section 10.10.

3.) "District Attorney" shall mean the District Attorney in and for Steuben County New York as defined in the Charter of Steuben County New York.

4.) "County Manager" shall mean the County Manager in and for Steuben County New York as defined in the Charter of Steuben County New York.

5.) " County Official" shall mean any person receiving an appointment of public office from the County Manager as authorized by the Charter of Steuben County New York, whether or not such appointment is subject to confirmation of the Legislature of Steuben County New York or any other official whose public office is designated in the Charter of Steuben County New York.

6.) "Administrative Code" shall mean the Administrative Code as defined in the Charter of Steuben County New York.

7.) "Public Safety and Corrections Committee" shall mean the Public Safety and Corrections Committee of the Steuben County Legislature, Steuben County New York.

8.) "Commissioner of Finance" shall mean the Commissioner of Finance as defined in the Charter of Steuben County New York.

7.) "The Clerk of the Legislature" shall mean the Clerk of the Legislature as defined in the Charter of Steuben County New York.

SECTION 3: ESTABLISHMENT OF PROGRAM

In order to effectuate "the government, protection, order, conduct, safety, health and well-being of persons and property" [Home Rule Law §10] within the County, Steuben County establishes a Driver Diversion Program [hereinafter

"Program"] for any and all such individuals and persons duly referred to this Program by the District Attorney, as set forth herein:

a.) Referral to the Program shall be made in accordance with the lawful discretion of the District Attorney by means of an application process promulgated by the District Attorney and where such records shall be maintained in accordance with County Law Section 700(7).

b.) The County Manager shall designate the County Official who shall have oversight over the administration of the Program. The County Manager shall establish such rules and procedures necessary to meet the ends of the Program as is consistent with the legislative intent as set forth in Section 1 of this local law.

c.) The County Manager shall submit proposals in response to Requests for Proposals as such term is defined in the Administrative Code to the Public Safety and Corrections Committee for approval to secure a credentialed instructor(s) and materials, where a renewal of a contract thereunder or additional and subsequent Requests for Proposals are governed by and conforming to the rules of the Administrative Code.

SECTION 4. FEE

a.) The County Manager or County Official designated as set forth in paragraph b.) of Section 3 herein is authorized to impose a fee of $250.00 to each participant in the Program. The Public Safety and Corrections Committee is authorized to modify, change or otherwise adjust the recited fee as established by the process set forth in paragraph b.) of this section. Such fee shall be made payable to "Steuben County" and deposited by the Commissioner of Finance upon receipt thereof into the General Fund of Steuben County. The Clerk of the Legislature shall provide notice to the County Manager upon such modifying, changing or otherwise adjusting the approved fee.

b.) The County Manager shall periodically review the comprehensive costs of the Program to ensure that the fee imposed under this Section reasonably reflects the costs associated with conducting the Program. The results of the periodic review shall be submitted to the Public Safety and Corrections Committee together with any recommendations thereon from the County Manager.

SECTION 5. SEVERABILITY

In the event any portion hereof shall be declared unenforceable, the balance of the local law remaining shall be in full force and effect.

SECTION 6. EFFECTIVE DATE

This local law shall become effective upon final adoption.

AND BE IT FURTHER RESOLVED, a Public Hearing on the within Local Law has been held on March 23, 2015 at 10:00 A.M. at the Legislative Chambers, Village of Bath, New York; and be it further

RESOLVED, the Clerk of the Legislature has caused a Notice of said Public Hearing to be posted at the Courthouses in the municipalities of Bath, Corning and Hornell, said Notice published for one insertion in the two official newspapers of the County, and has caused such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with the proof of posting and publication filed in the Office of the Clerk of the Legislature; and be it further

RESOLVED, within twenty (20) days after the final adoption by this County Legislature of said County of Steuben, Local Law Tentatively No. One for the Year 2015, the Clerk of this Legislature shall cause one certified copy thereof to be filed in the Office of the Secretary of State of the State of New York, and said Secretary of State is to be

requested to publish the Local Law in the supplement to the Session Laws and the Steuben County Clerk is to be requested to file the Local Law in a separate book kept by her for such records; and be it further

RESOLVED, the Clerk of the Legislature, in accordance with Section 214, shall cause a true copy of said Local Law to be published in the two County official newspapers within ten (10) days after such Local Law has become effective; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, District Attorney and the Commissioner of Finance.

Vote: Roll Call – Adopted.

A M E N D E D

RESOLUTION NO. 041-15

Introduced by P. McAllister. Seconded by B. Schu.

PRESENTING LOCAL LAW TENTATIVELY NO. TWO FOR THE YEAR 2015, AMENDING THE STEUBEN COUNTY CHARTER, ESTABLISHING THE TERM LIMITS OF COUNTY LEGISLATORS AT FOUR (4) SUCCESSIVE FULL TERMS.

WHEREAS, Steuben County has adopted a Charter form of government as approved by the voters of Steuben County on November 5, 2013; and

WHEREAS, the Steuben County Charter makes provision for the qualifications of persons to hold the Office of County Legislator; and

WHEREAS, by Local Law No. Twelve of the Year 1994, as Amended, Steuben County adopted term limits for County Legislators; and

WHEREAS, it is determined to be in the best interest of Steuben County to designate all qualifications for County Legislators under the Steuben County Charter; and

WHEREAS, it is in the best interest of Steuben County to continue to make available to the voters of Steuben County those persons in public service as Legislators through a fourth successive full term of office and as well as to also meet the ends of broadening opportunities for political and public participation, reduce the concurrent turn-over of a large portion of the Legislature by means of limiting qualifications thereto, reduce the opportunities for corruption and increase citizen's confidence in the integrity of their government; and

WHEREAS, it is determined to be in the best interest of Steuben County that term limits of County Legislators not be impacted nor associated with any partial or abbreviated term of office whether elected or appointed as a Legislator. Further, that the term limits should be associated only with uninterrupted multiple full terms of office.

NOW THEREFORE, BE IT

RESOLVED, there is hereby presented to each member of this Steuben County Legislature Local Law Tentatively No. Two for the Year 2015, Amending the Steuben County Charter, Establishing the Term Limits of County Legislators at Four (4) Successive Full Terms.

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. TWO FOR THE YEAR 2015

A Local Law, Amending the Steuben County Charter, Establishing the Term Limits of County Legislators at Four (4) Successive Full Terms.

Be it enacted by the Legislature of the County of Steuben as follows:

SECTION 1. LEGISLATIVE INTENT: It is the intent of the Steuben County Legislature to amend the Steuben County Charter to include provision for term limits at four (4) successive full terms of office for County Legislators and to supersede any other local law pertaining thereto.

SECTION 2. AMENDMENT TO THE STEUBEN COUNTY CHARTER: The Steuben County Charter, be and the same, hereby is amended by adding a third paragraph to Article II, Section 2.01with all other provisions of the Steuben County Charter remaining in full force and effect, to read as follows:

> Notwithstanding any law to the contrary as limited only to the provisions of Section 1.02 of this Charter, the number of terms of office for which an individual County Legislator is qualified to serve shall be limited to four (4) successive full terms of office as a Steuben County Legislator, without regard to beginning date of the initial full term. A "full term" is a term where the full number of years are to be served under the "term of office" as provided under this Charter, Article II Section 2.02. Any disqualification under this limitation of four (4) successive full terms shall only be operative against an individual for one full term immediately following a four (4) successive full terms limit.

NOTE: Old law is in brackets [ ] and deleted;
New matter is underlined.

SECTION 3. EFFECTIVE DATE: The within Local Law shall be effective immediately upon adoption.

Mr. McAllister stated that he would like to amend the fifth "whereas" to state the reason why we are doing this. The idea of changing the number of terms, in his mind, is because it would help prevent so many Legislators being turned over all at once. He believes there is a learning curve. We have nine Legislators who are up this year.

Motion amending the fifth "Whereas" to state the reason why the Legislature is proposing extending the number of terms made by Mr. McAllister. Seconded by Mrs. Ferratella.

Mr. Farrand stated that every two years we either have seven or eight Legislators that are up for re-elections, even with the four terms. You are still going to have the same problem. Mr. McAllister commented they may not all be re-elected. He believes there will be less turnover with an extended term.

Ms. Lattimer commented that not all of the Legislators that are up at the same time are term-limited. Mr. Van Etten stated that he does not disagree with adding wording. However, does that delay this an additional month? Mr. Reed replied no, it will not delay it as it will be included in the final version.

Vote on previous motion. Motion carries. Yes – 6333, No – 1945, Absent – 1052.
(No – Legislators Farrand, Mullen and Roush; Absent – Legislators Hanna and Weaver)

Mr. Roush commented this is his sixth year on the Legislature and things have changed significantly, primarily due to term limits. He believes that has been for the better. He would not be here had it not been for term limits. We have two terms for the President of the United States and that makes sense.

The US Congress and New York State would be much better if they had term limits. This Legislature is comprised of a good group of people and he believes that turnover is a good thing. Moving to four, four-year terms is wrong. There is an assumption made that it will be an improvement, and he disagrees. He is very much opposed to this.

Mr. Farrand stated that he agrees with Mr. Roush. We should take a closer look at this. When we first decided to implement terms limits, the people voted on that. If you want to change, he thinks the residents should have that opportunity to decide. It is not up to us. One of the biggest problems is that the incumbent always has an advantage and we need to have change.

Mr. Reed commented that he did submit an opinion to the Legislature regarding the need for a public referendum regarding legislator terms, on March 9, 2015. Under caselaw, he submitted an opinion that a referendum was not authorized and that a change could be done under Local Law. Mr. Farrand asked we don't have a choice? Mr. Reed replied the law does not authorize a referendum.

Ms. Lattimer asked is that due to the fact that we now operate under a Charter? Mr. Reed replied that is one of the bases.

Mrs. Ferratella stated she agrees with Mr. McAllister. When she came on the Board, there were a number of Legislators who were termed out and we lost a lot of history. The voters can still vote us out.

Mrs. Lando commented she agrees with term limits, but it has taken her a long time to understand what is going on here. This is a very complex County. It is important to have time to be able to understand and adequately serve our residents. She stated that she is in favor of this proposal.

Mr. McAllister stated that Mr. Farrand has a good point, but we cannot put it out there to the public for a referendum. He does not know of any law that does not have a procedure for amending it to make it better. Even the U.S. Constitution has a procedure for being amended. If there is no referendum, then it is up to the Legislature and it becomes one of our duties. He stated in his mind the extension of terms is better for the County in the long run.

<u>Vote</u> – Roll Call. Yes – 5740, No – 2538, Absent – 1052.
(No – Legislators Booth, Farrand, Mullen and Roush; Absent – Legislators Hanna and Weaver)

RESOLUTION NO. 042-15

Introduced by L. Crossett. Seconded by D. Farrand.

REQUESTING THE ADOPTION OF SENATE BILL NO. S.4105 AND ASSEMBLY BILL NO. A.6057 EXTENDING THE ADDITIONAL ONE PERCENT (1%) SALES TAX FOR STEUBEN COUNTY.

Pursuant to Article IX of the Constitution of the State of New York and Section 40 of the Municipal Home Rule Law.

WHEREAS, it appears that the County could be facing a sizeable tax increase without extension of the additional sales tax; and

WHEREAS, this increase would impose a disproportionate share of the increase on property owners; and

WHEREAS, the need for additional revenues should be spread among all segments of the County's populace in order to minimize impact on any one segment of the people; and

WHEREAS, the Steuben County Legislature heretofore requested Home Rule legislation authorizing an additional one percent sales tax pursuant to Resolution No. 030-15 duly adopted February 23, 2015; and

WHEREAS, the Finance Committee subsequently approved the cities shares of $765,000 each for Hornell and Corning, and in addition, the sum of $750,000 to the towns and villages of the County of Steuben, based on their respective equalized full value; and

WHEREAS, Senate Bill No. S.4105 and Assembly Bill No. A.6057 have been introduced authorizing the extension of the one percent sales tax relative to a home rule request for an extension of an additional one percent sales tax; and

WHEREAS, a necessity exists for the passage of such legislation by the New York State Legislature.

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature hereby requests the New York State Legislature adopt special Home Rule legislation as presented in Senate Bill No. S.4105 and Assembly Bill No. A.6057, to authorize the Steuben County Legislature to extend the additional one percent sales tax; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to Honorable Andrew M. Cuomo, New York State Governor, New York State Capitol Building, Albany, NY 12224; Honorable Dean Skelos, NYS Senate Republican Conference Leader, 909 Legislative Office Building, Albany, NY 12247; Honorable Jeffrey Klein, NYS Senate Independent Conference Leader, 913 Legislative Office Building, Albany, NY 12247; Honorable Andrea Stewart-Cousins, Minority Leader, New York State Senate, 907 Legislative Office Building, Albany, NY 12247; Honorable Carl Heastie, Speaker, New York State Assembly, 522 Legislative Office Building, Albany, NY 12248; Honorable Joseph D. Morelle, Majority Leader, New York State Assembly, 926 Legislative Office Building, Albany, NY 12248; Honorable Brian M. Kolb, Minority Leader, New York State Assembly, 933 Legislative Office Building, Albany, NY 12248; Honorable Thomas M. O'Mara, New York State Senator, 415 Legislative Office Building, Albany, NY 12247; Honorable Philip A. Palmesano, New York State Assemblyman, 723 Legislative Office Building, Albany, NY 12248; Honorable Joseph M. Giglio, New York State Assemblyman, 439 Legislative Office Building, Albany, NY 12248; Honorable Bill Nojay, New York State Assemblyman, 527 Legislative Office Building, Albany, NY 12248; and Bruce Kastor, Esq., New York State Department of Taxation and Finance, W.A. Harriman Campus, Bldg. 9, Room 100, Albany, NY 12227-0125.

Vote: Roll Call – Adopted.

RESOLUTION NO. 043-15

Introduced by G. Swackhamer. And L. Crossett. Seconded by H. Lando.

AUTHORIZING AND DIRECTING THE COMMISSIONER OF FINANCE TO APPROPRIATE THE PAVEMENT GRINDER RENTAL REVENUE INTO THE PAVEMENT GRINDER REPAIR/REPLACEMENT CAPITAL PROJECT ACCOUNT.

WHEREAS, the County purchased a $710,100 road grinder in 2012; and

WHEREAS, the County expects to continue renting the grinder to other municipalities; and

WHEREAS, the County is desirous of tracking in one account the road grinder's rental revenue from other municipalities; and

WHEREAS, the County is desirous of accounting for and paying for repairs from this same account; and

WHEREAS, the Public Works and Finance Committees of the Steuben County Legislature have approved the transfer of $92,000 from the Pavement Grinder Rental Revenue account 5130 H2 4 2412000 to the Pavement Grinder Repair/Replacement Capital Project account 5130 H2 5 451912.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized to appropriate $92,000 from the Pavement Grinder Rental Revenue account 5130 H2 4 2412000 to the Pavement Grinder Repair/Replacement Capital Project account 5130 H2 5 451912; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Commissioner of Finance and the Commissioner of Public Works.

Mr. Mullen stated when we first voted on the purchase of the grinder, it was his understanding that the money received as revenue would go into the General Fund. He thinks doing it this way is a way of increasing the equipment budget without going through the normal budget process.

Vote: Roll Call – Adopted. Yes – 7681, No – 597, Absent – 1052.
(No – Legislator Mullen; Absent – Legislators Hanna and Weaver)

RESOLUTION NO. 044-15

Introduced by G. Swackhamer. Seconded by B. Schu.

ENTERING INTO A LEASE WITH, AND ACCEPTING AN EASEMENT FROM, THE U.S. DEPARTMENT OF THE ARMY FOR OPERATING KANAKADEA RECREATION AREA.

WHEREAS, the County of Steuben has been operating and maintaining Kanakadea Recreation Area, a public park consisting of 212.73 acres of land at Almond Dam in the Town of Hornellsville, including an easement containing 0.3 acres of land for an electrical transmission line, under a lease with the U.S. Department of the Army that is expiring on July 31, 2015; and

WHEREAS, the Secretary of the Army, by authority of Title 16, U.S. Code, Section 460d, desires to lease to the County of Steuben the aforementioned 212.73 acres of land for a term of twenty five (25) years, beginning July 31, 2015 and ending July 30, 2040, for the operation and maintenance of Kanakadea Recreation Area for the benefit of the United States and the general public in accordance with the conditions set forth in Lease No. DACW-31-1-15-136; and

WHEREAS, the Secretary of the Army, by authority of Title 43, U.S. Code, Section 961, having found no incompatibility with the public interest, desires to grant to the County of Steuben an easement for the aforementioned electrical transmission line for a term of twenty five (25) years, beginning August 1, 2015 and ending July 31, 2040 for the benefit of the United States and the general public in accordance with the terms set forth in Easement No. DACW-31-2-15-140; and

WHEREAS, the County of Steuben also desires to enter into this lease with, and accept this easement from, the U.S. Department of the Army.

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature duly convened does hereby approve of entering into this lease with the U.S. Department of the Army for a term of twenty five (25) years, beginning July 31, 2015 and ending July 30, 2040, for the operation and maintenance of Kanakadea Recreation Area in accordance with the conditions set forth in Lease No. DACW-31-1-15-136; and be it further

RESOLVED, that the Steuben County Legislature duly convened does hereby approve of accepting this easement from the U.S. Department of the Army for an electrical transmission line across Kanakadea Recreation Area for a term of twenty five (25) years, beginning August 1, 2015 and ending July 31, 2040 in accordance with the terms set forth in Easement No. DACW-31-2-15-140; and be it further

RESOLVED, that the Steuben County Legislature act through its Steuben County Manager, being fully authorized to make and enter into agreements on behalf of the County of Steuben, to execute the aforementioned lease and easement with

the U.S. Department of the Army, in manner and form and substance as herein stated, and attach the seal of the County thereto; and be it further

RESOLVED, that two (2) certified copies of this resolution shall be filed with the Steuben County Commissioner of Public Works.

Vote: Roll Call – Adopted.

RESOLUTION NO. 045-15

Introduced by G. Swackhamer. Seconded by B. Schu.

AUTHORIZING THE COUNTY OF STEUBEN TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION TO CONTINUE THE MAINTENANCE OF THE LOON LAKE ROAD BRIDGE IN THE TOWN OF HORNELLSVILLE.

WHEREAS, the New York State Department of Transportation (NYSDOT) has submitted to the County of Steuben a proposed agreement by which the County of Steuben is to continue to maintain the entire structure of a Bridge (BIN 2016380) located on Loon Lake Road in the Town of Hornellsville (shown as Part Numbered 6 on the Table of Maintenance Jurisdiction) and to be designated as a portion of NYSDOT Project PIN 6084.38 and said proposed agreement also provides for the County of Steuben to request the NYSDOT to submit the aforementioned project with the recommendation that it be approved by the Administrator of the United States Federal Highway Administration, and that if such project is approved and constructed by the NYSDOT and the Administrator of the United States Federal Highway Administration, the County of Steuben will thereafter, at its own cost and expense, continue to maintain the previously described portion of this project in a manner satisfactory to the NYSDOT and the Administrator of the United States Federal Highway Administration, or their authorized representatives, and make ample provision each year for such maintenance.

NOW THEREFORE, BE IT

RESOLVED, that the County of Steuben shall continue to maintain such structure and guarantee the maintenance of such structure when constructed and will pay the cost of such maintenance and will maintain the project in a manner satisfactory to the NYSDOT or its authorized representatives, and will make ample provisions each year for such maintenance; and be it further

RESOLVED, that the NYSDOT submit such project to the Administrator of the United States Federal Highway Administration and recommend to him the approval of the same for construction with funds apportioned to the State for construction of Highways and related projects under the provisions of Federal Highway Acts; and be it further

RESOLVED, that the County of Steuben act through its County Manager and Legislature, which are hereby authorized to act for the County of Steuben, and make and enter into agreement with the NYSDOT, in manner and form and substance as herein stated and in accordance with the form of contract herein mentioned as having been submitted to the Steuben County Legislature for action, and that the Clerk of the Legislature furnish two certified copies of this Resolution authorizing the County Manager of the County of Steuben to execute the agreements on behalf of the County of Steuben, such County Manager being fully authorized and directed to make and enter into agreements on behalf of the County of Steuben in any manner and form required by the NYSDOT, or the Administrator of the United States Federal Highway Administration, and attach the seal of the County thereto; and be if further

RESOLVED, that the Clerk of the Legislature is hereby directed to transmit two (2) certified copies of the foregoing Resolution and agreement to the NYSDOT, 107 Broadway, Hornell, NY 14843.

Vote: Roll Call – Adopted.

RESOLUTION NO. 046-15

Introduced by C. Ferratella and L. Crossett. Seconded by R. Lattimer.

ACCEPTING THE BALANCED INCENTIVE PAYMENT PROGRAM (BIPP) FUNDING FROM THE NEW YORK STATE OFFICE FOR THE AGING.

WHEREAS, Steuben County Office for the Aging recently received notification of the availability of $268,616 from the New York State Office for the Aging; and

WHEREAS, this funding will be used to expand the existing NY CONNECTS Program, which increases access to non-institutional community-based long term care services and support, it is in the best interest of the County of Steuben to receive these funds.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized and directed to accept $268,616 as revenue into account 677805 and appropriate the same to expenditure lines:

5298000	Minor Equipment	$ 5,050
51100000	Salaries	$ 24,572
5810000	Fringe	$ 15,428
5402990	Telephone	$ 2,500
5403100	Printing	$ 8,000
5403800	Copying	$ 2,000
5405100	Postage	$ 2,000
5406000	Office Supplies	$ 500
5479300	Training & Conferences	$ 10,000
5408900	Data Processing	$ 34,886
5412970	MLR	$ 4,500
5471120	Contract Mileage	$ 4,600
5440000	Subcontracts	$149,380
5290020	Computers	$ 5,200

AND BE IT FURTHER RESOLVED, certified copies of this resolution shall be forwarded to the Director of Office for the Aging and the Commissioner of Finance.

Vote: Roll Call – Adopted.

RESOLUTION NO. 047-15

Introduced by R. Lattimer. Seconded by H. Lando.

APPROVING CHANGES TO THE STEUBEN COUNTY ECONOMIC DEVELOPMENT FUND APPLICATION.

WHEREAS, it is desirable to update the Steuben County Economic Development Fund application; and

WHEREAS, said update includes requirements and limitations for proposals which would involve funding a project which is other than infrastructure; and

WHEREAS, it is necessary to establish limitations, funding caps and requirements for fundable projects as a result of the County investment.

NOW THEREFORE, BE IT

RESOLVED, that the application is amended to include limited funding for project oriented studies at a 50% level up to a maximum of $25,000 of County funds or $50,000 project cap and a maximum of (2) projects in a fiscal year; and be it further

RESOLVED, that the balance of the application changes outlined in the revised application are approved for any future projects; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Planning Director, Commissioner of Finance, and Jamie Johnson, Executive Director of the Steuben County Industrial Development Agency, 7234 Route 54 North, Bath, NY 14810.

Mr. Booth asked for an explanation. Mr. Alger explained the Economic Development Fund Application is currently set up for doing infrastructure projects. The amendment would allow for funding of a study project, up to the limits identified in the application. It would be anticipated that the study would have a fundable project at its conclusion. This is a change from what we have done in the past.

Vote: Roll Call – Adopted.

RESOLUTION NO. 048-15

Introduced by R. Lattimer and L. Crossett. Seconded by S. Van Etten.

APPROPRIATING MONIES FROM THE ECONOMIC DEVELOPMENT FUND FOR A FEASIBILITY STUDY ON THE EXPANDED USE OF THE STEUBEN COUNTY FAIRGROUNDS.

WHEREAS, the Village of Bath, in partnership with the Steuben County Agricultural Society, has submitted an application for funding from the Economic Development Fund for a feasibility study of expanded use and development of the Steuben County Fairgrounds and adjacent facilities; and

WHEREAS, Steuben County will have seats on the project steering committee to ensure the county's views and objectives are represented; and

WHEREAS, the A.I.P. Committee and Finance Committee have recommended proceeding with this project and appropriating funds from the Economic Development Fund.

NOW THEREFORE, BE IT

RESOLVED, that the Commissioner of Finance is authorized to appropriate a maximum of $25,000 (equivalent to 50% of the overall project cost) from the Economic Development Fund for the feasibility study; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, Commissioner of Finance, and Hon. William vonHagn, Village of Bath Mayor, 110 Liberty St., Bath, NY 14810.

Mr. Booth asked what would be the anticipated use for the Fairgrounds? Mr. Alger replied the project is to identify what might be done with the fairgrounds. The objective is to come up with a project to seek funding for. There have been a number of ideas discussed. They would be required to continue to function as a fairground. Mr. Booth asked where would the money for the project come from? Mr. Alger replied our share would come from the Economic Development Fund. The balance would come from the Village of Bath, the Fairgrounds Association and other contributors.

Mr. Van Etten asked because we just approved the previous motion, is this the first time that someone has asked for funding for a study? Mr. Alger replied that is correct. Mr. Van Etten commented there is no bigger waste of money than paying for a study. Mr. Alger stated that was our concern as well and that is why we limited it to two study requests per year. Additionally, we have included language that there needs to be an actionable project at the conclusion of the study.

Vote: Roll Call – Adopted. Yes – 7088; No – 1190; Absent – 1052.
(No – Legislators Booth and Mullen; Absent – Legislators Hanna and Weaver)

RESOLUTION NO. 049-15

Introduced by P. McAllister. Seconded by G. Roush.

AUTHORIZING THE COUNTY MANAGER TO ENTER INTO A CONTRACT WITH ECC TECHNOLOGIES AND DIRECTING PAYMENT FROM THE SOUTHERN TIER FIBER CAPITAL PROJECT.

WHEREAS, Steuben County requires consulting services to provide recommendations for use of the Southern Tier Network for governmental operations; and

WHEREAS, the Administration Committee has recommended contracting with ECC Technologies for said services; and

WHEREAS, funds for this purpose are available within the Southern Tier Fiber Capital Project.

NOW THEREFORE, BE IT

RESOLVED, that the County Manager is authorized to enter into a contract with ECC Technologies for consulting services; and be it further

RESOLVED, that the Commissioner of Finance is authorized to pay for said services from the Southern Tier Fiber Project (H0100 1230H1); and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager and Commissioner of Finance.

Mr. Swackhamer asked what is the timeframe on this? Mr. Wheeler replied he would anticipate an answer back within three months. ECC Technologies will be scoping out exactly what type of equipment we will need to be able to use the fiber for governmental operations.

Vote: Roll Call – Adopted.

RESOLUTION NO. 050-15

Introduced by P. McAllister. Seconded by H. Lando.

AMENDING THE MANAGEMENT SALARY PLAN TO REFLECT THE PASSAGE OF THE STEUBEN COUNTY CHARTER.

WHEREAS, the passage of the Steuben County Charter necessitated a review of the Administrative Code and Management Salary Plan; and

WHEREAS, the review resulted in recommended changes in grade for the County Manager and Commissioner of Finance; and

WHEREAS, the Administration Committee has reviewed and approved the recommended changes; and

WHEREAS, no salary adjustments are required with this change.

NOW THEREFORE, BE IT

RESOLVED, the Management Salary Plan is hereby amended reallocating the County Manager from Grade "J" to Grade "L" and the Commissioner of Finance from Grade "H" to Grade "I"; and be it further

RESOLVED, the changes do not result in a change to the 2015 salaries of the individuals within the positions; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Personnel Officer, the County Manager, and the Commissioner of Finance.

Mr. Mullen asked for an explanation. Mr. Alger stated we are requesting an adjustment of the grade for County Manager to Grade L, which will be the same as the County Attorney. The adjustment for the Finance Commissioner will be to a Grade I, which would place all the Commissioners at the same level.

Vote: Roll Call – Adopted.

RESOLUTION NO. 051-15

Introduced by R. Lattimer. Seconded by G. Roush.

AUTHORIZING A PUBLIC HEARING ON LAND SUBMITTED FOR INCLUSION IN CERTIFIED AGRICULTURAL DISTRICTS.

Pursuant to Article 25-AA, Section 303-b, of the Agriculture and Markets Law of the State of New York.

WHEREAS, the Steuben County Legislature established a required annual period from January 15 to February 15 for landowners to submit requests to add agricultural land to certified Agricultural Districts; and

WHEREAS, landowners submitted requests to add land and said requests were forwarded to the Steuben County Agriculture and Farmland Protection Board for their review, and

WHEREAS, the Steuben County Agriculture and Farmland Protection Board has reviewed the matter and will submit a report to this Legislature.

NOW THEREFORE, BE IT

RESOLVED, that in accordance with Section 303-b of the Agriculture and Markets Law of the State of New York, a Public Hearing on this matter shall be held by this County Legislature on the 27th day of April, 2015, at 10:00 a.m.; and be it further

RESOLVED, that the Clerk of this Legislature shall cause a Notice of said Public Hearing to be published and mailed in accordance with Section 303-b of the Agriculture and Markets Law; and be it further

RESOLVED, that a certified copy of this resolution shall be forwarded to the Director of the Steuben County Planning Department.

Vote: Acclamation – Adopted.

RESOLUTION NO. 052-15

Introduced by L. Crossett. Seconded by H. Lando.

ESTABLISHING THE DATE FOR THE 2015 DELINQUENT REAL PROPERTY TAX AUCTION.

WHEREAS, the County of Steuben has commenced the annual Delinquent Real Property Tax In-Rem procedure pursuant to Article 11 of the New York State Real Property Law; and

WHEREAS, it is desirable to establish the date of the County Delinquent Real Property Tax Auction.

NOW THEREFORE, BE IT

RESOLVED, the 2015 Delinquent Real Property Tax Auction shall be conducted on Friday, July 10, 2015, commencing at 10:00 A.M. at the Bath/Haverling High School, Bath, New York; and be it further

RESOLVED, that the Steuben County Commissioner of Finance is hereby authorized and directed to establish and publish the terms and conditions of the recited sale in advance of said sale; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance; Director of Real Property Tax Service Agency; and the County Attorney.

Vote: Acclamation – Adopted.

A M E N D E D

RESOLUTION NO. 053-15

Introduced by P. McAllister. Seconded by R. Lattimer.

OPPOSING THE GOVERNOR'S PROPOSAL TO CHANGE THE STAR EXEMPTION TO A PERSONAL INCOME TAX CREDIT

WHEREAS, included in the Governor's 2015-2016 New York State Budget submission is a proposal to convert the STAR real property tax exemption to a Personal Income Tax (PIT) credit; and

WHEREAS, this transition to a PIT would start with any STAR exemptions that were granted for property owners that were not eligible as of March 3, 2014; and

WHEREAS, this transition would result in confusion to the property owner who has been under the assumption that they would be eligible for the exemption since they applied with the local assessor; and

WHEREAS, this transition would result in either a shortage of escrow accounts which would then have to be made up in double for the next escrow payment year or that their anticipated tax bill would be approximately $600 more with Basic STAR and $1,200 more with Enhanced STAR than they budgeted on their own; and

WHEREAS, this transition would place a great financial burden on those relying on STAR exemptions, forcing them to pay the full value of their property tax and wait months for reimbursement via a PIT.

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature hereby opposes the Governor's proposal to convert the STAR real property tax exemption to a Personal Income Tax (PIT) credit and urges the Legislature to reject this initiative; and be it further

RESOLVED, that the Clerk of the Legislature is hereby authorized and directed to forward certified copies of this resolution to Honorable Andrew M. Cuomo, New York State Governor, New York State Capitol Building, Albany, NY 12224; Honorable Dean Skelos, NYS Senate Republican Conference Leader, 909 Legislative Office Building, Albany, NY 12247; Honorable Jeffrey Klein, NYS Senate Independent Conference Leader, 913 Legislative Office Building, Albany, NY 12247; Honorable Andrea Stewart-Cousins, Minority Leader, New York State Senate, 907 Legislative Office Building, Albany, NY 12247; Honorable Carl Heastie, Speaker, New York State Assembly, 522 Legislative Office Building, Albany, NY 12248; Honorable Joseph D. Morelle, Majority Leader, New York State Assembly, 926 Legislative Office Building, Albany, NY 12248; Honorable Brian M. Kolb, Minority Leader, New York State Assembly, 933 Legislative Office Building, Albany, NY 12248; Honorable Thomas M. O'Mara, New York State Senator, 415 Legislative Office Building, Albany, NY 12247; Honorable Philip A. Palmesano, New York State Assemblyman, 723 Legislative Office Building, Albany, NY 12248; Honorable Joseph M. Giglio, New York State Assemblyman, 439 Legislative Office Building, Albany, NY 12248; Honorable Bill Nojay, New York State Assemblyman, 527 Legislative Office Building, Albany, NY 12248; Honorable Tom Reed, 89 West Market Street, Corning, NY 14830; Honorable Charles E. Schumer, 15 Henry Street, Room 100 A-F, Binghamton, NY 13901; and Honorable Kirsten Gillibrand, Kenneth B. Keating Federal Office Building, 100 State Street, Room 4195, Rochester, NY 14614; Stephen J. Acquario, Esq., Executive Director, New York State Association of Counties, 540 Broadway, Albany, NY 12207; Honorable James Hoffman, President, Inter-County Association of Western New York, c/o Wayne County Board of Supervisors, 26 Church Street, Lyons, NY 14489

Mr. Alger commented the resolution does not do what some of you have discussed. What it does is oppose implementation this year. The intent of the resolution from the Real Property Tax Service Agency Director was that if they were to implement the switch in the current year, all of the assessors would have to back out the STAR exemptions from the rolls. That is one reason why they oppose this. The second half of this is if it is a good idea. This resolution does not recognize that debate.

Mr. McAllister commented that one of the whereas clauses references that this change will affect 900. Would it not affect everyone? Mr. Alger commented this proposed legislation would affect all STAR exemptions. Ms. Jordan stated that part of our understanding at this point is that the STAR exemption would be removed for those with a new exemption in 2015 or later. Additionally, if you sell your property, you lose it as well. Mr. Mullen commented there are other things involved. If you have Enhanced STAR, and you sell property, that does not always get captured. He commented that he also believes the last whereas clause is irrelevant.

Mr. Farrand commented there is opposition by the mortgage companies and the banks because this will result in an increase in the amount of taxes that will need to be taken out of escrow accounts and will result in higher payments for the homeowner.

Motion to amend the resolution to oppose the Governor's proposal to change the STAR Exemption to a person income tax credit made by Mr. Swackhamer. Seconded by Mr. Crossett and duly carried.

Mr. Mullen commented it might be good to have more time to consider this. Ms. Lattimer replied we do not have time, as this proposal is part of the budget negotiations.

Vote: Acclamation – Adopted.

Motion to Adjourn Regular Session and Reconvene in Executive Session Pursuant to Public Officers' Law, Article 7§ 105.1.F. the Medical, Financial, Credit or Employment History of a Particular Person, or Matters Leading to the Appointment, Employment, Promotion, Demotion, Discipline, Suspension, Dismissal or Removal of a Particular Person made by Mr. Roush. Seconded by Mr. Van Etten and duly carried.

Motion to Adjourn Executive Session and Reconvene in Regular Session made by Mr. Mullen, seconded by Mr. Roush and duly carried.

Motion to Adjourn made by Mr. Mullen, seconded by Mr. Roush and duly carried.

REGULAR MEETING
Morning Session
Monday, April 27, 2015
Legislative Chambers, Bath, New York

The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers, Bath, NY on Monday, the 27th day of April, 2015, at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members present except for Legislator Farrand.

Mr. Mullen provided the Invocation and the Pledge of Allegiance was led by Mr. Schu.

Chairman Hauryski asked George Sawyer to come forward. Mr. Sawyer is an employee in the Department of Social Services. He presented him with a Certificate of Appreciation and a pin in recognition of his 20 years of service to Steuben County.

Chairman Hauryski asked Eric Tyner to come forward. Mr. Tyner is an employee in the Sheriff's Office. He presented him with a Certificate of Appreciation and a pin in recognition of his 20 years of service to Steuben County.

Chairman Hauryski asked Daniel Brown to come forward. Mr. Brown is an employee in the Sheriff's Office. He presented him with a Certificate of Appreciation and a pin in recognition of his 20 years of service to Steuben County.

Chairman Hauryski opened the floor for comments by members of the public.

Wayne Wells, Cameron, stated he recently attended an international conference on Leukemia in Canada. They discussed better ways to deliver cancer healthcare using the internet and cellular access. The manner in which healthcare is delivered is broken. In the United States, we spend more money per capita than any other nation and yet we are ranked 13th. This is reflective of our poor communications infrastructure. This will place a hidden economic and quality of life burden on the county. Most households in our county live in the dark fiber age. The problem is that we have talked for years about better access and he is seeing no progress. The capability of acting decisively and quickly exists if you are motivated. Please do yourself a service by viewing the YouTube presentation of Dr. Patrick Soon-Shiong. Technology will be for the betterment of the County.

Sue Preset, Corning, stated she is a member of Tanner's Paw, a no-kill rescue facility located in Corning. They have circulated a petition regarding the condition of horses found about a month ago in very poor condition, with one having to be euthanized. We have gotten over three thousand signatures. Several animals come through our facility with no support whatsoever. We give the animal cruelty officer names and nothing has been done. No arrests have been made. The issue is not just for horses, but for all animals. We need help.

Teresa Matterazzo, Corning, stated she is the Community Engagement Coordinator for STTAC (Southern Tier Tobacco Awareness Coalition). She stated that recently STTAC has started a new five-year grant cycle. For the last twenty years we have worked on the Tobacco Free Outdoors initiative where we work with municipalities to implement tobacco free outdoor areas like parks, playgrounds and beaches as well as work with local employers to implement tobacco free worksites. Two additional initiatives are the Smoke Free Housing, where we work with local housing authorities and landlords to increase the number of smoke free living options available. The second initiative is SFM, commonly known as Reality Check. This is a group of three youth groups that work to reduce the number of tobacco incidences in movies and on the internet. The Point of Sale initiative has been in place for the last twenty years, and we are now

trying to decrease the overall number of retailers in a specific area and decrease the social acceptability of tobacco use. Several communities in Massachusetts and California have been successful with this. In New York, the cities of Rochester and Binghamton have done this. In the City of Newburg and in Ulster County, they have created local licensing requirements for tobacco retailers in addition to the State license. Ms. Matterazzo informed the Legislature that they will be holding a community education training event at the end of next month. We will be talking more about our Point of Sale initiative and how tobacco marketing affects our communities.

Chairman Hauryski thanked everyone for their comments and declared the opportunity for public comment closed.

Ms. Muller stated across the nation, April is recognized as Child Abuse Prevention Month. This marks the 21st year for Steuben County's Task Force for the Prevention of Child Abuse. Today I would like to share some history about the inception of the child protection movement and how it linked to the animal welfare movement. It was in the late 1800's when the first legal intervention against child abuse was initiated. It is call the case of Mary Ellen.

Living in New York City, Mary Ellen's biological father died shortly after her birth. She was boarded, a common practice back then, with another family while her mother sought employment. Mary Ellen's mother could not make it financially, she missed visits with her and eventually Mary Ellen was turned over to the City's Department of Charities. The Department of Charities placed Mary Ellen in the home of Thomas and Mary McCormack. She was placed illegally, without proper documentation, and literally without any oversight or monitoring. Thomas McCormack died shortly thereafter and Mary remarried a man by the name of Francis Connolly.

Francis and Mary moved with Mary Ellen, several times. Mary horribly mistreated Mary Ellen. Neighbors were aware as they overheard her cries and screams as she was beaten. In 1874 one of the original neighbors to the Connolly's reached out to a Methodist mission worked named Etta Wheeler. She asked her to check on the welfare of Mary Ellen. Etta agreed and went to the newest tenement the family was living in. She interviewed neighbors. She manipulated her way into the apartment where Mary Ellen and her family were living and observed firsthand the suspicions report to her. What she saw was a very young child, a tiny mite, one who appeared to be the age of 5, although in reality Mary Ellen was actually 9 years old. She was wearing threadbare clothing, standing on a stool doing dishes and wrestling with a pan which appeared to be heavier than she. On the table lay a whip made of leather strands. Mary Ellen's meager arms and legs bore many bruises, scrapes and scars. Etta felt the saddest when looking at the expression on her face…her look was one of suppression and misery. The face of a child unloved; a child with vacant eyes who had seen only the fearsome side of life.

Etta Wheeler left the apartment that day, determined to rescue this young girl named Mary Ellen. Even though New York had a law permitting the State to remove children who were neglected by their caregivers, New York City authorities were reluctant to intervene. Etta Wheeler continued in her efforts. While the City would not get involved, Etta reached out to a gentleman by the name of Henry Bergh. Mr. Bergh was a leader of the animal humane movement in the United States and founder of the American Society for the Prevention of Cruelty to Animals, otherwise known as the ASPCA. Etta Wheeler presented her case which included written documentation and a list of neighbors past and present who agreed to testify. After much deliberation Mr. Bergh agreed to help, although shielded his role in the ASPCA, claiming he was pursuing the case as a private citizen, although…all the while using his connections with the press and his ties to the legal system. Mr. Bergh sent out a New York SPCA investigator to the home of Mary Ellen, posing as a census worker to gain entrance into the apartment. Upon verifying the facts of the situation, Mr. Bergh arranged for an ASPCA attorney to prepare a petition to remove Mary Ellen.

April 10, 1874, Mary Ellen was brought to court and appeared before Judge Lawrence. She was dressed in ratty clothing, her body still covered in bruises and a gash over her left eye and down her cheek where Mary Connolly struck her with a pair of scissors. Mary Ellen speaks to the abuse in her testimony: "My father and mother are both dead. I don't know how old I am. I have no memory of a time when I did not live with the Connolly's…mama has been in the habit of whipping and beating me almost every day…with a twisted whip, made of rawhide. The whip always leaves black and blue marks on my body. I now have the black and blue marks on my head which were made by mama and also a cut on the left side of my forehead which was made by a pair of scissors. She struck me with the scissors and cut me. I have no recollection of ever having been kissed by anyone – have never been kissed by mama. I have never been taken on my mama's lap and caressed or petted. I never dared to speak to anybody, because if I did, I would get whipped…I do not know for what I was whipped…mama never said anything to me when she whipped me. I do not want to go back to live with mama because she beats me so. I have no member ever being on the street in my life."

Mary Ellen did not return to the Connolly's. Mary Connolly was found guilty of felony assault and was sentenced one meager year of hard labor in the penitentiary. Initially, Mary Ellen was placed in a home for grown girls, some of them wayward, some being trained for the service. Eventually, the judge allowed Etta Wheeler to take responsibility of Mary Ellen. Etta took her to her mother's in Rochester where she would make her new home. Mary Ellen grew and lived a productive life. She married, had two children, became a foster parent, and is known as the successful crusader for the protection of children throughout the world.

This true story is one of many examples of abuse and neglect our children face every day. Some events worse, some not. Regardless, the emotional scars are the same. This story in its entirety has many backdrops and events I obviously do not have time to share this morning. The details are disturbing and reinforce the positive developments the system has made over these past 141 years, almost to the day. Those who dedicate their work to help the Mary Ellen's of the world are to be commended. Much like Etta, they are driven, persistent and above all, a lifesaver. We owe them a world of thanks. Over these years we have made great strides, both regulatory and within our service delivery, in the child welfare system. I am especially honored to say services in Steuben County have grown beyond expectations. With these changes we have developed and enhanced preventive services which continually improve the Mary Ellen's and the families we serve. I would like to thank Mr. Alger, the Chairman, and this body for your continued support of these programs. It has made a tremendous difference in the identification and awareness of child abuse, the prevention of child abuse and the healing of child abuse for those affected. I would also like to think Bill Caudill, Director of the Youth Bureau; Edna Kayes, Assistant Director of Social Services programs overseeing the Child Protective and Prevention Units; and the rest of the task force members for taking the time to make this task force work. And finally, a huge thanks to the rest of my staff, Administration, both direct and indirect staff. Your selfless work is noticed and does make a difference in improving the quality of life for the children and families we serve.

This brings me to today's recognition. Today we recognize an individual who has significantly contributed to the child welfare system and the prevention of child abuse in Steuben County. If I could ask Deborah Flint and Emily Hofelich-Bowler to join me at the podium. Deborah Flint is the principal at Addison Central School. Emily Hofelich-Bowler is the Executive Director of the Addison Youth Center who wrote the following nomination:

Deborah Flint is not only responsible for the safety of the students during the school day, but she is also a champion for the youth and families of Addison, outside of the school day. Act N Do is a group Deborah helped create and grow. She met with local business leaders to try to find a way to support the community by meeting an unmet need. This program delivers meals to community members in need of food and companionship. The program engages volunteers which further helps to foster the community of Addison while helping our neighbors. Deborah also oversees the latchkey program which provides quality afterschool care for youths ages 3 and 4. This allows parents to continue to work and know their child is

safe and secure. Deborah is at every community event whether it is to volunteer, or to simply engage and enjoy the community. She knows the names of each of her children, where they live, and their family story. She cares. She also uses her extensive knowledge of resources to make sure families that may not have funds to buy Christmas presents, have these gifts under their tree. She is an inspiration and role model to youth everywhere. Deborah considers the whole family. She recognizes hardships parents often have to face. She provides not only important resources, but also fun resources. She never gives up. If you ever need something, call Mrs. Flint; if she can't fix it, she will find someone who will. She collaborates and encourages collaboration. She deserves this recognition for her continued commitment. She is the last one to leave school and the first to call in a crisis. She is an advocate for youth and families. She is hardworking and committed. Deborah protects youth from all walks of life.

Ms. Muller stated it is her pleasure, on behalf of the Steuben County Task Force for the Prevention of Child Abuse to present the Child Abuse Prevention Award to Deborah Flint. *Congratulations!*

Ms. Flint stated thank you so much. Putting into action what is necessary for the welfare of children is something we do together, not alone.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs for Posting for the Public Hearing Authorizing and Directing the Commissioner of Finance to Transfer $49,529.00 from the Repairs & Renovations Reserve and Appropriate $17,417.00 to the Capital Project Entitled "Sealing and Striping of County Parking Lots"; and $32,112.00 to a New Capital Project Entitled "ProAction Elevator Repair". Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being no comments, he declared the Public Hearing closed.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs for Posting for the Public Hearing Relative to Land Submitted for Inclusion in Certified Agricultural Districts 3, 6 and 7 During the 2015 Annual Thirty-Day Review Period, to Consider the Recommendations of the Agricultural and Farmland Protection Board, and Proposed Modifications of said Certified Agricultural Districts. Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being no comments, he declared the Public Hearing closed.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs for Posting for the Public Hearing Upon County of Steuben Local Law Tentatively No. Two for the Year 2015, Amending the Steuben County Charter, Establishing the Term Limits of County Legislators at Four (4) Successive Full Terms. Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing.

Charles Ron Harmon, Avoca Town Supervisor, stated the Local Law the County is considering is not subject to referendum. The Town of Avoca is opposed and we would urge you not to adopt this proposed law.

Jack Zigenfus, Cohocton Town Supervisor read the following letter from Republic Chairman Rusty Smith:

As Chairman of the Steuben County Republican Party, I urge the County Legislature not to repeal or amend the current term limit on members of your body by local law. The current term limit was put in place by a referendum of the people and the margin in that referendum was overwhelmingly in favor of a twelve-year term limit. Changing that limit years later, without a referendum process, is unfair to the people of Steuben County. Having the Legislature extend their own term limits via this process will also undermine faith in the county government since it will appear self-serving, even if the motives are genuine and legitimate.

I urge you to table this resolution and find a way to include the people of the county in this process. If the current charter language is a barrier to having a referendum, then I urge you to amend the charter to allow for a referendum on this matter.

Mr. Zigenfus stated I come before this Legislature as a citizen of this great County that I have lived in my entire life. I have had the privilege of voting in every single election, including national, state, county and local, since 1972. On November 8, 1994, I and over 13,000 other Steuben County voters, voted and cast their vote on Steuben County proposal Number 1, Local Law Tentatively No. 9-93. That ballot question was "do you want 12 year term limitations for County Legislators"? Also on the ballot was another local law, making Legislators' terms four years. According to *The Evening Tribune* of Hornell dated November 10, 1994, both propositions were approved, and I quote "overwhelmingly" by the people of Steuben County. To be more precise, the vote to have four year terms was passed 14,149 to 6,813 and the vote to limit Legislators to 12 successive years in office was passed 13,497 to 6,793. Those two proposals passed in every single election district but one; that being one district in the City of Corning, which was edged by only 4 votes. Last month, I, along with many others learned that this legislative body voted to have that law changed from what the people of this County voted for. I get the opinion from the County Attorney, that yes, you now have the authority to make the change without the "of the, by the, or for the people." I also understand that a similar action happened in New York City with Mayor Bloomberg and some judge ruled it legal. Well, this isn't New York City, this is Steuben County. You Legislators represent every town and city in this County. I would like to ask you a simple question. Have any of you asked the people in your district, that you represent, what they thought about you voting to change the law that the people in every town and city voted for? I would venture a guess that the answer to that is "no". Even our federal and state representatives seek guidance on issues facing them from their constituents. You can debate the issue of term limits both positive and negative forever, but the fact remains that the Legislature of this County took the right action back in 1994 and asked the people that they represent to vote on it. I would like this Legislative body to safeguard and respect what the people of Steuben County voted for, and not take an action that would undermine their right when they voted on what this County asked them to vote on. Please consider what I have asked of you today in the interest of the people that you represent. It is not a legal issue, but a moral one. Thank you for your time and consideration on such an important issue.

Wayne Wells, Cameron, stated that he could not have said that any better and he supports the last speaker's sentiments.

Len McConnell, Prattsburgh Town Supervisor, stated that he supports Mr. Zigenfus in this matter.

Secretary's Note: A letter from Legislator Farrand expressing his opinion is on file in the Clerk of the Legislature's Office, along with resolutions received from the Towns of West Union, Rathbone, and Avoca in opposition to Local Law Tentatively No. Two for the Year 2015.

Motion approving the minutes of the previous meeting(s) made by Mr. Van Etten, seconded by Mr. McAllister and duly carried.

Mr. Donnelly provided the Legislature with an update on the distribution of the 3 percent sales tax to the Towns, Villages and two cities. The local law was effective March 1, 2015 and the revenue from the first quarter, which is approximately $275,000, will be distributed in the second quarter.

RESOLUTION NO. 054-15

Introduced by R. Weaver. Seconded by H. Lando.

FILLING THE VACANCY CAUSED BY THE RESIGNATION OF LEGISLATOR GEORGE J. WELCH, JR.

Pursuant to the Steuben County Charter, Article II, Section 2.03 and Article 5 of the County Law of the State of New York.

WHEREAS, due to the resignation of George J. Welch, Jr. on March 2, 2015, a vacancy has arisen for the Office of Steuben County Legislator, District #2; and

WHEREAS, George J. Welch, Jr. is a member of the Democratic Party; and

WHEREAS, the Steuben County Democratic Committee, at a Special Meeting held on or about April 17, 2015, recommends Steven Maio to the County Legislature for appointment to the recited vacant Office of County Legislator for such period as prescribed by law; and

WHEREAS, Steven Maio, is a member of the Democratic Party and a resident of District #2, being the City of Corning, to wit: 134 E. Second Street, City of Corning, New York; and is otherwise qualified to hold the Office of Steuben County Legislator.

NOW THEREFORE, BE IT

RESOLVED, that **STEVEN MAIO** of Corning, New York, be and the same hereby is, appointed to said vacancy effective immediately, said appointment to terminate by operation of law December 31, 2015; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the above-named individual, the County Clerk, Commissioner of Finance and the Personnel Officer.

Vote: Roll Call – Adopted. (Yes – 8192, No – 513, Absent – 625)
(No – Legislator Van Etten; Absent – Legislator Farrand)

Mrs. Hunter administered the Oath of Office to Steven Maio, for the position of Legislator, District 2.

Chairman Hauryski asked Legislator Lando to escort Legislator Maio to his chair.

RESOLUTION NO. 055-15

Introduced by L. Crossett. Seconded by R. Lattimer.

MATTERS PERTAINING TO COUNTY REAL PROPERTY TAX SALES, CORRECTIONS OF ASSESSMENTS, PROPERTY TAXES, AND OTHER REAL PROPERTY ACQUISITIONS AND DISPOSITIONS.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

RESOLVED, the Chairman of the Steuben County Legislature, in accordance with the applications filed herewith, is hereby authorized and empowered on behalf of this Legislature to execute the necessary documentation for the disposition of applications for correction of real property taxes levied on the parcels contained in Schedule "A"; and be it further

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized to make the proper tax adjustment, and/or refund, with respect to the parcels contained in Schedule "A", as set forth in the approved applications, copies of which shall be forwarded to the taxpayer and collecting authority; and be it further

RESOLVED, as it appears to be in the best interest of the County to sell the property(ies) listed on Schedule "B" for the consideration offered, the Steuben County Commissioner of Finance is hereby authorized and directed to convey and deliver a County Tax Deed to the grantee(s) upon receipt of the consideration indicated within thirty (30) days from the date hereof and as upon the "Notice to Bidders and Terms of Sale – 2014" as applicable; and be it further

RESOLVED, the said grantee(s) must accept the parcel(s) "as is" together with the obligation of removing any persons, if any, claiming any interest in the parcel(s) if need be; and be it further

RESOLVED, the Steuben County Commissioner of Finance is further authorized and directed to convey and deliver a County Quitclaim Deed with respect to the parcel contained in Schedule "C" to the grantee listed, with the parcel being the same premises described in a Deed, and in replacement thereof, between the parties dated the 3rd day of June 1985 and signed by John W. Young as County Treasurer of Steuben County, New York, on that date; and be it further

RESOLVED, that certified copies of this resolution contained in Schedule "A" shall be forwarded to the Director of the Steuben County Real Property Tax Service Agency and the Steuben County Commissioner of Finance, together with the approved applications executed in duplicate by the Chairman of the County Legislature, and the Chairman of the Board of Assessors; and certified copies of this resolution contained in Schedule "B" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, and the grantee(s); and certified copies of this resolution contained in Schedule "C" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, and the grantee(s).

SCHEDULE "A"

Resolution No.	A-1
Name	Habitat for Humanity Inc.
Parcel No.	316.07-02-022.300
Municipality	Erwin
Disposition	Correction

SCHEDULE "B"

Resolution No.	B-1 (Correction to A-1, Resolution No. 217-14)
Former Owner	Angela K. Allington-Wilcox & Mark A. Allington
In Rem Index No.	2012-1440CV, Judgment Filed 04/29/2014
Parcel No.	299.14-04-005.000
Municipality	Corning Town
Grantee(s)	Anjela K. Radford (fka Angela K. Allington-Wilcox)
Grantee(s) Address	3415 Fenderson St. Ext., Painted Post, NY 14870
Consideration	$5,609.73, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-2
Former Owner	Marlea A. Sherwood
In Rem Index No.	2013-1427CV
Parcel No.	159.53-01-058.000
Municipality	Bath Village
Grantee(s)	Thomas Urusky
Grantee(s) Address	6866 Lake Salubria Drive, Bath NY
Consideration	$4,805.00

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-3
Former Owner	Lisa P. Jones
In Rem Index No.	2011-1564CV, Judgment Filed 05/06/2013
Parcel No.	158.16-01-090.000
Municipality	Bath Village
Grantee(s)	Neil M. Fagan
Grantee(s) Address	6705 Pheasant Lane, Bath, NY 14810
Consideration	$2,805.00

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

SCHEDULE "C"

Resolution No.	C-1
Former Owner	Edward F. Collins
Parcel No.	205.00-01-010.000
Municipality	Town of Thurston
Grantee(s)	Edward F. Collins
Grantee(s) Address	2366 Turk Hill Road, Victor, NY 14564
Disposition	Quitclaim Deed

Vote: Roll Call – Adopted.

RESOLUTION NO. 056-15

Introduced by J. Hauryski. Seconded by G. Roush.

RECEIVING AND ACCEPTING THE APRIL 27, 2015 COMMUNICATIONS LOG AS PREPARED BY THE STEUBEN COUNTY MANAGER'S OFFICE.

BE IT RESOLVED, that the following communications were received, accepted and filed by the County of Steuben, and **referred to the appropriate Standing Committee and/or Department Head for information and/or action,** to wit:

March 16, 2015

NYS Office of Parks, Recreation and Historic Preservation – Re: Notification of property located at 117 West Washington Street, Bath, NY (James H. Bolton House) in Steuben County is listed on the National Register of Historic Places. ***Referred to: A.I.P. Committee; and Eleanor Silliman, County Historian.***

Steuben County Hunger Coalition – Re: 2014 Steuben County Hunger Coalition Statistics. ***Referred to: Human Services/Health & Education Committee; and Kathryn Muller, Commissioner of Social Services.***

NYS Office of Homeland Security and Emergency Services – Re: The Intrastate Mutual Aid Program (IMAP) standard operating guidelines. ***Referred to: Public Safety & Corrections Committee; and Tim Marshall, EMO Director.***

Finger Lakes SPCA – Re: The Animal Cruelty Investigation Program Report. ***Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.***

March 17, 2015

NYS Department of Environmental Conservation – Re: Notification of a Public Hearing scheduled for Thursday, March 26, 2015 at the Ramada Inn located at 304 South Hamilton Street in Painted Post, NY from 6:30pm – 8:00pm (Northeastern portion of the City of Corning). ***Referred to: A.I.P. Committee; Amy Dlugos, Planning Director; and Steuben County Environmental Management Council.***

Corning Incorporated – Fact Sheet on NYSDEC Project ID#851046, Corning, New York. ***Referred to: A.I.P. Committee; Amy Dlugos, Planning Director; and Steuben County Environmental Management Council.***

March 23, 2015

Civil Service Employees' Association, Inc. (CSEA Local 851) – Re: Employee Grievance. ***Referred to: Mark Alger, County Manager; and Nancy Smith, Personnel Director.***

Civil Service Employees' Association, Inc. (CSEA Local 851) – Re: Employee Grievance. ***Referred to: Mark Alger, County Manager; and Nancy Smith, Personnel Director.***

NYS Office of the State Comptroller – Re: Certificate approving the allocation of sales and compensation use taxes set forth in the agreement between the County of Steuben and the Cities of Corning and Hornell dated December 30, 2014. ***Referred to: Brenda Mori, Clerk of the Legislature.***

NYS Homeland Security and Emergency Services - Re: Notification of the Mutualink deployment will be available to all counties in New York at no charge. In order for the county to participate, counties will need to designate a project manager and provide the signed memorandum of agreement (MOA) within thirty days. ***Referred to: Public Safety & Corrections Committee; and Tim Marshall, EMO Director.***

NYSAC – Listing of programs/partnerships designed to help New York State counties save taxpayer dollars. ***Referred to: Mark Alger, County Manager.***

March 24, 2015

Environmental Emergency Services, Inc. – Re: Thank you letter for the 2015 appropriation. ***Referred to: Public Safety & Corrections Committee; and Tim Marshall, EMO Director.***

The New York State Citizen Review Panels for Child Protective Services – Re: 2014 Annual Report and recommendations is available at www.citizenreviewpanelsny.org. ***Referred to: Human Services/Health & Education Committee; and Kathryn Muller, Commissioner of Social Services.***

NYS Department of Taxation & Finance, Office of Real Property Tax Services – Re: Notice of 2015 Oil and Gas unit of Production Values. ***Referred to: Wendy Flaitz, Real Property Director; and Patrick Donnelly, Commissioner of Finance.***

March 30, 2015

Harris Beach PLLC, Attorneys at Law – Re: Steuben County Industrial Development Agency and Hawkes, LLC distribution of the real property tax exemption form (RP-412a) along with the tax agreement for property located at 75-79 West Market Street, City of Corning. ***Referred to: Finance and Administration Committees; Patrick Donnelly, Commissioner of Finance; Wendy Flaitz, Real Property Director; and Alan Reed, County Attorney.***

April 6, 2015

Harris Beach PLLC, Attorneys at Law – Re: Steuben County Industrial Development Agency and Hawkes, LLC distribution of **corrected/replacement page 2 of the real property tax exemption form (RP-412a)** for property located at 75-79 West Market Street, City of Corning. ***Referred to: Finance and Administration Committees; Patrick Donnelly, Commissioner of Finance; Wendy Flaitz, Real Property Director; and Alan Reed, County Attorney.***

NYS Office for the Aging – Re: Notification of Grant Award for the federal fiscal year 2015 (FFY 2015) Nutrition Services Incentive Program. ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

Western Regional Off-Track Betting Corporation – Re: Check in the amount of $2,473, which represents the February 2015 surcharge revenue for Steuben County. ***Referred to: Finance and Administration Committees; and Patrick Donnelly, Commissioner of Finance.***

New York State Housing Trust Fund Corporation (HTFC) – Re: Notice of intent to request release of funds. ***Referred to: Amy Dlugos, Planning Director.***

April 9, 2015
Emergency Medical Services Training, Administration & Resources – Re: First Quarter Report for 2015. ***Referred to: Human Services/Health & Education Committee; Public Safety & Corrections Committee; Victoria Fuerst, PHN Director; and Tim Marshall, EMO Director.***

Steuben County Industrial Development Agency – Re: Notice of public hearing regarding the Steuben County Industrial Development Agency and Crop Productions Services, Inc. is scheduled for Monday, April 20, 2015 at 10:00am at the Cohocton Development Corporation Building located at 71 Maple Avenue, Cohocton, New York. ***Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.***

April 10, 2015
Bishop Sheen Ecumenical Housing Foundation – Re: Environmental Review Record (HOME 2013 Program) on file for review for the public until May 13, 2015. ***Referred to: Amy Dlugos, Planning Director and filed with Brenda Mori, Clerk of the Legislature.***

April 15, 2015
NYS Division of Homeland Security – Re: Notification of tentatively being awarded $130,000 under the FY2015 State Homeland Security Program (SHSP). As per Federal guidelines, 25 percent ($32,500) of your award must be directed towards law enforcement terrorism prevention activities. ***Referred to: Public Safety & Corrections Committee; Tim Marshall, EMO Director; and Sheriff Cole.***

April 16, 2015
New York State Homes & Community Renewal – Re: Notification of the grant agreement 12-month completion notice for the NYS CDBG Project#1115HR3-13 is April 10, 2016. ***Referred to: Amy Dlugos, Planning Director.***
Vote: Acclamation – Adopted.

RESOLUTION NO. 057-15

Introduced by P. McAllister. Seconded by H. Lando.

FINAL ADOPTION OF LOCAL LAW TENTATIVELY NO. TWO FOR THE YEAR 2015, AMENDING THE STEUBEN COUNTY CHARTER, ESTABLISHING THE TERM LIMITS OF COUNTY LEGISLATORS AT FOUR (4) SUCCESSIVE FULL TERMS.

Pursuant to the Steuben County Charter, Article II, Section 2.07(5).

WHEREAS, there has been duly presented to the members of the Steuben County Legislature on March 23, 2015, County of Steuben Local Law Tentatively No. Two for the Year 2015, Amending the Steuben County Charter, Establishing the Term Limits of County Legislators at Four (4) Successive Full Terms, preliminarily adopted said Local Law on March 23, 2015, making the final adoption of said Local Law subject to a Public Hearing to be held on April 27, 2015; and

WHEREAS, in accordance with said resolution and Notice of Public Hearing, this County Legislature of the County of Steuben did conduct a Public Hearing on April 27, 2015, at 10:00 A.M., and all persons appearing were given the opportunity to be heard, and the Clerk of this Legislature having filed proof of the publication and posting of the Notice of Public Hearing.

NOW THEREFORE, BE IT

RESOLVED, that County of Steuben Local Law Tentatively No. Two for the Year 2015, as hereinafter set forth be, and the same hereby is, finally adopted, to wit:

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. TWO FOR THE YEAR 2015

A Local Law, Amending the Steuben County Charter, Establishing the Term Limits of County Legislators at Four (4) Successive Full Terms.

Be it enacted by the Legislature of the County of Steuben as follows:

SECTION 1. LEGISLATIVE INTENT: It is the intent of the Steuben County Legislature to amend the Steuben County Charter to include provision for term limits at four (4) successive full terms of office for County Legislators and to supersede any other local law pertaining thereto.

SECTION 2. AMENDMENT TO THE STEUBEN COUNTY CHARTER: The Steuben County Charter, be and the same, hereby is amended by adding a third paragraph to Article II, Section 2.01 with all other provisions of the Steuben County Charter remaining in full force and effect, to read as follows:

> Notwithstanding any law to the contrary as limited only to the provisions of Section 1.02 of this Charter, the number of terms of office for which an individual County Legislator is qualified to serve shall be limited to four (4) successive full terms of office as a Steuben County Legislator, without regard to beginning date of the initial full term. A "full term" is a term where the full number of years are to be served under the "term of office" as provided under this Charter, Article II Section 2.02. Any disqualification under this limitation of four (4) successive full terms shall only be operative against an individual for one full term immediately following a four (4) successive full terms limit.

NOTE: Old law is in brackets [ ] and deleted;
New matter is underlined.

SECTION 3. EFFECTIVE DATE: The within Local Law shall be effective immediately upon adoption.

AND BE IT FURTHER RESOLVED, a Public Hearing on the within Local Law has been held on April 27, 2015 at 10:00 A.M. at the Legislative Chambers, Village of Bath, New York; and be it further

RESOLVED, the Clerk of the Legislature has caused a Notice of said Public Hearing to be posted at the Courthouses in the municipalities of Bath, Corning and Hornell, said Notice published for one insertion in the two official newspapers of the County, and has caused such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with the proof of posting and publication filed in the Office of the Clerk of the Legislature; and be it further

RESOLVED, within twenty (20) days after the final adoption by this County Legislature of said County of Steuben, Local Law Tentatively No. Two for the Year 2015, the Clerk of this Legislature shall cause one certified copy thereof to be filed in the in the Office of the Secretary of State of the State of New York, and said Secretary of State is to be requested to publish the Local Law in the supplement to the Session Laws and the Steuben County Clerk is to be requested to file the Local Law in a separate book kept by her for such records; and be it further

RESOLVED, the Clerk of the Legislature, in accordance with Section 214, shall cause a true copy of said Local Law to be published in the two County official newspapers within ten (10) days after such Local Law has become effective; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, Commissioners of the Board of Elections, Personnel Officer, Commissioner of Finance, and the County Attorney.

Mr. Mullen commented that he visited all of his towns this month and talked with three of them about this issue. They were overwhelmingly opposed to this Local Law. I think there is wisdom in their opposition. It is good to continue to cycle people into and out of the Legislature.

Mr. Roush commented that he also talked with the Erwin Town Board and they are opposed to this as well. This affects all of the Legislators, not just Mr. McAllister. This is my sixth year on the Board and the makeup of the Board has changed considerably with people being termed out. The group we have now is very good. He is very much in favor of term limits. Going to four terms is almost the same as not having any term limits. We should lower the number of terms to two instead of three. He will vote no.

Mr. Swackhamer, Majority Leader, called for a Republican Caucus.

Motion to Adjourn into a Republican Caucus made by Mr. McAllister, seconded by Mrs. Ferratella and duly carried.

Chairman Hauryski reconvened the meeting.

Mrs. Lando asked Mr. Reed to provide an overview as to why we are proposing this local law. Mr. Reed replied he submitted an opinion to the Legislature, dated March 9, 2015, which stated that the general role of government action in New York is representative government. The exceptions to referendum are when an action is authorized by statute or constitution. County Municipal Home Rule Law Section 33 and Section 34 allows for the amendments of County Charters with certain restrictions. The question is what do term limits do? This creates a limitation on term qualifications for office. As such, the qualification for office is not subject to referendum. You are not authorized to submit this for referendum. He stated his conclusion is that if the Board wants to make a modification to term limits, it must be done by local law.

Mrs. Lando asked why was this passed by mandatory referendum in 1994? Mr. Reed replied he does not have that institutional knowledge, and really cannot answer that question. Now, recent opinions provide greater guidance than when term limits were a newer concept back in the 1980's and early 1990's.

Mr. McAllister stated that he would like to thank Mr. Roush for his comments. All Legislators would be affected equally, however, he would be the first affected. He stated that he does not know if he would or would not run for another term. Even if he did not run again, he would vote in favor of this. There is a benefit to having the institutional knowledge on the Board a little longer. In every other job, that is an asset. Twenty-one years ago term limits were voted in by the will of the people. However, that question should have been asked as two separate questions. First, do you want term limits, yes or no. There was no doubt the people wanted term limits. They were never asked the second question, which should have been, do you want a two, three, or four term limit. If they had picked from those choices, that would have been the will of the people. Those two separate questions were asked as one question and the people were not given a choice. Either they had to vote for a term limit of three terms, or no limit at all. It was the will of the Legislature at the time that came up with three terms and placed that in front of the people. They did vote for that. You had to pick that or nothing else.

Mr. Van Etten stated he thinks this is much ado about nothing. Every one of us is limited to a four year term of office, and must run for re-election. If at any time our district residents are unhappy with our performance, they can show that by voting for someone else. I'm totally in favor of term limits for the President, and I believe positions like US Congress and the NYS Assembly and Senate should also be limited to a fixed term of service. These people make a career out of being a full-time politician, and therefore they are more apt to be influenced by PAC's, lobbyists, and other outside interests. I don't know about the rest of you, but I have been sitting by my phone for the last 7 ½ years and have yet to

receive my first call from someone willing to give me money to influence my vote. It just doesn't happen at our level folks, we are part-time Legislators. We all do something to make our living and we aren't susceptible to that type of outside influence. I believe the term limits have actually hurt the County and the residents that we serve. How many other $180 million businesses do you know of that throw their most experienced Board Members off, because they have been there 12 years? I've heard of age limits on Board of Directors, but experience can't be replaced easily, and this type of limit actually harms the County. Take someone like Gary Swackhamer. He served 24 years as a Legislator, chaired many committees, understood the budget like few others, and yet he had to step aside because he had reached the magic 3 term number. The people of Hornell and the entire County were hurt by him not being on the Board. And it's obvious those folks felt the same way, because when he was able to run for the other seat in his two-seat district, he won without opposition. My own personal situation isn't much different. I was taught in Scouting that public service is an important thing, not only a right, but a responsibility of every American. I ran for Town Council when I was 18 and won. After college, I ran for Town Supervisor and held that office for 16 years. All the while I wanted to eventually run for County Legislature, but out of respect for Doc Baker, I wouldn't run against him. So, now I'm in my 7th year, and I plan on running for another four year term this summer. Why? Because I enjoy serving the residents of my district. I wish more people would get involved in public service, but I think voter apathy, combined with other additional responsibilities that people have with earning a living and raising a family, make it difficult for many to make that commitment. So why limit the ability of people that actually want to serve? Because that's what this term limit does. Every four years we face re-election and at that time the voters in our district can decide whether we are worthy of another four years of service. There is no reason that someone else interested in the job can't come forward and run as well. Every four years, our jobs are up for grabs. To close, I find it interesting that one of the loudest opponents of this resolution is my friend from the Town of Erwin. He claims that this term limit is necessary to force turnover, bring in new blood, new ideas and foster growth in the County. He takes this position, while he is completing his 25th year as a Town Councilman in Erwin. Erwin, a town that is the envy of many in this County because of their economic strength, continuous development, and growth. So, apparently Board members with lots of experience are making the right decisions in Erwin, but here in Steuben County we need new blood.

Mrs. Lando commented that she could not have said it any better than Mr. McAllister and Mr. Van Etten.

Mrs. Ferratella stated that she would like to reiterate her experience on the Legislature. She is amazed at the length of time it takes to understand the County, the facilities and the programs. You still need more time. When she came on, there was turnover because of term limits. We lost a lot of expertise and knowledge, and that is so important.

Vote: Roll Call – Adopted. (Yes – 6282, No – 2965, Absent – 625)
(No – Legislators Booth, Hanna, Mullen, Roush and Weaver; Absent – Legislator Farrand)

RESOLUTION NO. 058-15

Introduced by M. Hanna. Seconded by H. Lando.

AUTHORIZING THE INCREASE OF CERTAIN TIPPING FEES EFFECTIVE MAY 4, 2015.

Pursuant to the Steuben County Charter, Article II, Section 2.07 and Article 5 of the County Law of the State of New York.

WHEREAS, the Steuben County Landfill has not charged for freon containing units, such as refrigerators and air conditioners, since 1994; and

WHEREAS, stores and waste collectors are charging customers for the disposal of freon containing units and bringing them to the Steuben County facilities at no charge; and

WHEREAS, the County has kept the fee at $2.50, for more than 20 years, to dispose of couches, mattresses, box springs and chairs; and

WHEREAS, the Public Works Committee recommends raising the fees for the items.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Legislature does hereby authorize the Commissioner of Public Works to implement a fee for freon containing units of $10.00 per unit and increase the fee for couches, mattresses, box springs and chairs to $5.00 per item; and be it further

RESOLVED, the modifications shall become effective May 4, 2015, and remain in effect until further notice; and be it further

RESOLVED, these modifications shall apply to private individuals, businesses, industry, commercial haulers and local political subdivisions of the State of New York within the County of Steuben; and be it further

RESOLVED, that a certified copy of this resolution shall be forwarded to the Commissioner of Public Works.

Vote: Roll Call – Adopted.

RESOLUTION NO. 059-15

Introduced by M. Hanna. Seconded by G. Swackhamer.

AUTHORIZING THE COMMISSIONER OF FINANCE TO ADD THE CR 126 PROJECT TO THE PUBLIC WORKS DEPARTMENT'S CAPITAL CONSTRUCTION ACCOUNT.

Pursuant to the Steuben County Charter, Article II, Section 2.07(2).

WHEREAS, the Greenwood section of CR 126 has deteriorated significantly; and

WHEREAS, the adjoining section of CR 126 has been reconstructed and is in good condition; and

WHEREAS, the Capital Projects funding for 2015 was increased subsequent to the submittal of the 2015 list of roads; and

WHEREAS, additional highway funding has also been received from the State of New York to pay for the effects of the severe winter of 2014/15; and

WHEREAS, the Capital Construction account has sufficient funds to rebuild the remaining 2.5 miles of CR 126.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance is hereby authorized to add a new project to the Permanent Improvements, Capital Projects as follows:

D 511200 5 251010, R126-00 Greenwood 2.5 miles

RESOLVED, that a certified copy of this resolution shall be forwarded to the Commissioner of Finance and the Commissioner of Public Works.

Vote: Roll Call – Adopted.

RESOLUTION NO. 060-15

Introduced by B. Schu. Seconded by G. Roush.

AUTHORIZING THE EXECUTION OF THE SOUTHERN TIER INTEROPERABLE COMMUNICATIONS CONSORTIUM AGREEMENT.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, the (3) Counties collectively known as the Southern Tier Consortium (Chemung, Schuyler and Steuben) (hereinafter referred to as the COUNTIES) believe it would be in the best interest of their respective public safety first responders if the Southern Tier Region worked as a consortium to develop an improved interoperable wireless communications system for governmental public safety/service agencies throughout the Southern Tier Region; and

WHEREAS, the COUNTIES seek to demonstrate their commitment to promote multi-jurisdictional and multi-discipline (e.g. law enforcement, fire service, emergency medical, emergency management, public health, public works, and 9-1-1 communications centers) interoperable public safety communications; and

WHEREAS, a collaborative regional partnership would provide each County's public safety first responders the ability to communicate on an interoperable wireless communications system, during natural or man-made events that cause or create a serious negative impact on the Southern Tier Region, and

WHEREAS, the need for collaborative partnerships has been expressed in the National SAFECOM program, and is encouraged by the State and Federal Government through a number of state/federal grant programs, and is well recognized as the standard for implementing interoperable communications systems, and

WHEREAS, the New York State Division of Homeland Security and Emergency Services (DHSES), through its Office of Interoperable and Emergency Communications (OIEC) has implemented a grant program to facilitate the development, consolidation or operation of public safety communications to support statewide interoperable communications for first responders; and

WHEREAS, the COUNTIES are municipal corporations as defined in Section 119-n of General Municipal Law of the State of New York, and

WHEREAS, Article 5-G of the General Municipal Law authorizes municipal governments to contract to perform together that which each government is authorized to perform individually; and

WHEREAS, the COUNTIES find that the development of a interoperable wireless communications system for governmental public safety/service agencies throughout the Southern Tier Region will protect the health, safety and welfare of the residents of the counties; and

WHEREAS, the COUNTIES have skilled personnel and facilities available to undertake such a project; and

WHEREAS, the COUNTIES desire this agreement and the work to be performed under it to fully comply with all pertinent State and local laws, regulations and policies.

NOW THEREFORE, BE IT

RESOLVED, that the County Manager is authorized to execute an agreement with Chemung & Schuyler

Counties to implement a Southern Tier Interoperable Communications Consortium; and be it further

RESOLVED, that a copy of this resolution shall be sent to Timothy D. Marshall, Director, Steuben County Emergency Management Office; Mark Cicoria Jr., Director, Chemung County Office of Fire and Emergency Management, 425 Pennsylvania Ave., Elmira, NY 14902-0588; and William Kennedy, Director, Schuyler County Emergency Management, 106 Tenth Street, Unit 36, Watkins Glen, NY 14891.

Vote: Roll Call – Adopted.

RESOLUTION NO. 061-15

Introduced by B. Schu. Seconded by H. Lando.

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR MUTUALINK SERVICES.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, the New York State Department of Homeland Security and Emergency Services (DHSES) has acquired the hardware, software and Mutualink Edge Subscription Service for Mutualink interoperability platforms and wishes to temporarily loan such equipment at no cost to New York State Counties for communications purposes; and

WHEREAS, DHSES agrees to provide to the County on a temporary loan basis, a copy of the Mutualink Edge software with up to five (5) User Subscriptions for County Use, in addition to network interface controllers (NIC) to tie into available County media capabilities; and

WHEREAS, a Memorandum of Agreement (MOA) establishes the responsibilities, guidelines and procedures for the deployment and use of the equipment, software and user subscriptions provided to the County by DHSES; and

WHEREAS, the County will receive and operate the equipment in accordance to the terms and conditions of the MOA; and

WHEREAS, the said resources are being provided on a loan basis and title to the Interoperable Communications Resources shall remain with the State at all times; and

WHEREAS, either party shall have the right to terminate this MOA early for: (i) unavailability of funds, (ii) cause; or (iii) convenience upon ten (10) business days' written notice; and

WHEREAS, the County may terminate this MOA, upon written notice of termination to the State, if the County is unable or unwilling to comply with the terms and conditions of the MOA.

NOW THEREFORE, BE IT

RESOLVED, that the County Manager is authorized to enter into such a Memorandum of Agreement with DHSES to implement this program; and be it further

RESOLVED, that a certified copy of this resolution shall be sent to Timothy D. Marshall, Director, Steuben County Emergency Management Office; David Hopkins, Director of Steuben County 911; and Robert M. Barbato, Director, Office of Interoperable Communications, New York Division of Homeland Security and Emergency Services, 1220 Washington Avenue, State Office Campus, Building 7A, 7th Floor, Albany, NY 12226.

Mr. Weaver stated that it would seem that we keep free things from the State, however, there are costs associated with implementing the programs, updates, etc. We may need to step back and look at the real cost to the County for these free program.

Mr. Booth stated that is a concern that needs to be taken into account.

Vote: Roll Call – Adopted.

RESOLUTION NO. 062-15

Introduced by C. Ferratella. Seconded by R. Lattimer.

AUTHORIZING AN INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN THE COUNTY OF STEUBEN AND THE FINGER LAKES' COUNTIES FOR MUTUAL AID DURING A PUBLIC HEALTH EMERGENCY.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, the counties of Chemung, Monroe, Livingston, Ontario, Schuyler, Seneca, Steuben, Wayne and Yates are referred to as the "Finger Lakes Counties"; and

WHEREAS, the County Health Departments of the Finger Lakes Counties all have responsibilities for public health emergency planning and response; and

WHEREAS, some public health problems may require public health services that exceed the capacities of the individual County Public Health Departments; and

WHEREAS, the County Public Health Departments of the Finger Lakes Counties are desirous of establishing an inter-municipal agreement to provide mutual aid during a Public Health emergency.

NOW THEREFORE, BE IT

RESOLVED, that the Director of Steuben County Public Health be and the same hereby is authorized and directed to enter into an Intergovernmental Cooperation Agreement to provide mutual aid for Public Health emergency services for the period of July 1, 2015 through June 30, 2020; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Steuben County Director of Public Health.

Vote: Roll Call – Adopted.

RESOLUTION NO. 063-15

Introduced by C. Ferratella and L. Crossett. Seconded by R. Weaver.

ACCEPTING AND APPROPRIATING THE EBOLA PREPAREDNESS AND RESPONSE GRANT.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, the New York State Department of Health is administering funds relative to Ebola Preparedness and Response; and

WHEREAS, the threat of Ebola virus disease is a top national public health priority; and

WHEREAS, these awards are to be used to accelerate state and local public health preparedness, planning and operational readiness for responding to Ebola; and

WHEREAS, Steuben County has been awarded a Public Health Emergency Preparedness Grant in the amount of $38,000; and

WHEREAS, the work plan as submitted to New York State Department of Health has been approved.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance be and the same hereby is authorized and directed to accept $38,000 as revenue and appropriate that amount in the 2015 Steuben County Public Health Budget as follows:

402800	4 4401950	PHEP Ebola Preparedness	$38,000
402800	5 1100000	Salaries & Wages	$804
402800	5 405100	Medical Supplies	$6,640
402800	5 471000	Employee Mileage	$1,000
402800	5 421140	Professional Fees	$10,000
402800	5 421100	Consultants-Professionals	$15,525
402800	5 446460	Administration	$3,455
402800	5 830000	Social Security	$576
		TOTAL	$38,000

AND BE IT FURTHER RESOLVED, a certified copy of this resolution shall be forwarded to the Director of Public Health and the Commissioner of Finance.

Vote: Roll Call – Adopted.

RESOLUTION NO. 064-15

Introduced by C. Ferratella. Seconded by R. Lattimer.

AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO CONTRACT WITH ALLEGANY REHABILITATION ASSOCIATES, INC. FOR THE PROVISION OF HOME BASED CRISIS INTERVENTION SERVICES.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, New York State Office of Mental Health has made $250,000 of State Aid funding available to provide a Home Based Crisis Intervention Program for children and adolescents; and

WHEREAS, Steuben County serves as the lead County in a collaborative effort with Allegany and Livingston Counties to contract with an agency to provide this service within the multi-county area; and

WHEREAS, the Human Services, Health and Education Committee has awarded the RFP for these services to Allegany Rehabilitation Associates, Inc. of Wellsville, NY.

NOW THEREFORE, BE IT

RESOLVED, that the Director of Community Services is hereby authorized to enter into a contract for $250,000 with Allegany Rehabilitation Associates, Inc. of 4220 State Rt. 417W, Wellsville, NY, 14895 to provide above mentioned services; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Director of Community Services; the Commissioner of Finance; Michael Damiano, Director, ARA Counseling Center, 4220 State Rt. 417, Wellsville, NY 14895; Robert Anderson, Director, Allegany County Community Services, 45 North Broad Street, Wellsville, NY 14895; Michele Anuszkiewicz, Director, Livingston County Community Services, 4600 Millennium Drive, Geneseo, NY 14454; and Christine Smith, Director, Western NY OMH Field Office, 737 Delaware Ave., Suite 200, Buffalo, NY 14209.

Vote: Roll Call – Adopted.

RESOLUTION NO. 065-15

Introduced by C. Ferratella. Seconded by G. Roush.

AUTHORIZING THE EXECUTION OF VARIOUS LEASES FOR USE OF OFFICE SPACE.

Pursuant to the Steuben County Charter, Article III, Section 3.2(15).

WHEREAS, Steuben County Office for the Aging is in need of satellite office space for the provision of information and assistance for an array of aging services for consumers in local communities; and

WHEREAS, this in-kind office space is made available by municipalities and community groups and is in the best interest of the County of Steuben to have a presence in these communities; and

WHEREAS, the Corning office space at 1 Park Lane, Corning, NY is available for a fee of $1,200 annually toward the cost of utilities; and

WHEREAS, the Hornell office at 20 Broadway Mall, Hornell, NY is available at no cost.

NOW THEREFORE, BE IT

RESOLVED, the County Manager is hereby authorized to enter into lease agreements with various municipalities or community groups for the use of the County and its Department of Office for the Aging where the consideration shall be for in-kind services or shall not exceed $2,000 per year for office space; and be it further

RESOLVED, that the Legislature delegates the authority for review, approval and/or renewal of these leases to the Human Services, Health & Education Committee; and be it further

RESOLVED, that a certified copy of this resolution shall be forwarded to the Director of the Office for the Aging.

Vote: Roll Call – Adopted.

RESOLUTION NO. 066-15

Introduced by R. Weaver and L. Crossett. Seconded by H. Lando.

AUTHORIZING THE TRANSFER OF $49,529.00 FROM THE REPAIRS AND RENOVATION RESERVE, AND APPROPRIATING $17,417.00 TO THE CAPITAL PROJECT FOR THE SEAL/STRIPING OF COUNTY PARKING LOTS, AND $32,112.00 TO A NEWLY ESTABLISHED CAPITAL PROJECT FOR THE PROACTION BUILDING ELEVATOR REPAIR.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, it is necessary to appropriate funds for both the sealing/striping of county parking lots located at the County Office Building Complex, and for the repair of the elevator at the ProAction Building; and

WHEREAS, funds are available within the Buildings and Grounds Repairs and Renovation Reserve; and

WHEREAS, in accordance with said resolution and Notice of Public Hearing, this County Legislature of the County of Steuben did conduct a Public Hearing on April 27, 2015, at 10:00 A.M., and all persons appearing were given the opportunity to be heard.

NOW THEREFORE, BE IT

RESOLVED, that the Commissioner of Finance is hereby authorized and directed to appropriate the sum of $49,529.00 from the Repairs and Renovations Reserve, with $17,417.00 appropriated to the Seal/Striping of County Parking Lots Capital Project (HB010 – HB0107), and $32,112.00 appropriated to a newly established ProAction Elevator Repair Capital Project; and be it

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and the Superintendent of Buildings and Grounds.

Mr. Hanna asked will ProAction be staying in that building? Ms. Lattimer replied there has been no talk of them leaving the building.

Vote: Roll Call – Adopted.

RESOLUTION NO. 067-15

Introduced by R. Weaver. Seconded by G. Swackhamer.

APPROVING THE ADDITION OF AGRICULTURAL LANDS TO CERTIFIED AGRICULTURAL DISTRICTS.

Pursuant to Article 25-AA, Section 303-b, of the Agriculture and Markets Law of the State of New York and the Steuben County Charter, Article II, Section 2.07.

WHEREAS, the Steuben County Legislature established a required annual period from January 15 to February 15 for landowners to submit requests to add agricultural land to certified Agricultural Districts; and

WHEREAS, landowners submitted requests to add land and said requests were forwarded to the Steuben County Agriculture and Farmland Protection Board for their review; and

WHEREAS, the Steuben County Agriculture and Farmland Protection Board has reviewed the matter, found the land to be viable for agricultural production, and submitted a report to this Legislature; and

WHEREAS, inclusion of these viable agricultural lands in certified agricultural districts will serve the public interest by helping to maintain the agricultural industry of Steuben County; and

WHEREAS, the Steuben County Legislature gave legal notice of and held the required public hearing of this matter on the 27th day of April, 2015 at 10:00 a.m.; and

WHEREAS, pursuant to the New York State Environmental Quality Review Act (SEQRA), the addition of these parcels to existing agricultural districts is considered an Unlisted Action and an Environmental Assessment Form has been completed.

NOW THEREFORE, BE IT

RESOLVED, the proposed action will not result in any significant adverse environmental impacts; and be it further

RESOLVED, that the following tax parcels shall be added to Agricultural District No. 3:

466200	011.00-01-011.100
466200	011.00-01-014.110
466200	011.00-01-014.120
466200	011.00-01-014.130

AND BE IT FURTHER RESOLVED, that the following tax parcels shall be added to Agricultural District No. 6:

462089	295.00-01-002.000
462089	295.00-01-017.100
463000	262.00-01-019.000
463000	262.00-01-027.000
463000	262.00-01-039.000
465800	406.00-01-015.100
465800	406.00-01-016.113
465800	406.00-01-022.111
465800	407.00-01-010.100
466400	294.00-01-012.200

AND BE IT FURTHER RESOLVED, that the following tax parcel shall be added to Agricultural District No. 7:

464400	109.00-01-024.000

AND BE IT FURTHER RESOLVED, that certified copies of this resolution shall be forwarded to the Director of the Steuben County Planning Department; and Richard A. Ball, Commissioner, New York State Department of Agriculture and Markets, 10B Airline Drive, Albany, New York 12235.

Vote: Roll Call – Adopted.

RESOLUTION NO. 068-15

Introduced by P. McAllister. Seconded by H. Lando.

AUTHORIZING THE TRANSFER AND RECLASSIFICATION OF A VACANT, ZERO-BASED POSITION FROM PUBLIC HEALTH AND NURSING SERVICES TO THE WEIGHTS AND MEASURES DEPARTMENT.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, there is a need for an Assistant Sealer of Weights & Measures; and

WHEREAS, there is one vacant, zero-based position within the Public Health & Nursing Services that can be transferred; and

WHEREAS, the Administration Committee has approved reclassification of the position listed below and transferring said position to the Weights and Measures Department.

NOW THEREFORE, BE IT

RESOLVED, effective with the adoption of this resolution, the following position in Steuben County is reclassified and transferred as follows:

TRANSFER AND RECLASSIFY

FROM Public Health & Nursing Services one (1) Registered Professional Nurse, Grade 12,
($34,970 - $49,371)

TO Office of Weights and Measures one (1) Assistant Sealer of Weights & Measures, Grade 12,
($34,970 - $49,371)

AND BE IT FURTHER RESOLVED, that the 2015 County Job Classification and Salary Schedule is hereby amended to reflect the above stated change; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Personnel Officer, Commissioner of Finance, the Director of Public Health & Nursing Services, and the Director of Weights and Measures.

Mr. Booth asked is there a need for this position? Mr. Alger replied we are anticipating turnover in the department. This will allow us to bring in an individual and get them trained. This is a transition training program and this position will not be backfilled.

Vote: Roll Call – Adopted.

Motion to Adjourn Regular Session and Reconvene in Executive Session Pursuant to Public Officers' Law, Article 7§ 105.1.D. Discussions Regarding Proposed, Pending or Current Litigation, and Article 7§ 105.1.E. Collective Negotiations Pursuant to Article Fourteen of the Civil Service Law made by Mr. Van Etten. Seconded by Mr. McAllister and duly carried.

Motion Authorizing the Law Department to Pursue Settling a Worker's Compensation Claim made by Mr. Van Etten. Seconded by Mr. Crossett and duly carried.

Motion to Adjourn Executive Session and Reconvene in Regular Session made by Mrs. Lando. Seconded by Mr. Schu and duly carried.
Motion to Adjourn made by Mr. McAllister. Seconded by Mr. Roush and duly carried.

REGULAR MEETING
Morning Session
Monday, May 18, 2015
Legislative Chambers, Bath, New York

The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers, Bath, NY on Monday, the 18th day of June, 2015, at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members were present except for Legislators Lattimer and McAllister.

Mrs. Lando provided the Invocation and the Pledge of Allegiance was led by Mr. Schu.

Chairman Hauryski asked Colleen Hauryski to come forward. Ms. Hauryski is an employee in the Board of Elections. He presented her with a Certificate of Appreciation and a pin in recognition of her 10 years of service to Steuben County.

Chairman Hauryski opened the floor for comments by members of the public.

Fred C. Kramer, stated that he is here on behalf of Phantom Fireworks, which is located in Youngstown, Ohio. Thank you for taking the time to address the issue of sales of sparkling devices in Steuben County. This law is commonly known as the Sparker Law, and it is true that sparklers are not the only item that are permitted for sale under this new law and that novelty items will also be permitted. This is brand new to New York State. Phantom Fireworks is the oldest distributor of fireworks and we have very high standards for our products. There are have been concerns raised about the storage of the products in the retail setting. Because of the short selling period in New York State, most of our retail operations will be conducted on a guaranteed sell basis. Whatever products are unsold will be shipped back to our facility, and that will eliminate the need for storage. We train our staff and retail providers on the storage and handling of our products. Mr. Kramer commented that the sparklers that are permitted under this new law are the wooden stick sparklers. One of the concerns was that children were stepping on sparklers after they were extinguished, and were burning their feet. With the wooden stick sparklers there is no hot metal core, and once they are extinguished, they are no longer hot. Thank you for your consideration of this matter.

There being no further public comment, Chairman Hauryski declared the opportunity for public comment closed.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs for Posting for the Public Hearing Upon County of Steuben Local Law Tentatively No. Three for the Year 2015, Allowing for Common, Safe Items to be Excluded from the Dangerous Fireworks Definition as Permitted by New York State Penal Law Section 405.00(5)(b). Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being no comments, he declared the Public Hearing closed.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs of Posting for the Public Hearing Authorizing and Directing the Commissioner of Finance to Transfer $10,124.48 from the Repairs and Renovations Reserve to a New Capital Project Entitled "Transformer Replacement". Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being no comments, he declared the Public Hearing closed.

Chairman Hauryski announced that he attended the Memorial Service that the Sheriff and his staff held at the Public Safety Building on Saturday, May 16, 2015. He would like to congratulate the Sheriff and his

staff for a very nice ceremony. It was very professional and very solemn. Being that this was the inaugural event, it was well attended.

Ms. Mori reminded everyone that if they have not already done so, they need to file their Financial Disclosure forms today.

RESOLUTION NO. 069-15

Introduced by L. Crossett. Seconded by H. Lando.

MATTERS PERTAINING TO COUNTY REAL PROPERTY TAX SALES, CORRECTIONS OF ASSESSMENTS, PROPERTY TAXES, AND OTHER REAL PROPERTY ACQUISITIONS AND DISPOSITIONS.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

RESOLVED, the Chairman of the Steuben County Legislature, in accordance with the applications filed herewith, is hereby authorized and empowered on behalf of this Legislature to execute the necessary documentation for the disposition of applications for correction of real property taxes levied on the parcels contained in Schedule "A"; and be it further

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized to make the proper tax adjustment, and/or refund, with respect to the parcels contained in Schedule "A", as set forth in the approved applications, copies of which shall be forwarded to the taxpayer and collecting authority; and be it further

RESOLVED, as it appears to be in the best interest of the County to sell the property(ies) listed on Schedule "B" for the consideration offered, the Steuben County Commissioner of Finance is hereby authorized and directed to convey and deliver a County Tax Deed to the grantee(s) upon receipt of the consideration indicated within thirty (30) days from the date hereof and as upon the "Notice to Bidders and Terms of Sale – 2014" as applicable; and be it further

RESOLVED, the said grantee(s) must accept the parcel(s) "as is" together with the obligation of removing any persons, if any, claiming any interest in the parcel(s) if need be; and be it further

RESOLVED, that certified copies of this resolution contained in Schedule "A" shall be forwarded to the Director of the Steuben County Real Property Tax Service Agency and the Steuben County Commissioner of Finance, together with the approved applications executed in duplicate by the Chairman of the County Legislature, and the Chairman of the Board of Assessors; and certified copies of this resolution contained in Schedule "B" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, and the grantee(s).

SCHEDULE "A"

Resolution No.	A-1	Resolution No.	A-2
Name	Sandra B. Frazier	Name	State of New York
Parcel No.	159.13-01-076.000	Parcel No.	333.00-24-002.000
Municipality	Village of Bath	Municipality	Town of Bath
Disposition	Correction	Disposition	Correction
Resolution No.	A-3	Resolution No.	A-4
Name	State of New York	Name	William Byler
Parcel No.	333.00-30-002.000	Parcel No.	307.00-01-004.000
Municipality	Town of Campbell	Municipality	Town of Jasper
Disposition	Correction	Disposition	Parcel Split

SCHEDULE "B"

Resolution No.	B-1
Former Owner	Unknown Owner
In Rem Index No.	101381
Parcel No.	316.11-04-007.000
Municipality	Erwin
Grantee(s)	Gary L. Smith
Grantee(s) Address	60 Forest Drive, Painted Post NY 14870
Consideration	$805.00 inclusive of recording fees

Vote: Roll Call – Acclamation.

RESOLUTION NO. 070-15

Introduced by J. Hauryski. Seconded by G. Roush.

RECEIVING AND ACCEPTING THE MAY 18, 2015 COMMUNICATIONS LOG AS PREPARED BY THE STEUBEN COUNTY MANAGER'S OFFICE.

BE IT RESOLVED, that the following communications were received, accepted and filed by the County of Steuben, and **referred to the appropriate Standing Committee and/or Department Head for information and/or action,** to wit:

April 20, 2015
Town of West Union – Re: Resolution opposing the extension of term limits for County Legislators. ***Referred to: Filed with the Clerk of the Legislature, Brenda Mori.***

April 21, 2015
Joseph R. Welch, Corning City Democratic Committee – Re: Committee's recommendation for Steven Maio to be appointed to the Steuben County Legislature to serve for the remaining term of George J. Welch, Jr. ***Referred to: Filed with the Clerk of the Legislature, Brenda Mori.***

Shawn D. Hogan, Steuben County Democratic Committee – Re: Notification of the selection of Mr. Steven Maio to fill the vacant seat of George Welch, Jr. until the end of this calendar year (12/31/2015). ***Referred to: Filed with the Clerk of the Legislature, Brenda Mori.***

April 27, 2015
NYS Homeland Security and Emergency Services – Re: Notification of Steuben County being awarded $42,246 under the FY2015 Emergency Management Performance Grant (EMPG). ***Referred to: Public Safety & Corrections Committee; and Tim Marshall, EMO Director.***

National Fuel – Re: Notification of being issued the Order Issuing Certificate ("Order") or ("Certificate") on the Tuscarora Lateral Project which enables the full pipeline construction and station construction to begin in the near future. ***Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.***

April 29, 2015
Niagara County Legislature – Re: Copy of a passed resolution urging state representatives to amend the New York State Electronic Equipment Recycling and Reuse Act. ***Referred to: Steuben County Legislature.***

May 4, 2015
Western Regional Off-Track Betting Corporation – Re: Check in the amount of $2,702 which represents the March 2015 surcharge revenue for Steuben County. ***Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.***

May 5, 2015
Empire State Development – Re: Notice of public hearing regarding the is scheduled for Tuesday, May 20, 2015 @ 10:00 am at the Corning Area Chamber of Commerce, 1 West Market Street, Suite 202, Corning, New York. ***Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.***

Vote: Acclamation – Adopted.

RESOLUTION NO. 071-15

Introduced by B. Schu. Seconded by G. Roush.

FINAL ADOPTION OF LOCAL LAW TENTATIVELY NO. THREE FOR THE YEAR 2015, ALLOWING FOR COMMON, SAFE ITEMS TO BE EXCLUDED FROM THE DANGEROUS FIREWORKS DEFINITION AS PERMITTED BY NEW YORK STATE PENAL LAW SECTION 405.00(5)(b).

Pursuant to the Steuben County Charter, Article II, Section 2.07(5).

WHEREAS, the proposed Local Law Tentatively No. Three was laid upon the desk of the respective Legislators of the County Legislature by the Clerk of the Legislature pursuant to Municipal Home Rule Law §20(4); and

WHEREAS, the New York State Legislature has made provision for the various Counties of the State to provide limited times for the sale of defined fireworks with such Counties; and

WHEREAS, it is customary for the residents of the County of Steuben to otherwise lawfully obtain such defined fireworks outside the State of New York; and

WHEREAS, in accordance with the Notice of Public Hearing, this County Legislature of the County of Steuben did conduct a Public Hearing on May 18, 2015, at 10:00 A.M., and all persons appearing were given the opportunity to be heard, and the Clerk of this Legislature having filed proof of the publication and posting of the Notice of Public Hearing.

NOW THEREFORE, BE IT

RESOLVED, that County of Steuben Local Law Tentatively No. Three for the Year 2015, as hereinafter set forth be, and the same hereby is, finally adopted, to wit:

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. THREE FOR THE YEAR 2015

A Local Law of the County of Steuben, New York, Allowing for Common, Safe Items to be Excluded from the Dangerous Fireworks Definition as Permitted by New York State Penal Law Section 405.00(5)(b).

Be it enacted by the Legislature of the County of Steuben as follows:

Section 1. Legislative Intent.

A. Whereas on November 21, 2014 Governor Cuomo signed into law Chapter 477 of the Laws of 2014 (S.7888/A10141).
B. Whereas the law includes strong home rule authority, only allowing for certain fireworks to be sold and used in municipalities that affirmatively enact a local law authorizing such action.
C. In keeping with Chapter 477 of the Laws of 2014, and Penal Law Section 405.00, this Legislature further finds and determines that “Sparkling Devices” should be exempted from the definitions of “fireworks” and “dangerous fireworks” in section 270.00 of the Penal Law, within Steuben County.
D. This Legislature finds that allowing the exemption of Sparkling Devices from the definitions of “fireworks” and “dangerous fireworks” contained in the Penal Law will benefit County residents and businesses.
E. The National Fire Protection Association adopted a recommended safety code (NFPA 1124) for the manufacture, transportation, storage and retail sales of fireworks.

F. Whereas this local law and State Chapter 477 of the Laws of 2014 are compliant with the safety standards established in NFPA 1124.
G. This Legislature recognizes that pursuant to section 392-j of the Penal Law, section 156-h of the Executive Law and section 270.00 of the Penal Law, that the sale and use of "sparkling devices" is permitted with the following restrictions:
    1) Sales will only be permitted on or between June 1st through July 5th and December 26th and January 2nd of each calendar year.
    2) All distributors, manufacturers, and retailers must comply with any and all state laws and regulations regarding registration requirements.
    3) Only those 18 years of age or older may purchase said products.

Section 2. Definitions.

"Sparkling Devices" shall be defined as defined in subparagraph (vi) of paragraph (a) of subdivision one of section 270.00 of the Penal Law.

Section 3. Sparkling Devices Exempt.

Pursuant to the authorization of paragraph (b) of subdivision five of section 405.00 of the Penal Law, the Steuben County Legislature hereby exempts Sparkling Devices from the definitions of "fireworks and "dangerous fireworks" contained in section 270.00 of the Penal Law.

Section 4. Separability.

If any part of or provisions of this law, or the application thereof to any person or circumstance, shall be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part of or provision of, or application directly involved in the controversy in which such the remainder of this law, or the application thereof to other persons or circumstances.

Section 5. Effective Date.

This law shall take effect immediately upon filing with the Secretary of State.

AND BE IT FURTHER RESOLVED, a Public Hearing on the within Local Law has been held on May 18, 2015 at 10:00 A.M. at the Legislative Chambers, Village of Bath, New York; and be it further

RESOLVED, the Clerk of the Legislature has caused a Notice of said Public Hearing to be posted at the Courthouses in the municipalities of Bath, Corning and Hornell, said Notice published for one insertion in the two official newspapers of the County, and has caused such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with the proof of posting and publication filed in the Office of the Clerk of the Legislature; and be it further

RESOLVED, within twenty (20) days after the final adoption by this County Legislature of said County of Steuben, Local Law Tentatively No. Three for the Year 2015, the Clerk of this Legislature shall cause one certified copy thereof to be filed in the in the Office of the Secretary of State of the State of New York, and said Secretary of State is to be requested to publish the Local Law in the supplement to the Session Laws and the Steuben County Clerk is to be requested to file the Local Law in a separate book kept by her for such records; and be it further

RESOLVED, the Clerk of the Legislature, in accordance with Section 214, shall cause a true copy of said Local Law to be published in the two County official newspapers within ten (10) days after such Local Law has become effective; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, the County Attorney, the Steuben County Sheriff, and the Director of the Office of Emergency Services.

Mr. Weaver commented that he would be abstaining from the vote due to a possible business conflict.

Mr. Roush stated it appears that we are making it legal when, in fact, it is more probable that children will now use these under adult supervision and he is favor of this.

Vote: Roll Call – Adopted. Yes – 8122, No – 0, Absent – 1299, Abstained – 451
(Mr. Weaver abstained due to a possible business conflict; Ms. Lattimer and Mr. McAllister absent)

RESOLUTION NO. 072-15

Introduced by M. Hanna. Seconded by G. Swackhamer.

AMENDING THE COUNTY HIGHWAY MAP.

Pursuant to Highway Law Section 115 and the Steuben County Charter, Article II, Section 2.07.

WHEREAS, upon the completion of the new Interstate Highway designated as I99 in the Town of Lindley and the abandonment to the County of old US Route 15 from the Pennsylvania border to County Route 73 just south of Presho, the County designated this approximately 5.9 miles of highway as County Route 115; and

WHEREAS, this 5.9 mile section of CR 115 now intersects with CR 73 at a 3-way intersection in Presho where CR 115 to CR 73 north to Erwin is the through route and CR 73 east over the Tioga River is a stop condition; and

WHEREAS, there are certain other similar intersections in the County including CR 96/114 in the Town of Wayne, CR 75/78 in the Town of Pulteney, and CR 20/16 in the Town of Bradford; and

WHEREAS, we desire to change these route numbers to create continuous through routes and make it easier for motorists to find their destinations; and

WHEREAS, the Public Works Committee of the Steuben County Legislature, at their December 1, 2014 meeting, approved changing the aforementioned County route numbers and amending the County Highway Map as follows:

CR 73 to CR 115 - 2.2 miles from the CR 73/115 intersection to SR 417 in Erwin
CR 96 to CR 114 - 0.8 miles from the CR 96/114 intersection to CR 87
CR 75 to CR 78 - 0.5 miles from the CR 75/78 intersection to the Yates County line
CR 20 to CR 16 - 0.3 miles from the CR 20/16 intersection to the Schuyler County line

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature, duly convened, does hereby approve the aforementioned route number changes and amendments to the County Highway Map; and be it further

RESOLVED, that the Commissioner of Public Works shall make these route number changes and amendments to the County Highway Map effective as of July 1, 2015; and be it further

RESOLVED, that the Commissioner of Public Works is directed to file the Amended Highway Map with the County Clerk; and be it further

RESOLVED, that a certified copy of this resolution shall be filed with the New York State Department of

Transportation, 107 Broadway, Hornell, NY 14843, the New York State Police, the Steuben County Sheriff, the Director of the Steuben County Office of Emergency Services, the Director of the Steuben County 911 Department, and the Commissioner of the Steuben County Department of Public Works.

Vote: Roll Call – Adopted.

RESOLUTION NO. 073-15

Introduced by L. Crossett. Seconded by D. Farrand.

DISTRIBUTING MORTGAGE TAX RECEIPTS.

Pursuant to Section 261 of the Tax Law of the State of New York and the Steuben County Charter, Article II, Section 2.07.

RESOLVED, that the apportionment of tax on mortgages in the County of Steuben collected by the County Clerk from the 1st day of October, 2014 to the 31st day of March 2015, pursuant to provisions of Section 261 of the Tax Law, as made by the Clerk of this Legislature be and the same hereby is ratified and confirmed, and the statement of such apportionment in compliance with the provisions of said Law, filed with the Commissioner of Finance of this County, is hereby and in all things ratified and confirmed and such statement shall be to the said Commissioner a sufficient Warrant for the payment by him of the various sums as apportioned for the various purposes as designed by Law, and be it further

RESOLVED, that the Clerk of this Legislature shall forward certified copies of this resolution to the Steuben County Commissioner of Finance, the Steuben County Real Property Tax Service Agency, and the Steuben County Clerk:

MORTGAGE TAX APPORTIONMENT

The amount of money in your hands on March 31, 2015, which was received by you from the County Clerk as taxes paid to her upon the real property mortgages filed in her office since October 1, 2014, the date of the last apportionment, and which must be distributed to the various tax districts of the County of Steuben, pursuant to Section 261 of the Tax Law, is the sum of $488,514.05.

You are therefore commanded to pay the various towns and cities the amount placed opposite the name of said towns and cities and pay over to the various village officers the amount hereinafter stated to be the distributive amounts due said districts for village purposes, as follows:

MORTGAGE TAX DISTRIBUTION – May 2015

TOWN & CITIES	TOWN/CITY AMT DUE	VILLAGES	VILLAGES AMT DUE	TOTAL AMT DUE
ADDISON	4,543.25	ADDISON	1,784.64	**6,327.89**
AVOCA	6,743.50	AVOCA	889.55	**7,633.05**
		BATH (1)	6,318.62	
BATH	22,537.21	SAVONA (2)	609.87	**29,465.70**
BRADFORD	3,634.70			**3,634.70**
CAMERON	2,058.15			**2,058.15**
CAMPBELL	17,041.29			**17,041.29**
CANISTEO	7,423.72	CANISTEO	2,160.28	**9,584.00**
CATON	24,446.38			**24,446.38**
COHOCTON	14,185.65	COHOCTON	1,870.55	**16,056.20**
CORNING CITY	84,406.29			**84,406.29**
		RIVERSIDE (1)	2,398.76	
CORNING TOWN	50,776.08	S CORNING (2)	3,644.50	**56,819.34**

DANSVILLE	6,280.88			**6,280.88**
ERWIN	48,350.11	PAINTED POST	3,667.20	**52,017.31**
FREMONT	2,313.70			**2,313.70**
GREENWOOD	2,695.31			**2,695.31**
HARTSVILLE	3,672.53			**3,672.53**
HORNBY	8,755.32			**8,755.32**
HORNELL CITY	19,704.25			**19,704.25**
		ALMOND (1)	29.39	
		ARKPORT (2)	1,206.59	
HORNELLSVILLE	13,816.44	V N HORNELL (3)	1,406.76	**16,459.18**
HOWARD	4,209.96			**4,209.96**
JASPER	4,066.79			**4,066.79**
LINDLEY	11,658.03			**11,658.03**
PRATTSBURGH	6,677.86			**6,677.86**
PULTENEY	17,008.94			**17,008.94**
RATHBONE	4,811.63			**4,811.63**
THURSTON	4,307.11			**4,307.11**
TROUPSBURG	6,983.51			**6,983.51**
TUSCARORA	4,932.84			**4,932.84**
URBANA	18,262.46	HAMMONDSPORT	1,611.38	**19,873.84**
WAYLAND	10,244.87	WAYLAND	1,942.42	**12,187.29**
WAYNE	13,049.59			**13,049.59**
WEST UNION	1,004.32			**1,004.32**
WHEELER	4,162.55			**4,162.55**
WOODHULL	4,208.32			**4,208.32**
TOTAL	**458,973.54**		**29,540.51**	**488,514.05**

Foregoing shall be your sufficient warrant for the payment of said sums as above directed.

DATED at Bath, New York: May 18, 2015

STEUBEN COUNTY LEGISLATURE

_____

By: Joseph J. Hauryski, Chairman

I, Brenda K. Mori, Clerk of the County Legislature of Steuben County, DO HEREBY CERTIFY that the foregoing apportionment of Mortgage Tax, pursuant to Law, is correct.

DATED: May 18, 2015

_____

Brenda K. Mori, Clerk of the Legislature

Vote: Roll Call – Adopted.

RESOLUTION NO. 074-15

Introduced by L. Crossett. Seconded by H. Lando.

AUTHORIZING A TRANSFER FROM THE REPAIRS AND RENOVATION RESERVE TO REPLACE A TRANSFORMER AT THE 911 BUILDING.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, it is necessary to appropriate funds for the replacement of a transformer at the 911 Building; and

WHEREAS, funds are available within the Buildings and Grounds Repairs and Renovation Reserve; and

WHEREAS, in accordance with said resolution and Notice of Public Hearing, this County Legislature of the County of Steuben did conduct a Public Hearing on May 18, 2015, at 10:00 A.M., and all persons appearing were given the opportunity to be heard.

NOW THEREFORE, BE IT

RESOLVED, that the Commissioner of Finance is hereby authorized and directed to appropriate the sum of $10,124.48 from the Repairs and Renovations Reserve into a new Capital Project entitled "Transformer Replacement"; and be it

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and the 911 Director.

Vote: Roll Call – Adopted.

RESOLUTION NO. 075-15

Introduced by B. Schu and L. Crossett. Seconded by H. Lando.

ACCEPTING A NEW YORK STATE INDIGENT LEGAL SERVICES GRANT AND APPROVING THE ALLOCATION OF SUCH FUNDS FOR ILSF DISTRIBUTION #4.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, the New York State Office of Indigent Legal Services has awarded the Steuben County Public Defender's Office a Grant (known as Distribution #4; Contract No. C000546) in the amount of $70,299.00 per year for three (3) consecutive years (Total: $210,897.00) commencing July 1, 2014; and

WHEREAS, such Grant may only be used for programs and expenses that improve the quality of indigent legal services and programs; and

WHEREAS, such Grant funds will greatly enhance the ability of the County of Steuben to deliver quality indigent legal services and programs.

NOW THEREFORE, BE IT

RESOLVED, that the County Manager and/or Public Defender are hereby authorized to enter into an agreement with the New York State Office of Indigent Legal Services known as Distribution #4; Contract No. C000546 in the amount of $70,200.00 per year for three (3) consecutive years (Total: $210,897.00) commencing July 1, 2014 for programs and expenses; and be it further

RESOLVED, that the Commissioner of Finance is authorized to appropriate such revenue in accordance with the contract that is forthcoming; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Manager, the Commissioner of Finance and the Public Defender.

Vote: Roll Call – Adopted.

RESOLUTION NO. 076-15

Introduced by B. Schu and L. Crossett. Seconded by G. Swackhamer.

ACCEPTING A NEW YORK STATE INDIGENT LEGAL SERVICES GRANT AND APPROVING THE ALLOCATION OF SUCH FUNDS FOR ILSF DISTRIBUTION #5.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, the New York State Office of Indigent Legal Services has awarded the Steuben County Public Defender's Office a Grant (known as Distribution #5; Contract No. C000746) in the amount of $140,598.00 per year for three (3) consecutive years (Total: $421,794.00) commencing with January 1, 2015; and

WHEREAS, such Grant may only be used for programs and expenses that improve the quality of indigent legal services and programs; and

WHEREAS, such Grant funds will greatly enhance the ability of the County of Steuben to deliver quality indigent legal services and programs.

NOW THEREFORE, BE IT

RESOLVED, that the County Manager and/or Public Defender are hereby authorized to enter into an agreement with the New York State Office of Indigent Legal Services known as Distribution #5; Contract No. C000746) in the amount of $140,598.00 per year for three (3) consecutive years (Total: $421,794.00) commencing with January 1, 2015 for programs and expenses; and be it further

RESOLVED, that the Commissioner of Finance is authorized to appropriate such revenue in accordance with the contract that is forthcoming; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Manager, the Commissioner of Finance and the Public Defender.

Vote: Roll Call – Adopted.

RESOLUTION NO. 077-15

Introduced by B. Schu and L. Crossett. Seconded by D. Farrand.

ACCEPTING A 2015 STATE HOMELAND SECURITY GRANT.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, Steuben County has identified the risks associated with the effects of terrorism; and

WHEREAS, Steuben County has identified the potential vulnerability throughout the County to this type of incident: and

WHEREAS, Steuben County has identified the need for additional resources, education and training; and

WHEREAS, the New York State Office of Homeland Security is responsible for the assignment of administration of grant allocation provided by the Federal Government; and

WHEREAS, the New York State Office of Homeland Security has awarded Steuben County with Federal Fiscal Year 2015 grant funds in the amount of $130,000 under the State Homeland Security Program (SHSP); and

WHEREAS, seventy-five percent of the funding ($97,500) will go to emergency management to support response, education, prevention and planning for terrorist incidents and twenty-five percent or ($32,500) of the total funding must be directed towards law enforcement terrorism prevention activities to the Sheriff's Office.

NOW THEREFORE BE IT

RESOLVED, that the County Manager be authorized to enter into an agreement with the New York State Office of Homeland Security to accept funding in the amount of $130,000 for implementation of the State Homeland Security Program (SHSP) to support response, education, prevention and planning for terrorist incidents; and be it further

RESOLVED, that the County Manager and the Director of Emergency Services are authorized and directed to execute the requisite documentation to effectuate this grant and agreement; and be it further

RESOLVED, that the Commissioner of Finance be and the same hereby authorized to establish a revenue account for the purpose of accepting the grant funding from the Federal Government and the New York State Office of Homeland Security; and be it further

RESOLVED, that the Commissioner of Finance be and the same hereby is authorized to appropriate such revenue to the appropriate accounts within the budget of the Steuben Country Office of Emergency Services and Office of the Sheriff for the purpose of fulfilling the aforementioned grant; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the New York State Office of Homeland Security, 1220 Washington Avenue, State Office Building 7A, Albany NY 12226; the Commissioner of Finance; Steuben County Sheriff and the Director of Emergency Services.

Vote: Roll Call – Adopted.

RESOLUTION NO. 078-15

Introduced by B. Schu and L. Crossett. Seconded by H. Lando.

ACCEPTING A DONATION FROM THE WINEGLASS MARATHON.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, the Steuben County Sheriff provides patrols and security for the Wineglass Marathon every year; and

WHEREAS, the Wineglass Marathon has offered to provide bicycles and uniforms for two Road Patrol Deputies.

NOW THEREFORE, BE IT

RESOLVED, the Sheriff hereby is authorized and directed to accept the donation of (2) bicycles and (2) uniforms; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and the Sheriff.

Mr. Weaver asked do we have people that will ride these bicycles and where will they be assigned? Mr. Alger replied, yes, we have officers that will ride the bicycles. They will not be assigned permanently. The bicycles will be used for events requiring bike patrols.

Mr. Swackhamer asked after this event, what will we do with the bicycles? Mr. Alger replied they will be stored at the Public Safety Building.

Vote: Roll Call – Adopted.

RESOLUTION NO. 079-15

Introduced by B. Schu and L. Crossett. Seconded by H. Lando.

ACCEPTING DONATIONS FOR THE DRUG INTERDICTION PROGRAM.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, outside agencies and individuals have offered to provide funding for the purchase of miscellaneous items that pertain to the Sheriff's Office Drug Interdiction Program, such as vinyl and road signs, bumper stickers, window clings, key rings, etc.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance be and the same hereby is authorized and directed to accept the donations as revenue into 311000-41589000 Other Public Safety Income and appropriate to expense account 311000-5403100; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and the Sheriff.

Mr. Weaver stated we are receiving donations from outside agencies and individuals who are unnamed. Is that information available to the public and how much is the donation? Mr. Alger replied he would assume that information would be available. There were agencies and individuals who had asked not to be publicly named in the resolution. The total amount received was $3,500 and that will be used for printing materials. Mr. Weaver commented that he was just concerned about transparency.

Vote: Roll Call – Adopted.

RESOLUTION NO. 080-15

Introduced by C. Ferratella and L. Crossett. Seconded by R. Weaver.

ACCEPTING THE CAREGIVER BALANCED INCENTIVE PAYMENT PROGRAM (CG-BIPP) FUNDING FROM THE NEW YORK STATE OFFICE FOR THE AGING.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, Steuben County Office for the Aging recently received notification of the availability of $20,000 from New York State Office for the Aging; and

WHEREAS, this funding will be used to expand existing caregiver support services for caregivers of Medicaid recipients, including respite, education, and other supportive services, which can reduce or avoid the use of higher cost services, including institutionalization of the care recipients, it is in the best interest of the County of Steuben to receive these funds.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance is hereby authorized and directed to accept $20,000 as revenue as follows:

Budget Category	Amount	Account	Expenditure Line
Caregiver Training	$2000	677300	5479300
Ramps/Home Modification	$3000	677800	5440520
Contract	$7500 Home and Health Care	677700	5434420
Contract	$7500 AIM- Consumer Directed	677800	5440800

AND BE IT FURTHER RESOLVED, certified copies of this resolution shall be forwarded to the Director of Office for the Aging and the Commissioner of Finance.

Mr. Mullen asked are we expanding existing support systems? What does this entail? Mrs. Baroody replied this funding will be used to expand our existing caregiver support services and includes individual counseling and respite; anything that supports them to sustain care. Mr. Mullen asked will there be a new position? Mrs. Baroody replied this will be done with existing staff.

Mr. Alger explained this is an expansion of what we are already doing.

Mr. Booth asked what will be the impact on the budget? Mr. Alger replied there will be no local cost.

Vote: Roll Call – Adopted.

RESOLUTION NO. 081-15

Introduced by R. Weaver. Seconded by S. Van Etten.

AUTHORIZING A PUBLIC HEARING ON THE STEUBEN COUNTY AGRICULTURAL AND FARMLAND PROTECTION PLAN.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, Steuben County originally adopted an agriculture and farmland protection plan in January 2001 entitled "Steuben County's Agricultural Expansion and Development Plan"; and

WHEREAS, many goals and objectives in said plan have been fulfilled; and

WHEREAS, Steuben County received grant funding from New York State Department of Agriculture and Markets (NYSDAM) to update said plan; and

WHEREAS, funds received from NYSDAM were matched locally by funding from the Steuben County Economic Development fund, the Steuben County Industrial Development Agency, and in-kind services; and

WHEREAS, the Steuben County Planning Department led a thorough planning process that included involvement from Steuben County farmers and the general public; and

WHEREAS, the purpose of the plan is to increase the viability of the agricultural industry, ensure that agricultural lands persist, and improve the profitability of farms in Steuben County; and

WHEREAS, the Steuben County Agricultural and Farmland Protection Board (AFPB) held a public hearing on April 30, 2015 as required by NYSDAM; and

WHEREAS, it is the desire of this Legislature to host an additional public hearing.

NOW THEREFORE, BE IT

RESOLVED, a Public Hearing on this matter shall be held by this County Legislature on the 22nd day of June, 2015, at 10:00 a.m.; and be it further

RESOLVED, that the Clerk of this Legislature shall cause a Notice of said Public Hearing to be published in accordance with the procedures of this Legislature; and be it further

RESOLVED, that a certified copy of this resolution shall be forwarded to the County Planning Director.

Vote: Acclamation – Adopted.

RESOLUTION NO. 082-15

Introduced by L. Crossett. Seconded by G. Roush.

RATIFYING AND CONFIRMING THE NOTICE TO BIDDERS AND TERMS OF SALE 2015.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, on February 15, 2015 the Steuben County Commissioner of Finance was authorized and directed to establish and publish the terms and conditions of the 2015 Delinquent Tax Auction; and

WHEREAS, on May 7, 2015 the Steuben County Commissioner of Finance did present the revised *Notice to Bidders and Terms of Sale 2015* to the Finance Committee of the County Legislature for review and approval; and

WHEREAS, on May 12, 2015 the said Finance Committee did unanimously approve the said revised *Notice to Bidders and Terms of Sale 2015.*

NOW THEREFORE, BE IT

RESOLVED, that the revised *Notice to Bidders and Terms of Sale 2015* is ratified and confirmed; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and the County Attorney.

Vote: Roll Call – Adopted.

RESOLUTION NO. 083-15

Introduced by J. Hauryski. Seconded by S. Maio.

FILLING A VACANCY ON THE STEUBEN COUNTY JURY BOARD.

Pursuant to Section 503 of the Judiciary Law of the State of New York.

WHEREAS, Resolution No. 188-88, adopted by the Steuben County Legislature on May 23, 1988, appointed a Legislative Representative to the Steuben County Jury Board; and

WHEREAS, there is now a vacancy in the position of Legislative Representative to said Jury Board; and

WHEREAS, it is necessary to fill said vacancy left by the resignation of George J. Welch, Jr.

NOW THEREFORE, BE IT

RESOLVED, Hilda Lando, Steuben County Legislator representing District 2, is hereby appointed as the Legislative Representative to the Steuben County Jury Board, filling the unexpired two-year term of George J. Welch, Jr. ending December 31, 2015; and be it further

RESOLVED, said representative shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of his duties on the Steuben County Jury Board; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the above-named appointee; the Administrative Justice of the Seventh Judicial District of the State of New York, Supreme Court Chambers, Hall of Justice, 99 Exchange Blvd., Rochester, NY 14614; the Commissioner of Jurors; the County Clerk; and the County Auditor.

Mr. Alger commented that the law specifically excludes attorneys from service on this Board.

Vote: Acclamation – Adopted.

RESOLUTION NO. 084-15

Introduced by J. Hauryski. Seconded by B. Schu.

FILLING A VACANCY ON THE SOUTHERN TIER CENTRAL REGIONAL PLANNING AND DEVELOPMENT BOARD.

Pursuant to the provisions of Article 12-B of the General Municipal Law of the State of New York and the Steuben County Charter, Article II, Section 2.07.

WHEREAS, there is a vacancy on the Southern Tier Central Regional Planning and Development Board; and

WHEREAS, it is necessary to fill the vacancy caused by the resignation of Legislator George J. Welch, Jr.

NOW THEREFORE, BE IT

RESOLVED, the recommended appointment by the Chairman of the Steuben County Legislature to fill the unexpired term of George J. Welch, Jr., to the Southern Tier Central Regional Planning and Development Board, as set forth below, is hereby approved, ratified and confirmed, effective from the date of this resolution and through December 31, 2015:

LEGISLATOR MEMBERS

1. Steven Maio, 319 E. Second Street, Corning, NY 14830

AND BE IT FURTHER RESOLVED, the members shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of their duties on the Southern Tier Central Regional Planning and Development Board; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the above-named appointee; the New York State Division of Community Affairs, 162 Washington Ave., Albany, NY 12231; the County Auditor and to Marcia

Weber, Executive Director, Southern Tier Central Regional Planning and Development Board, 8 Denison Parkway East, Suite 310, Corning, NY 14830.

Vote: Acclamation – Adopted.

Motion to Adjourn Regular Session and Reconvene in Executive Session Pursuant to Public Officers' Law, Article 7§ 105.1.F. The Medical, Financial, Credit or Employment of a Particular Person, or Matters Leading to the Appointment, Employment, Promotion, Demotion, Discipline, Suspension, Dismissal or Removal of a Particular Person made by Mr. Farrand. Seconded by Mr. Crossett and duly carried.

RESOLUTION NO. 085-15

Introduced by J. Hauryski. Seconded by C. Ferratella.

APPOINTING JACK K. WHEELER THE COUNTY MANAGER OF THE COUNTY OF STEUBEN.

Pursuant to the Steuben County Charter §§3.0, 3.1.

WHEREAS, the residents of Steuben County have adopted a Charter form of government as established in the certified results for the General Election of the year 2013 and the Steuben County Charter having been filed in the office of the Secretary of State as set forth under Steuben County Charter §13.00; and

WHEREAS, the retirement of current manager Mark R. Alger results in a vacancy in the position of County Manager; and

WHEREAS, the Steuben County Legislature recognizes the consistent excellent public service of the current Deputy County Manager, Jack Wheeler, to the County of Steuben and that he possesses the qualifications as set forth in §§3.0 of the Steuben County Charter; and

WHEREAS, it is in the best interest of the County of Steuben to secure the continuity of public service through the appointment of the Deputy County Manager to the position of County Manager;

NOW THEREFORE, BE IT

RESOLVED, Jack K. Wheeler of Bath, NY is hereby appointed County Manager of the County of Steuben effective June 30, 2015 pursuant to article 3.1 of the Steuben County Charter, and be if further

RESOLVED, salary and fringe benefits for the position shall be in accordance with the County Charter, Administrative Code and Management Salary Plan; set at $116,000.00 for incumbents first year; and be it further

RESOLVED, his Oath of Office shall be filed in the Steuben County Clerk's Office; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to Jack K. Wheeler, the Steuben County Clerk, the Commissioner of Finance, and the Personnel Officer.

Vote: Roll Call – Adopted.

Motion to Adjourn Executive Session and Reconvene in Regular Session made by Mr. Van Etten. Seconded by Mr. Swackhamer and duly carried.

Motion to Adjourn made by Mr. Schu. Seconded by Mr. Roush and duly carried.

SPECIAL MEETING
Morning Session
Wednesday, June 3, 2015
Legislative Chambers, Bath, New York

The County Legislature of the County of Steuben convened in Special Session in the Legislative Chambers, Bath, NY, on Wednesday, the 3rd day of June, 2015, at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members were present except for Legislators Booth, Maio, Mullen and Schu. Legislator Van Etten arrived after Roll Call was taken.

Mrs. Ferratella provided the Invocation and the Pledge of Allegiance was led by Mr. Peoples.

RESOLUTION NO. 086-15

Introduced by P. McAllister. Seconded by D. Farrand.

REQUESTING THE ADOPTION OF SENATE BILL NO. S.5456A AND ASSEMBLY BILL NO. A.7800 PLACING CERTAIN "DEPUTY SHERIFFS" IN THE 551(e) RETIREMENT PLAN.

Pursuant to Retirement Law §551(e).

WHEREAS, the Administration Committee of the Steuben County Legislature has requested special legislation placing individuals titled as "Deputy Sheriff" into the correct retirement plan under §551(e); and

WHEREAS, the Collective Bargaining Agreement anticipates enrollment under Retirement Law §551(e) for Deputy Sheriffs; and

WHEREAS, certain election periods have lapsed and certain deputies cannot be afforded the opportunity to so enroll without special legislation; and

WHEREAS, through no fault of their own, Deputy Sheriffs Kenneth J. Bauch, Brandon L. Brown, Matthew A. Nortarfonzo, Kenneth L. O'Dell, Brooke C. Payne, Michael Z. Ramirez, Matthew L. Sorge and Alan B. Warriner failed to make timely application to participate in such optional twenty-five year retirement plan; and

WHEREAS, Senate Bill No. S.5456A and Assembly Bill No. A.7800 have been introduced authorizing the County of Steuben to offer the optional twenty-five year retirement plan under §551(e) of the Retirement and Social Security Law for these individuals; and

WHEREAS, a necessity exists for the passage of such legislation by the New York State Legislature.

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature hereby requests the New York State Legislature adopt special Home Rule Legislation as presented in Senate Bill No. S.5456A and Assembly Bill No. A.7800 to authorize the Steuben County Legislature to offer an optional twenty five year retirement plan under §551(e) of the Retirement and Social Security Law to Deputy Sheriffs Kenneth J. Bauch, Brandon L. Brown, Matthew A. Nortarfonzo, Kenneth L. O'Dell, Brooke C. Payne, Michael Z. Ramirez, Matthew L. Sorge and Alan B. Warriner; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to Honorable Andrew M. Cuomo, New York State Governor, New York State Capitol Building, Albany, NY 12224; Honorable John J. Flanagan, Majority Leader, New York State Senate, 805 Legislative Office Building, Albany, NY 12247; Honorable Jeffrey Klein, New York State

Senate Independent Conference Leader, 913 Legislative Office Building, Albany, NY 12247; Honorable Andrea Stewart-Cousins, Minority Leader, New York State Senate, 907 Legislative Office Building, Albany, NY 12247; Honorable Carl Heastie, Speaker, New York State Assembly, 522 Legislative Office Building, Albany, NY 12248; Honorable Joseph D. Morelle, Majority Leader, New York State Assembly, 926 Legislative Office Building, Albany, NY 12248; Honorable Brian M. Kolb, Minority Leader, New York State Assembly, 933 Legislative Office Building, Albany, NY 12248; Honorable Thomas M. O'Mara, New York State Senator, 415 Legislative Office Building, Albany, NY 12247; Honorable Philip A. Palmesano, New York State Assemblyman, 723 Legislative Office Building, Albany, NY 12248; Honorable Joseph M. Giglio, New York State Assemblyman, 439 Legislative Office Building, Albany, NY 12248; and Honorable Bill Nojay, New York State Assemblyman, 527 Legislative Office Building, Albany, NY 12248.

Mr. Weaver asked for an explanation. Ms. Smith explained a couple of contracts ago we negotiated that Sheriffs Deputies would be eligible for the 551e retirement plan, after 25 years, with no age restrictions. However, in order to be eligible, deputies had to submit the paperwork to the State within a certain time frame. Through no fault of their own, these individuals' paperwork did not get submitted. Mr. Wheeler stated this standardizes what we assumed to be the case. This places these individuals into the correct retirement tier and plan. If they work more than 25 years, then a higher percentage will go toward their final average salary. There will be an additional County cost of $67,000 to what we already contribute.

Mr. Hauryski asked why does this require action by the State? Mr. Wheeler explained once the selection did not happen, these deputies were placed into a different tier. The only way to change it is by a resolution of the State. Ms. Lattimer commented that Steuben County deputies are not the only ones affected. Mr. Farrand asked will the deputies have to pay additional money to the retirement system? Mr. Wheeler replied it depends on the tier and if they are vested. If they are not vested in the system, they would have to pay a little more.

Mrs. Lando asked what is the reason for the special meeting? Mr. Wheeler replied this is time sensitive as the Senate and Assembly are only in session for about another two weeks. Mr. Crossett asked how many deputies does this affect? Ms. Smith replied eight.

Vote: Roll Call – Adopted.

Motion to Adjourn made by Mr. McAllister. Seconded by Mr. Roush and duly carried.

REGULAR MEETING
Morning Session
Monday, June 22, 2015
Legislative Chambers, Bath, New York

The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers, Bath, NY on Monday, the 22nd day of June, 2015, at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members were present except Legislator Roush.

Mrs. Lando provided the Invocation and the Pledge of Allegiance was led by Mrs. Ferratella.

Chairman Hauryski asked Jessica Barros to come forward. Ms. Barros is an employee in the Buildings & Grounds Department. He presented her with a Certificate of Appreciation and a pin in recognition of her 10 years of service to Steuben County.

Chairman Hauryski asked Jamie Ordway to come forward. Ms. Ordway is an employee in the Buildings & Grounds Department. He presented her with a Certificate of Appreciation and a pin in recognition of her 10 years of service to Steuben County.

Chairman Hauryski asked Kellie Monroy to come forward. Ms. Monroy is an employee in the Department of Social Services. He presented her with a Certificate of Appreciation and a pin in recognition of her 10 years of service to Steuben County.

Chairman Hauryski asked Dana Thompson to come forward. Mr. Thompson is an employee in the Buildings & Grounds Department. He presented him with a Certificate of Appreciation and a pin in recognition of his 15 years of service to Steuben County.

Chairman Hauryski asked Karen Havens to come forward. Ms. Havens is an employee in the Department of Social Services. He presented her with a Certificate of Appreciation and a pin in recognition of her 20 years of services to Steuben County.

Chairman Hauryski asked Janice Caparulo to come forward. Ms. Caparulo is an employee in the Information Technology Department. He presented her with a Certificate of Appreciation and a pin in recognition of her 25 years of service to Steuben County.

Chairman Hauryski asked Judy Brill to come forward. Ms. Brill is an employee in the Information Technology Department. He presented her with a Certificate of Appreciation and a pin in recognition of her 25 years of service to Steuben County.

Chairman Hauryski presented Mark Alger, the Steuben County Manager, with a Certificate of Appreciation and a plaque in recognition of his retirement with 36 years of service to Steuben County.

Chairman Hauryski opened the floor for comments by members of the public.

Kris West, Town of Erwin, stated she is here today on behalf of the Finger Lakes Land Trust (FLLT). An envelope was delivered last Friday to all Legislators with details of a proposal from the FLLT Executive Director. There is a 120-acre parcel along the Chemung River that is located entirely within the flood plain and undeveloped at this time. Steuben County holds the deed for this parcel and it is slated for public auction. We would like to see the property conserved for public benefit. The Department of Environmental Conservation is also interested in acquiring the property and managing it. We have

received letters of support from various agencies including the New York State Department of Environmental Conservation and the Town of Corning.

Chairman Hauryski declared the opportunity for public comment closed.

Mrs. Dlugos introduced Kimberly Baptiste from Bergman Associates, and Michael N'odolo from Camoin Associates, who are here to provide a brief presentation on the Agricultural and Farmland Protection Plan.

Ms. Baptiste and Mr. N'odolo presented a PowerPoint presentation. During this process they came up with five goals which are: economic development, agribusiness development, farmland preservation, agri-tourism and education/outreach/partnerships. We are asked to come up with tangible, actionable projects. The following projects were identified: potato vodka distillery, local food enterprise center (food hub), slaughterhouse and a malt house.

Chairman Hauryski stated at this time, he would like to open the floor to some individuals who have indicated that they would like to recognize Mr. Alger on the occasion of his retirement.

Tom Tranter, President, Corning Enterprises, stated that it is his pleasure to be here today to pay tribute to Mark Alger. He has known Mr. Alger since 1980. He is a real class act and an outstanding public servant. His honesty and integrity are second to none. His leadership skills are evident in the fact that Steuben County has received the best bond rating of area counties and that is a tribute to his management ability. Mr. Alger always places people first and treats them with respect and dignity. He is extremely articulate and knowledgeable. After 36 years of County service, he is held in high regard with the New York State Association of Counties, as was evidenced by his election as President of that association. He has worked in Steuben County a long time and during his tenure has worked under the leadership of 15 different Legislative Chairmen. Mr. Alger is very humble and is the consummate professional. He never seeks the limelight. During his years with the County he has overseen numerous projects including the construction of the County Office Building, Jail, Health Care Facility and 911 Center. He obviously will be sorely missed. We wish him and his wife, Pat, the best for a long, healthy and happy retirement. He presented Mr. Alger with a piece of Steuben Glass in the shape of the Steuben Shining Star.

Marcia Weber, Executive Director, Southern Tier Central Regional Planning & Development Agency, stated that Mr. Alger has served on our board for over 30 years; first as a Planner, then Planning Director, and County Administrator/County Manager. He has generously shared his skill and knowledge with us and we benefit from his expertise on a wide range of topics. He has been a strong partner in the development of the Southern Tier Network. Thank you for your advice, help and support over the years. We will miss you.

Jamie Johnson, Executive Director, Steuben County Industrial Development Agency, stated that he would like to extend his congratulations to Mr. Alger. During his tenure at the IDA, Mr. Alger has placed Steuben County in a very enviable position. He appreciates all of his involvement and support. On behalf of the Board of Directors, we thank you and wish you a happy retirement.

Assemblyman Bill Nojay stated congratulations. During his time in the Legislature, he has been struck by how many times he has seen Steuben County mentioned. Mr. Alger has done a superb job and has worked at all levels of government. He is the type of person that we want working in government. Thank you for everything you have done. You have been a tremendous leader.

Assemblyman Phil Palmesano, stated that the first time he met Mr. Alger was when he was Deputy Commissioner of Agriculture & Markets. He has made an impact here and so many people have so much respect for the work you have done. You served as President of the New York State Association of Counties because of your knowledge and your passion for what you know is right. I cannot thank you enough for how much you have helped me. We will miss you. You have left the County in good hands.

You have earned and deserve your retirement. The impact you have had on Steuben County will be felt for years and decades to come. Congratulations!

Fred Lewis, Howard, previous Chairman of the Legislature, stated he wants it known that he sold penny candy to Mr. Alger in Howard sometime in the 1970's.

Chairman Hauryski stated that we also will have comments from Senator Tom O'Mara, however, he is running a little behind. In the meantime, we will resume our agenda.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs for Posting for the Public Hearing Approving the Steuben County Agricultural and Farmland Protection Plan. Chairman Hauryski opened the floor for comments by members of the public.

Ray Stuyvesant, Caton, stated that he and his wife have a vineyard, a micro-distillery and a farm winery. The projects listed on the Agriculture and Farmland Protection Plan proposal look realistic and he would support a vodka program. We have talked with Cornell Cooperative Extension about doing that as well. Currently we are focusing our operations on rum, moonshine and whiskey.

There being no further comments, Chairman Hauryski declared the public hearing closed.

Chairman Hauryski announced the arrival of Senator O'Mara and invited him to offer some comments regarding Mr. Alger's retirement.

Senator O'Mara stated that it is good to be here and it has been a pleasure to work with Mr. Alger over the years. He is a major part of the success of Steuben County. It has been a pleasure and he wished Mr. Alger the best in his retirement. He presented Mr. Alger with a Resolution, a Proclamation and a Citation from the State Legislature in recognition of his years of service. Congratulations!

Motion adopting the minutes from the previous meeting(s) made by Mr. Swackhamer. Seconded by Mr. McAllister and duly carried.

RESOLUTION NO. 087-15

Introduced by L. Crossett. Seconded by H. Lando.

MATTERS PERTAINING TO COUNTY REAL PROPERTY TAX SALES, CORRECTIONS OF ASSESSMENTS, PROPERTY TAXES, AND OTHER REAL PROPERTY ACQUISITIONS AND DISPOSITIONS.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

RESOLVED, the Chairman of the Steuben County Legislature, in accordance with the applications filed herewith, is hereby authorized and empowered on behalf of this Legislature to execute the necessary documentation for the disposition of applications for correction of real property taxes levied on the parcels contained in Schedule "A"; and be it further

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized to make the proper tax adjustment, and/or refund, with respect to the parcels contained in Schedule "A", as set forth in the approved applications, copies of which shall be forwarded to the taxpayer and collecting authority; and be it further

RESOLVED, as it appears to be in the best interest of the County to sell the property(ies) listed on Schedule "B" for the consideration offered, the Steuben County Commissioner of Finance is hereby authorized and directed to convey and deliver a County Tax Deed to the grantee(s) upon receipt of the consideration indicated within thirty (30) days from the date hereof and as upon the "Notice to Bidders and Terms of Sale – 2015" as applicable; and be it further

RESOLVED, the said grantee(s) must accept the parcel(s) "as is" together with the obligation of removing any persons, if any, claiming any interest in the parcel(s) if need be; and be it further

RESOLVED, that certified copies of this resolution contained in Schedule "A" shall be forwarded to the Director of the Steuben County Real Property Tax Service Agency and the Steuben County Commissioner of Finance, together with the approved applications executed in duplicate by the Chairman of the County Legislature, and the Chairman of the Board of Assessors; and certified copies of this resolution contained in Schedule "B" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, and the grantee(s).

SCHEDULE "A"

Resolution No.	A-1
Name	Canandaigua Power Partners, LLC
Parcel No.	042.00-01-017.113
Municipality	Cohocton
Disposition	Refund

Resolution No.	A-2
Name	Canandaigua Power Partners, LLC
Parcel No.	044.00-01-018.000/178
Municipality	Cohocton
Disposition	Refund

Resolution No.	A-3
Name	Canisteo Manor/Conifer Realty LLC
Parcel No.	197.11-02-047.000
Municipality	Canisteo
Disposition	Refund

SCHEDULE "B"

Resolution No.	B-1
Former Owner	Dale E. Harrison
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	401.00-01-023.200
Municipality	Town of Woodhull
Grantee(s)	Dale E. Harrison
Grantee(s) Address	17090 Sugar Hill Rd, Watkins Glen, NY 14890
Consideration	$2,559.45, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-2
Former Owner	Helen Comfort Estate
In Rem Index No.	2011-1564CV, Judgment filed May 6, 2015
Parcel No.	390.00-02-039.000
Municipality	Caton
Grantee(s)	Helen Comfort Estate
Grantee(s) Address	11168 Tannery Creek Rd., Corning, NY 14830
Consideration	$9,855.51, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-3
Former Owner	Barbara L. Washington
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	318.18-02-069.000
Municipality	Village of South Corning
Grantee(s)	Barbara L. Washington
Grantee(s) Address	16 Roberts Avenue, Corning, NY 14830
Consideration	$9,268.51, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-4
Former Owner	Yvonne M. Warren
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	064.14-02-056.000
Municipality	Town of Wayne
Grantee(s)	Yvonne M. Warren
Grantee(s) Address	PO Box 223, Dundee, NY 14837
Consideration	$2,862.11, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-5
Former Owner	Connie Dean
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Parcel No.	276.11-01-059.000
Municipality	Thurston
Grantee(s)	Connie Dean
Grantee(s) Address	33 Wall St., Addison, NY 14801
Consideration	$926.00, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-6
Former Owner	Robert A. Hartman, MMC Accounting
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	299.75-02-051.000
Municipality	City of Corning
Grantee(s)	Robert A. Hartman MMC Accounting
Grantee(s) Address	PO Box 365. Painted Post, NY 14870
Consideration	$13,375.88, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-7
Former Owner	Christopher D. Pierce
In Rem Index No.	2012-1440CV, Judgment filed April 29, 2014
Parcel No.	226.00-01-018.000
Municipality	Campbell
Grantee(s)	Christopher D. Pierce
Grantee(s) Address	4948 Meads Creek Rd., Painted Post, NY 14870
Consideration	$10,938.08, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-8
Former Owner	Kevin and Kimberly Gee
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Parcel No.	402.00-01-068.200
Municipality	Tuscarora
Grantee(s)	Kevin and Kimberly Gee
Grantee(s) Address	482 County Route 85, Addison, NY 14801
Consideration	$12,130.33, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-9
Former Owner	Robert V. Magee
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	131.00-01-020.000
Municipality	Urbana
Grantee(s)	Robert V. Magee
Grantee(s) Address	7744 S. Valley Rd, Hammondsport, NY 14840
Consideration	$4,159.29, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-10
Former Owner	Cesare F. Taccone
In Rem Index No.	2011-1564CV, Judgment filed April 29, 2014
Parcel No.	056.00-01-017.100
Municipality	Cohocton
Grantee(s)	Cesare F. Taccone
Grantee(s) Address	62054 State Route 415, P.O. Box 275, Cohocton, NY 14826-0275
Consideration	$27,287.50, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-11
Former Owner	Ralph H Kilsdonk
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	373.00-01-006.800
Municipality	Caton
Grantee(s)	Corning Federal Credit Union
Grantee(s) Address	1 Credit Union Plaza, Corning, NY 14830
Consideration	$5,946.20, inclusive of recording fees

Resolution No.	B-12
Former Owner	John R. Davis
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Parcel No.	205.00-01-063.000
Municipality	Thurston
Grantee(s)	John R. Davis
Grantee(s) Address	7995 Walling Rd, Savona, NY 14879
Consideration	$11,141.00, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-13
Former Owner	Steven F. Muller
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	190.20-01-026.000
Municipality	Village of Savona
Grantee(s)	Steven F. Muller
Grantee(s) Address	PO Box 402, Bath, NY 14810
Consideration	$10,341.68, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-14
Former Owner	Doris Loeven
In Rem Index No.	2010-1966CV, Judgment filed May 6, 2015
Parcel No.	317.16-01-042.000
Municipality	City of Corning
Grantee(s)	James C. and Jean R. Bange
Grantee(s) Address	146 W. Fifth Street, Corning, NY 14830
Consideration	$23,180.00, inclusive of recording fees

Resolution No.	B-15
Former Owner	Irene Champlain
In Rem Index No.	2010-1966CV, Judgment filed April 29, 2014
Parcel No.	131.13-01-007.000
Municipality	Urbana
Grantee(s)	Jerold C. Champlain, Jr.
Grantee(s) Address	8560 Bates Rd, Bath, NY 14810
Consideration	$7277.19, inclusive of recording fees

Resolution No.	B-16
Former Owner	Roy B. Herrick
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Parcel No.	388.00-01-015.110
Municipality	Lindley
Grantee(s)	Roy B. Herrick
Grantee(s) Address	1166 River Rd, Lindley, NY 14858
Consideration	$6,773.89, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-17
Former Owner (of Record)	Walter L. & Helen Deuel
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Parcel No.	092.20-01-011.000
Municipality	Wayne
Grantee(s)	Carl T. and Beverly Polisseni
Grantee(s) Address	PO Box 26472, Rochester, NY 14626
Consideration	$35,756.78, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Mr. Hanna and Mr. Mullen both indicated that they would be abstaining as they had a business relationship with an individual listed on this resolution.

Vote: Roll Call – Adopted. Yes – 7951; No – 0; Absent – 723; Abstained – 1198
(Absent – Legislator Roush; Abstained – Legislators Hanna and Mullen)

RESOLUTION NO. 088-15

Introduced by J. Hauryski. Seconded by R. Weaver.

RECEIVING AND ACCEPTING THE JUNE 22, 2015 COMMUNICATIONS LOG AS PREPARED BY THE STEUBEN COUNTY MANAGER'S OFFICE.

BE IT RESOLVED, that the following communications were received, accepted and filed by the County of Steuben, and **referred to the appropriate Standing Committee and/or Department Head for information and/or action,** to wit:

May 14, 2015
CSEA Local 1000 AFSCM, AFL-CIO – Re: Notice of commencement of negotiations for the CSEA Steuben County Employees Unit #851-8700-00. ***Referred to: Joseph Hauryski, Legislature Chairman; Jack Wheeler, Deputy County Manager; Alan Reed, County Attorney; and Nancy Smith, Personnel Director.***

New York State Electric & Gas Corporation and Rochester Gas & Electric Corporation – Re: Updated 2015 Electric Utility Emergency Plan. ***Referred to: Filed with the Clerk of the Legislature, Brenda Mori.***

May 19, 2015
NYS Department of Transportation – Re: Notification of recently sent vouchers to the State Comptroller that distributes the first quarter SFY 2015-2016 Statewide Mass Transportation Operating Assistance (STOA) payments. ***Referred to: Amy Dlugos, Planning Director.***

NYS Division of Criminal Justice Services – Re: 2015 Alternative to Incarceration (ATI) Performance-Based Service Plan Application Approval. ***Referred to: Public Safety & Corrections Committee; Cheryl Crocker, Probation Director; and Sheriff Cole.***

May 21, 2015
New York State Office for the Aging – Re: Revised notification of grant award (NGA) and annual implementation plans for the WIN and HIICAP programs (for the period of April 1, 2014 through March 31, 2015). ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

NYS Office for the Aging – Re: Notification of approval for State Aid under the New York State Long Term Care Ombudsman Program (LTCOP) Support Agreement for the program year beginning 04/01/2015- 09/31/2015 and the Older Americans Act (OAA) Title VII program for the period of 01/01/2015 – 09/30/2015. ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

May 22, 2015
Everpower – Notification of the wind farm information open house on the Baron Winds Wind Farm is scheduled for Wednesday, June 3, 2015 from 6:00pm-8:00pm at the Hatch Hose Co. located at 30 County Road 30 (University Avenue) in Atlanta, NY 14808. ***Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.***

Firemen's Association of the State of New York – Re: Letter of concern with the passing of the sparkler local law in Steuben County. ***Referred to: Steuben County Legislature.***

June 1, 2015
Western Regional Off-Track Betting Corporation – Re: Check in the amount of $2,861, which represents the April 2015 retained surcharge revenues for Steuben County**.** ***Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.***

June 4, 2015
New York State Board on Electric Generation Siting and the Environment – Re: Case 15-F-0122-Application of Baron Winds, LLC for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 to construct a 300 MW Wind Energy Project. ***Referred to: A.I.P. Committee; Mark Alger, County Manager; Jack Wheeler; Deputy County Manager; and Amy Dlugos, Planning Director.***

Vote: Acclamation – Adopted.

RESOLUTION NO. 089-15

Introduced by P. McAllister. Seconded by D. Farrand.

PRESENTING LOCAL LAW TENTATIVELY NO. FOUR FOR THE YEAR 2015, DESIGNATING THE POSITION OF SUPERINTENDENT OF BUILDINGS AND GROUNDS AS UNCLASSIFIED FOR CIVIL SERVICE PURPOSES.

Pursuant to Civil Service Law Sections 15 and 16, Article 5 of the County Law of the State of New York, and the Steuben County Charter, Article II, Section 2.07.

WHEREAS, by Resolution No. 106, duly adopted on May 17, 1955, the County established the position of Superintendent of Grounds and Buildings; and

WHEREAS, Steuben County has adopted a Charter form of government as approved by the voters of Steuben County on November 5, 2013 and effective January 1, 2015, establishing the Department of Buildings and Grounds headed by a Superintendent; and

WHEREAS, Steuben County has adopted a Charter form of government as approved by the voters of Steuben County on November 5, 2013 and effective January 1, 2015, continuing the authority of the County Legislature to adopt Local Laws "for any matter of County government" [Steuben County Charter Section 2.07(12); and

WHEREAS, the Superintendent of Buildings and Grounds is the department head of the Department of Buildings and Grounds and appoints all members of said department. The Superintendent has supervision over fourteen full time employees and one temporary part-time employee within the department; and

WHEREAS, the Superintendent of Buildings and Grounds exercises governmental discretion in the discharge of his/her duties, including but not limited to the policy-making decisions within his/her department.

NOW THEREFORE, BE IT

RESOLVED, there is hereby presented to each member of this Steuben County Legislature Local Law Tentatively No. Four for the Year 2015, Designating the Position of Superintendent of Buildings and Grounds as Unclassified for Civil Service Purposes.

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. FOUR FOR THE YEAR 2015

A Local Law, Designating the Position of Superintendent of Buildings and Grounds as Unclassified for Civil Service Purposes.

Be it enacted by the Legislature of the County of Steuben as follows:

SECTION 1: LEGISLATIVE INTENT

It is the intent of the Local Law to amend Resolution No. 106 of 1955 and in conjunction with the provisions of the Steuben County Charter to place the Superintendent of Buildings and Grounds in the unclassified Civil Service.

SECTION 2: SUPERINTENDENT OF DEPARTMENT OF BUILDINGS & GROUNDS

The Superintendent of Buildings and Grounds is the department head of the Department of Buildings and Grounds and appoints all members of said department.

SECTION 3: CLASSIFICATION

The position of Superintendent of Buildings and Grounds shall be placed in the unclassified Civil Service.

SECTION 4: EFFECTIVE DATE

The within Local Law shall be effective immediately upon passage.

BE IT FURTHER RESOLVED, before said Local Law is adopted by the County Legislature, a Public Hearing shall be held on July 27, 2015 at 10:00 A.M. in the Steuben County Legislative Chambers, 3 East Pulteney Square in the Village of Bath, New York; and be it further

RESOLVED, the Clerk of the Legislature shall cause a notice of said Public Hearing to be posted at the Courthouses in the municipalities of Bath, Corning and Hornell, have said notice published for one insertion in the two

official newspapers of the County, and shall cause such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with proof of posting and publication to be filed in the Office of the Clerk of the Legislature; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, Personnel Officer and the Superintendent of Buildings and Grounds.

Vote: Roll Call – Adopted.

RESOLUTION NO. 090-15

Introduced by P. McAllister. Seconded by C. Ferratella.

AMENDING THE MANAGEMENT SALARY PLAN RELATIVE TO THE SUPERINTENDENT OF BUILDINGS AND GROUNDS.

Pursuant to Article II of the Steuben County Charter.

WHEREAS, in accordance with the Management Salary Plan, adjustments are anticipated from time to time; and

WHEREAS, a re-evaluation has been completed by the County Manager and approved by the Administration Committee; and

WHEREAS, the salary grade of the Superintendent of Buildings and Grounds was recommended to be changed.

NOW THEREFORE, BE IT

RESOLVED, the following change be and the same hereby is authorized and directed:

Superintendent of Buildings and Grounds: Grade D to E

AND BE IT FURTHER RESOLVED, this resolution shall be effective immediately upon adoption; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Personnel Officer, Commissioner of Finance and the Superintendent of Buildings and Grounds.

Vote: Roll Call – Adopted.

RESOLUTION NO. 091-15

Introduced by M. Hanna. Seconded by H. Lando.

AUTHORIZING THE APPLICATION FOR FUNDING FROM THE HOUSEHOLD HAZARDOUS WASTE (HHW) STATE ASSISTANCE PROGRAM.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, the State of New York provides financial aid for household hazardous waste programs; and

WHEREAS, Steuben County has examined and duly considered the applicable laws of the State of New York and deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a contract by and between the State of New York and the County be executed for such aid.

NOW THEREFORE, BE IT

RESOLVED, that the filing of an application in the form required by the State of New York including all understanding and assurances contained in said application is hereby authorized; and be it further

RESOLVED, that the Commissioner of Public Works, or his designee is directed and authorized as the official representative of the County to act in connection with the application, to sign the resulting contract if said application is approved by the State, to provide such additional information as may be required, and to accept the associated grant reimbursement funds; and be it further

RESOLVED, that the County agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the State for the share of such costs as indicated in the contract; and be it further

RESOLVED, that two (2) certified copies of the resolution be prepared and sent to the New York State Department of Environmental Conservation together with a complete application and one (1) certified copy of this resolution be sent to the Commissioner of the Department of Public Works; and be it further

RESOLVED, that this resolution shall take effect immediately.

Vote: Roll Call – Adopted.

RESOLUTION NO. 092-15

Introduced by M. Hanna. Seconded by S. Van Etten.

AUTHORIZING THE EXECUTION OF A REVISED SNOW AND ICE AGREEMENT.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, the New York State Department of Transportation ("NYSDOT") Commissioner and Steuben County (the "Municipality") have entered into an Agreement No.D014728 entitled "Indexed Lump Sum Snow and Ice Agreement between the New York State Department of Transportation and Municipality of County of Steuben", dated January 11, 2006; and

WHEREAS, the term of the said Agreement is for a period of three (3) years commencing July 1, 2005 and the said Agreement provides that the parties may at the end of each year of the term of the Agreement extend such term for an additional year; and

WHEREAS, the present term of the Agreement, as extended, expires June 30, 2015; and

WHEREAS, Section 7 of the said Agreement provides that the NYSDOT Commissioner shall furnish the Municipality with a suitable map for each term of the Agreement, or for any extended term thereof, modified to show the changes, if any, to the State Highways affected by this Agreement; and

WHEREAS, Section 9 of the said Agreement provides for an annual update of the estimated expenditure to be determined by the NYSDOT Commissioner subject to the provisions of Section 9 at the time for extension of the Agreement; and

WHEREAS, Section 9 of the said Agreement also provides for an adjustment to the actual payment amount based on the intensity and severity of the winter season.

NOW THEREFORE, BE IT

RESOLVED, in consideration of the mutual covenants and benefits between the parties,

1. The aforementioned "Indexed Lump Sum Snow and Ice Agreement between New York State Department of Transportation and the Municipality" is hereby extended for a period of one (1) year; now to expire on June 30, 2016, unless further extended.

2. The State Highways or parts thereof affected by this Agreement are as delineated on the attached map, agreed upon by the NYSDOT Commissioner and the Municipality, which shall be effective for the remainder of the term of the Agreement commencing July 1, 2015, unless changed by future agreement between the NYSDOT Commissioner and the Municipality.

3. All the terms and conditions of the original contract remain in effect except as follows. The indexed lump sum estimated expenditure specified in Section 9 of the aforementioned Agreement shall be $3,897.77 per lane mile for 73.2 lane miles for a total of $285,316.83 for the 2015-2016 season and for the remainder of the term of the Agreement commencing July 1, 2015, unless changed by future update.

AND BE IT FURTHER RESOLVED, seven (7) certified copies of this resolution shall be forwarded to the Commissioner of Public Works.

Mr. Mullen stated that he is happy to see that we are signing this and we should continue to do this into the future.

Vote: Roll Call – Adopted.

RESOLUTION NO. 093-15

Introduced by M. Hanna. Seconded by C. Ferratella.

AUTHORIZING THE COUNTY OF STEUBEN TO ENTER INTO AN EXCHANGE OF TRANSPORTATION FACILITIES WITH THE TOWN OF ERWIN.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, the Town of Erwin has indicated its desire to transfer the ownership and maintenance jurisdiction responsibilities of a certain town bridge in the Town of Erwin to the County of Steuben in exchange for the acceptance of the ownership and maintenance jurisdiction responsibilities of a certain county road in the Town of Erwin from the County of Steuben; and

WHEREAS, the County of Steuben desires to make said exchange; and

WHEREAS, said exchange of transportation facilities shall be understood to contemplate the eventual demolition of the existing bridge and construction of a new box culvert replacement structure by the County and, upon authorization, the re-conveyance by the County to the Town of the newly constructed box culvert, and from that point, the Town being the owner of, and responsible for, maintenance jurisdiction of said box culvert; and

WHEREAS, at a regular meeting of the Town Board of the Town of Erwin convened on May 12, 2015, said exchange of transportation facilities was duly offered, seconded and approved by resolution.

NOW THEREFORE, BE IT

RESOLVED, that the County of Steuben shall accept conveyance by the Town of Erwin of, and shall become the owner of and shall assume maintenance jurisdiction over, that certain bridge known as:

Beartown Road over Weaver Hollow Creek, BIN 2216920, BR# 12-49-5, located in the Town of Erwin; total length = 26.0', total width = 28.0',

AND BE IT FURTHER RESOLVED, it is the intent of the County of Steuben, during its ownership of said bridge within the five to ten years following this conveyance, to demolish the existing bridge and construct a new box culvert replacement structure and re-convey it to the Town to accept ownership of, and be responsible for maintenance jurisdiction of, said box culvert from that point; and be it further

RESOLVED, that the County of Steuben shall transfer and convey to the Town of Erwin, which shall become the owner of and shall assume maintenance jurisdiction over, that certain road known as:

Rita's Way, CR 79, DOT ID# 170836, located in the Town of Erwin; total length = 0.42 miles, total pavement & shoulder width = 30',

AND BE IT FURTHER RESOLVED, that the Steuben County Manager is authorized and directed to execute the appropriate instruments to accomplish this exchange of transportation facilities with the Town of Erwin; and be it further

RESOLVED, that a certified copy of this resolution shall be provided to the Commissioner of Public Works, and shall be mailed to the NYSDOT Planning Office and Structures Office, (both located at) 107 Broadway, Hornell, NY 14843 and to the Town of Erwin, 310 Town Center Road, Painted Post, NY 14870.

Mr. Van Etten asked if Mr. Spagnoletti could give a quick synopsis of what is actually happening with this? Mr. Spagnoletti replied the Town of Erwin owns a bridge that is 26 feet long. We own the road commonly known as Rita's Way which is .4 miles long. The town has agreed to take that road and we will take the bridge. Over a 40 year life cycle, we are ahead. In addition, when we replace the existing bridge with a new box culvert, the Town of Erwin will take back ownership of that.

Mr. Booth asked what is the motivation for this agreement? Mr. Spagnoletti stated the bridge, as it is now is really narrow. The Town knows that if we take it over, we will put in a new box culvert.

Mr. Alger explained this bridge is one-half foot short of falling under the County's preventative maintenance program. If the bridge was longer, it would be our responsibility and we would have to replace it. In the long run, if they take over the .4 miles of road, they just need to plow it. They get out from under the bridge costs. The material and installation costs of the bridge we are absorbing as part of the deal. We are getting a good deal and the town feels they are getting a good deal as well.

<u>Vote</u>: Roll Call – Adopted. Yes – 8698; No – 451; Absent – 723
(No – Legislator Weaver; Absent – Legislator Roush)

RESOLUTION NO. 094-15

Introduced by M. Hanna. Seconded by H. Lando.

GRANTING AN EASEMENT TO THE CORNING NATURAL GAS CORPORATION.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, the New York State Department of Transportation (NYSDOT) wishes to abandon its maintenance jurisdiction to the County of Steuben for approximately 300 feet of old State Route 414 located in the northeast quadrant of

the intersection of Winfield Street and Baker Street in the Town of Corning in two parcels as follows: Parcel 1 being the user-highway portion, roughly 300' x 49.5' and Parcel 2 being a portion of land taken by the County in 1926 for old State Route 414, roughly 300' x 10' (reference NYSDOT Surplus Property Case# 06-111-285); and

WHEREAS, the Steuben County Legislature passed a resolution July 28, 2014 approving the acceptance of this maintenance jurisdiction from the NYSDOT for these two said parcels of land and, upon receiving the Official Order of the transfer of maintenance jurisdiction from the NYSDOT, the conveyance of both of these parcels to the adjacent landowner, the North Corning Volunteer Fire Department located at 3344 Baker Street, including any and all rights the County may have to the land; and

WHEREAS, it has since been discovered that the Corning Natural Gas Corporation (CNGC) has a gas line beneath Parcel 1(reference the attached map), and, together with the NYSDOT, is requesting that Steuben County grant the CNGC an easement for this existing gas line to remain beneath old State Route 414 in the Town of Corning.

NOW THEREFORE, BE IT

RESOLVED, that this Steuben County Legislature does hereby approve of conveying an easement to the CNGC for their gas line to remain beneath old State Route 414 in the Town of Corning upon receiving the Official Order for the transfer of maintenance jurisdiction from the NYSDOT, and be it further

RESOLVED, that a certified copy of this resolution shall be mailed to the NYSDOT Real Estate Office, 107 Broadway, Hornell, NY 14843 and to the North Corning Volunteer Fire Department, 3344 Baker Street, Corning, NY 14830, and to the Corning Natural Gas Corporation, 330 West William Street, Corning, NY 14830, and be it further

RESOLVED, that this conveyance shall be recorded in the Steuben County Clerk's Office.

Vote: Roll Call – Adopted.

RESOLUTION NO. 095-15

Introduced by P. McAllister and L. Crossett. Seconded by R. Lattimer.

AMENDING THE INVESTMENT POLICY OF THE COUNTY OF STEUBEN.

Pursuant to Article 5 of the County Law of the State of New York and Section 10 of General Municipal Law.

WHEREAS, the Steuben County Administration and Finance Committees reviewed and adopted on June 9, 2015, revisions to the Investment Policy of Steuben County.

NOW THEREFORE, BE IT

RESOLVED, that the Investment Policy reviewed and revised on June 9, 2015, be filed with the Clerk of the Legislature, and the same hereby is, adopted by the Steuben County Legislature, as follows:

COUNTY OF STEUBEN
INVESTMENT POLICY

I. SCOPE

This investment policy applies to all moneys and other financial resources available for investment on the County's behalf or on behalf of any other entity or individual for whom the County has fiduciary responsibility. Such moneys and/or other resources are hereinafter referred to as "investments."

OBJECTIVES

The primary objectives of the County of Steuben investment activities are, in priority order,

To conform with all applicable federal, state, and other legal requirements (legal);

To adequately safeguard the principal (safety);

To provide sufficient liquidity to meet all operating requirements (liquidity); and

To obtain a reasonable rate of return (yield).

II. DELEGATION OF AUTHORITY

The County of Steuben's responsibility for the administration of the investment program is delegated to the Commissioner of Finance, who shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include an adequate internal control structure to provide a satisfactory level of accountability based on records incorporating description and amounts of investments, transaction dates, and other relevant information and to direct and supervise the activities of subordinate employees.

III. PRUDENCE

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the County of Steuben to govern effectively.

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudent discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or impair their ability to make impartial investment decisions.

IV. DIVERSIFICATION

It is the policy of the County of Steuben to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling. The Finance Committee of the County Legislature shall have approval authority over designation of various depository financial institutions and establishment of appropriate limitations on the amount or percentage of investments for each such depository. The authorized financial institutions and limitations are designated in Appendix A to this policy. It is anticipated that Appendix A will be reviewed and revised from time to time, and such revisions may be ratified by the Finance Committee separately from or together with the entire Investment Policy.

V. INTERNAL CONTROLS

It is the policy of the County of Steuben for all moneys collected by any officer or employee of the government to transfer either the funds or the notice of deposit of said funds to the Commissioner of Finance within five (5) days of receipt, or within the time period specified in law, whichever is shorter. In many cases the time period is 24 hours, but funds should be deposited as soon as possible after receipt.

The Commissioner of Finance is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, are managed in compliance with applicable laws and regulations, that transactions are executed in accordance with management's authorization, and that transactions are properly are recorded.

AUTHORIZED DEPOSITORY AND INVESTMENT INSTITUTIONS AND DEALERS

The Commissioner of Finance may deposit County of Steuben funds in accordance with the provisions of General Municipal Law, §11 and the requirements as set forth by the New York State Comptroller.

All financial institutions with which the County conducts business shall be credit worthy, and have an appropriate level of experience, capitalization, size and other factors that make the financial institution or the dealer capable and qualified to transact business with the County. The Commissioner of Finance shall evaluate the financial position of proposed depositaries, trading partners, and custodians. Recent Reports of Condition and Income (call reports) shall be obtained for proposed banks, and security dealers that are not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers.

VI. SAFEKEEPING AND COLLATERALIZATION

All County of Steuben deposits and investments in banks or trust companies that exceed the amounts insured under the provisions of the Federal Deposit Insurance Act (FDIC), including pursuant to a Deposit Placement Program in accordance with law, shall be secured in accordance with the provisions of General Municipal Law, §10 and the requirements as set forth by the New York State Comptroller. Further guidance is recited in the Model Investment Policy issued by the New York State Comptroller's Office. Permissible means of securing deposits and investments consist of any one, or combination, of the following, subject to statutory requirements:

1. A pledge of "eligible securities" with an aggregate "market value" (as provided by the GML Section 10) that is at least equal to the aggregate amount of deposits by the officers. See Appendix B of this policy for a listing of "eligible securities."

2. An "eligible surety bond" payable to the County for an amount at least equal to 100 percent of the aggregate amount of deposits and the agreed-upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims-paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations. The governing board shall approve the terms and conditions of the surety bond.

3. An "eligible letter of credit," payable to the County as security for the payment of 140 percent of the aggregate amount of deposits and the agreed-upon interest, if any. An "eligible letter of credit" shall be an irrevocable letter of credit issued in favor of the (unit of government), for a term not to exceed 90 days, by a qualified bank (other than the bank where the secured money is deposited). A qualified bank is either one whose commercial paper and other unsecured short-term debt obligations (or, in the case of a bank which is the principal subsidiary of a holding company, whose holding company's commercial paper and other unsecured short-term debt obligations) are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization, or one that is in compliance with applicable federal minimum risk-based capital requirements.

4. An "irrevocable letter of credit" issued in favor of the County by a federal home loan bank whose commercial paper and other unsecured short-term debt obligations are rated in the highest rating category by at least one nationally recognized statistical rating organization, as security for the payment of 100 percent of the aggregate amount of deposits and the agreed-upon interest, if any.

Eligible securities used for collateralizing deposits made by officers of Steuben County shall be held by the depositary or a third party bank or trust company subject to security and custodial agreements. A schedule of the types of eligible securities authorized by statute is included in Appendix B.

The security agreement shall provide that eligible securities are being pledged to secure the County's deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It

shall also provide the conditions under which the securities held may be sold, presented for payment, substituted or released and the events of default which will enable the County to exercise its rights against the pledged securities.

In the event that the securities are not registered or inscribed in the name of the County, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the County of Steuben or its custodial bank or trust company. Whenever eligible securities delivered to the custodial bank or trust company are transferred by entries on the books of a Federal Reserve Bank or other book-entry system operated by a federally regulated entity without physical delivery of the evidence of the obligations, then the records of the custodial bank or trust company shall be required to show, at all times, the interest of the County in the securities as set forth in the security agreement.

The custodial agreement shall provide that pledged securities will be held by the custodial bank or trust company, or agent of and custodian for the County, will be kept separate and apart from the general assets of the custodial bank or trust company and will not be commingled with, or become part of the backing for, any other deposit or other bank liabilities. The agreement shall also describe how the custodian shall confirm the receipt, substitution or release of the collateral and it shall provide for the frequency of revaluation of collateral by the custodial bank or trust company and for the substitution of collateral when a change in the rating of a security causes ineligibility. The security and custodial agreements shall also include all other provisions necessary
to provide the County with a perfected security interest in the eligible securities and to otherwise secure the local government's interest in the collateral, and may contain other provisions that the governing board deems necessary

VII. PERMITTED INVESTMENTS

As provided by General Municipal Law, §11, the County of Steuben authorizes the Commissioner of Finance to invest moneys not required for immediate expenditure for terms not to exceed projected cash flow needs in the following types of investments:

- Special time deposit accounts in, or certificates of deposit issued by, a bank or trust company located and authorized to do business in the State of New York;
- Through a Deposit Placement Program, certificates of deposit and/or Money Market Deposit Account (MMDA) in one or more "banking institutions", as defined in Banking Law Section 9-r;
- Obligations of the United States of America;
- Obligations guaranteed by agencies of the United States of America, where the payment of principal and interest are guaranteed by the United States of America;
- Obligations of the State of New York;
- With the approval of the State Comptroller, obligations issued pursuant to Local Finance Law Section 24.00 or 25.00 (i.e., Tax Anticipation Notes and Revenue Anticipation Notes) by any municipality, school district or district corporation in the State of New York other than the Steuben County.

All investment obligations shall be payable or redeemable at the option of the County within such times as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable in any event at the option of the County within two years of the date of purchase. Time deposit accounts and certificates of deposit shall be payable within such times as the proceeds will be needed to meet expenditures for which the moneys were obtained, and shall be secured as provided in Sections VIII herein.

Except as may otherwise be provided in a contract with bondholders or noteholders, any moneys of the County authorized to be invested may be commingled for investment purposes, provided that any investment of commingled moneys shall be payable or redeemable at the option of the County within such time as the proceeds shall be needed to meet expenditures for which such moneys were obtained, or as otherwise specifically provided in General Municipal Law Section 11. The separate identity of the sources of these funds shall be maintained at all times and income received shall be credited on a pro rata basis to the fund or account from which the moneys were invested. Any obligation that provides for the

adjustment of its interest rate on set dates is deemed to be payable or redeemable on the date on which the principal amount can be recovered through demand by the holder.

VIII. PURCHASE OF INVESTMENTS

The Commissioner of Finance is authorized to contract for the purchase of investments:

1. Directly, from an authorized trading partner

2. By participation in a cooperative investment agreement with other authorized municipal corporations pursuant to Article 5-G of the General Municipal Law and in accordance with Article 3-A of the General Municipal Law.

All purchased obligations, unless registered or inscribed in the name of the County, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the Commissioner of Finance. All such transactions shall be confirmed in writing to the County of Steuben by the bank or trust company.

Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law Section 10(3)(a). The agreement shall provide that securities held by the bank or trust company, as agent of, and custodian for, the County of Steuben, will be kept separate and apart from the general assets of the custodial bank or trust company and will not be commingled with or become part of the backing of any other deposit or other bank liability. The agreement shall also describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to secure the local government's perfected interest in the securities, and the agreement may also contain other provisions that the governing board deems necessary. The security and custodial agreements shall also include all other provisions necessary to provide the County with a perfected interest in the securities.

The Commissioner of Finance can direct the bank or trust company to register and hold the evidences of investments in the name of its nominee, or may deposit or authorize the bank or trust company to deposit, or arrange for the deposit of any such evidences of investments with a federal reserve bank or other book-entry transfer system operated by a federally regulated entity. The records of the bank or trust company shall show, at all times, the ownership of such evidences of investments, and they shall be, when held in the possession of the bank or trust company, at all times, kept separate from the assets of the bank or trust company. All evidences of investments delivered to a bank or trust company shall be held by the bank or trust company pursuant to a written custodial agreement as set forth in General Municipal Law Section 10(3)(a), and as described earlier in this section. When any such evidences of investments are so registered in the name of a nominee, the bank or trust company shall be absolutely liable for any loss occasioned by the acts of such nominee with respect to such evidences of investments.

COURIER SERVICE

The Commissioner of Finance may, subject to the approval of the Finance Committee by resolution, enter into a contract with a courier service for the purpose of causing the deposit of public funds with a bank or trust company. The courier service shall be required to obtain a surety bond for the full amount entrusted to the courier, payable to the County of Steuben and executed by an insurance company authorized to do business in the State of New York, with a claims-paying ability that is rated in the highest rating category by at least two nationally recognized statistical rating organizations, to insure against any loss of public deposits entrusted to the courier service for deposit or failure to deposit the full amount entrusted to the courier service.

The County may agree with the depositary bank or trust company that the bank or trust company will reimburse all or part of, but not more than, the actual cost incurred by the County in transporting items for deposit through a courier service. Any such reimbursement agreement shall apply only to a specified deposit transaction, and may be subject to such terms,

conditions and limitations as the bank or trust company deems necessary to ensure sound banking practices, including, but not limited to, any terms, conditions or limitations that may be required by the Department of Financial Services or other federal or State authority.

An authorized depository institution of the County may provide "armored car" service for the periodic collection of cash and negotiable items held at various County offices. The cost is subject to negotiation between the County and the depository institution providing the service.

Appendix A
Authorized Banking and Investment Entities

	Maximum Percentage (Of Total Cash & Investments)
Bank of America	35%
Five Star Bank	35%
Steuben Trust Company	35%
Community Bank, NA	35%
Chemung Canal Trust	35%
M&T Bank & Trust	35%
J.P. Morgan Chase	35%
Key Bank	15%
HSBC	15%
Cooperative Liquid Assets Securities	10%
Morgan-Stanley/Dean Witter	10%

Appendix B
Eligible Securities for Collateral

Eligible Securities	For purposes of determining aggregate "market value," eligible securities shall be valued at these percentages of "market value":
(i) Obligations issued, or fully insured or guaranteed as to the payment of principal and interest, by the United States of America, an agency thereof or a United States government sponsored corporation.	100%
(ii) Obligations issued or fully guaranteed by the International Bank for Reconstruction and Development, the Inter-American Development Bank, the Asian Development Bank and the African Development Bank.	100%
(iii) Obligations partially insured or guaranteed by any agency of the United States of America, at a proportion of the market value of the obligation that represents the amount of the insurance or guaranty.	100%
(iv) Obligations issued or fully insured or guaranteed by the State of New York, obligations issued by a municipal corporation, school district or district corporation of this State or obligations of any public benefit corporation which under a specific State statute may be accepted as security for deposit of public moneys.	100%
(v) Obligations issued by states (other than the State of New York) of the United States rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.	100% if rated in the highest category; 90% for 2nd highest; 80% for 3rd highest.
(vi) Obligations of the Commonwealth of Puerto Rico rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.	100% if rated in the highest category; 90% for 2nd highest; 80% for 3rd highest.
(vii) Obligations of counties, cities and other governmental entities of another state having the power to levy taxes that are backed by the full faith and credit of such governmental entity and rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.	100% if rated in the highest category; 90% for 2nd highest; 80% for 3rd highest.
(viii) Obligations of domestic corporations rated in one of the two highest rating categories by at least one nationally recognized statistical rating organization.	80%
(ix) Any mortgage-related securities, as defined in the Securities Exchange Act of 1934, as amended, which may be purchased by banks under the limitations established by federal bank regulatory agencies.	70%
(x) Commercial paper and bankers' acceptances issued by a bank (other than the bank with which the money is being deposited or invested) rated in the highest short-term category by at least one nationally recognized statistical rating organization and having maturities of not longer than 60 days from the date they are pledged.	80%
(xi) Zero-coupon obligations of the United States government marketed as "Treasury STRIPS."	80%

Mr. Hanna commented at the Finance Committee there had been some discussion regarding the need to have someone sign off on this. Was it ever determined if there was a need to do that? Mrs. Hurd-Harvey

replied that is not reflected in the policy. Mr. Alger explained the sign-off you were looking for was between the Commissioner of Finance and the County Manager. Those two offices work together and we can talk about that with Mr. Donnelly.

Vote: Roll Call – Adopted.

RESOLUTION

Introduced by P. McAllister and L. Crossett. Seconded by H. Lando.

AUTHORIZING THE TRANSFER OF $25,000 FROM THE CONTINGENT FUND FOR A SALARY GRID STUDY.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, the Offices of the County Manager and Personnel have recommended conducting a comprehensive study of the salary grid, and the grading and placement of positions within the grid; and

WHEREAS, the Administration Committee has awarded the RFP for this study to DIJ Management Consultant Services; and

WHEREAS, the appropriation of funding is needed to complete this study.

NOW THEREFORE, BE IT

RESOLVED, that the Commissioner of Finance is hereby authorized and directed to appropriate the sum of $25,000 from the Contingent Fund to the County Manager's 2015 Budget (A 123000 – 5421100); and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and the County Manager.

Mr. Booth asked for an explanation of this. Mr. Alger stated in preparation for upcoming negotiations, we are attempting to review the salary structure and would like to bring in a consultant to see how our salary structure compares to other counties. There are some issues with that structure that we are aware of.

Mr. Van Etten asked when was the last time that the salary structure was reviewed? Mr. Alger replied in 1970.

Vote: Roll Call – Adopted.

RESOLUTION NO. 097-15

Introduced by L. Crossett. Seconded by R. Weaver.

RENAMING THE 'FORMER HCF RENOVATIONS' CAPITAL PROJECT.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, with the sale of the Former Health Care Facility in 2014, funds are no longer required for renovation of this building; and

WHEREAS, the funds in the 'Former HCF Renovations' Capital Project may be used for expenses related to the evaluation and potential construction of records storage and expanded office space; and

WHEREAS, the Finance Committee has approved changing the name of the 'Former HCF Renovations' Capital Project to the 'Office Space Utilization' Capital Project.

NOW THEREFORE, BE IT

RESOLVED, that the Commissioner of Finance is hereby authorized and directed to rename the 'Former HCF Renovations' Capital Project (HB030-HB0301) to the 'Office Space Utilization' Capital Project; and be it

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and the County Manager.

Mr. Booth asked how much is in the capital project? Mr. Wheeler replied there is $713,000. Mr. Alger explained we sold the Health Care Facility and no longer need that project. We are now currently in the process of reviewing space requirements for a Records Center and we will need funding to do that. We will use the balance of these funds toward the office space project.

Vote: Roll Call – Adopted.

RESOLUTION NO. 098-15

Introduced by P. McAllister. Seconded by E. Booth.

AUTHORIZING THE TRANSFER AND RECLASSIFICATION OF TWO VACANT POSITIONS IN PUBLIC HEALTH & NURSING SERVICES TO THE SHERIFF'S DEPARTMENT.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, there is a need for two Correction Officer positions in the Sheriff's Department; and

WHEREAS, there are two vacant positions within Public Health & Nursing Services that can be transferred and reclassified; and

WHEREAS, the Administration Committee has approved reclassification of the positions listed below and transferring said positions to the Sheriff's Department.

NOW THEREFORE, BE IT

RESOLVED, effective with the adoption of this resolution, the following positions in Steuben County are reclassified as follows:

TRANSFER AND RECLASSIFY

FROM: Public Health & Nursing Services one (1) Typist, Grade 4 ($24,825 – $35,046)
one (1) Account Clerk-Typist, Grade 6 ($26,867 - $37,928)
TO: Sheriff's Department two (2) Correction Officer, Grade 10 ($34,880 - $43,226)

AND BE IT FURTHER RESOLVED, that these positions are to be funded and placed in the 2015 Budget. The 2015 County Job Classification and Salary Schedule is hereby amended to reflect the above-stated changes; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Personnel Officer, Commissioner of Finance, the Director of Public Health & Nursing Services, and the Sheriff.

Mr. Swackhamer asked what is the history on this? Mr. Alger replied this is the result of the direction of the Commission of Corrections last year. They came in and did a staffing analysis and recommended additional positions. We added two positions last year and two positions for this year.

Mr. Weaver asked has the Sheriff looked at taking positions from Road Patrol? That would be an option.

Sheriff Cole replied in 2013 the Commission of Corrections came in and mandated staffing changes. We were required to hire a Lieutenant and four Corrections Officers. He stated that he made a deal with them and they allowed him to hire a Lieutenant and two Corrections Officers in 2014 and two Corrections Officers in 2015. In 2014, he eliminated a full-time Dispatcher and a Maintenance positions. For 2015, he has already eliminated one Receptionist position. He feels to cut the road patrol would be foolish.
Mr. Alger explained the positions listed on the resolution will not get backfilled. This is just cleaning up the paperwork. Mr. Maio asked how long have the positions in Public Health been vacant? Mr. Alger replied a couple of years.

Mr. Booth asked wasn't the plan to eliminate all the vacant positions? Mr. Alger replied we did eliminate all of the positions in the Health Care Facility.

Vote: Roll Call – Adopted. Yes – 8698; No – 451; Absent – 723.
(No – Legislator Weaver; Absent – Legislator Roush)

RESOLUTION NO. 099-15

Introduced by C. Ferratella. Seconded by R. Lattimer.

AUTHORIZING STEUBEN COUNTY PUBLIC HEALTH & NURSING SERVICES TO CONTRACT WITH LOCAL SCHOOL DISTRICTS FOR PRESCHOOL SERVICES & TRANSPORTATION.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, Steuben County Public Health & Nursing Services has routinely entered into contracts with various local school districts; and

WHEREAS, Steuben County Public Health & Nursing Services currently has contracts with Cattaraugus/Allegany BOCES, Corning-Painted Post, Addison, Alfred Almond, Arkport, Bath, Canisteo-Greenwood, Hornell and Jasper-Troupsburg Central School Districts to provide Preschool Services & Transportation; and

WHEREAS, in an effort to streamline and clarify the approval process to properly comply with General Municipal Law governing inter-municipal agreements it is necessary for the County Legislature to formally approve entering into the current and future agreements for these services; and

WHEREAS, any such future agreement would still require standing committee authorization and oversight.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Legislature approves the current Steuben County Public Health & Nursing Services inter-municipal agreements with Cattaraugus/Allegany BOCES, Corning-Painted Post, Addison, Alfred Almond, Arkport, Bath, Canisteo-Greenwood, Hornell and Jasper-Troupsburg Central Schools; and be it further

RESOLVED, the Steuben County Legislature approves provision of school based Preschool Services and Transportation by inter-municipal agreement for any other school district geographically serving Steuben County residents; and be it further

RESOLVED, that the appropriate standing committee of the Steuben County Legislature is authorized to approve future agreements and directed to provide oversight of such agreements subject to the Rules of Procedure of the Steuben County Legislature; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Director of Public Health & Nursing Services.

Vote: Roll Call – Adopted.

RESOLUTION NO. 100-15

Introduced by R. Weaver. Seconded by H. Lando.

ADOPTING THE STEUBEN COUNTY AGRICULTURAL AND FARMLAND PROTECTION PLAN.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, Steuben County originally adopted an agricultural and farmland protection plan in January 2001 entitled "Steuben County's Agricultural Expansion and Development Plan"; and

WHEREAS, many goals and objectives in said plan have been fulfilled; and

WHEREAS, Steuben County received grant funding from New York State Department of Agriculture and Markets (NYSDAM) to update said plan; and

WHEREAS, funds received from NYSDAM were matched locally by funding from the Steuben County Economic Development fund, the Steuben County Industrial Development Agency, and in-kind services; and

WHEREAS, the Steuben County Planning Department led a thorough planning process that included involvement from Steuben County farmers and the general public; and

WHEREAS, the Steuben County Agricultural and Farmland Protection Board (AFPB) held a public hearing on April 30, 2015 as required by NYSDAM; and

WHEREAS, this Legislature held an additional Public Hearing on June 22, 2015; and

WHEREAS, the AFPB recommends to this Legislature that the plan be adopted; and

WHEREAS, the purpose of the plan is to increase the viability of the agricultural industry, ensure that agricultural lands persist, and improve the profitability of farms in Steuben County; and

WHEREAS, for the purposes of the State Environmental Quality Review Act (SEQRA), adoption of said plan is an Unlisted Action and a Full Environmental Review Form has been completed.

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature does hereby adopt the Steuben County Agricultural and Farmland Protection Plan; and be it further

RESOLVED, that, relative to SEQRA, adoption of the plan will not have significant impact on the environment and a Notice of Determination of Non-Significance shall be prepared; and be it further

RESOLVED, that the Steuben County Planning Director is directed to begin coordinating with partner agencies and organizations to implement said plan; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Planning Director, and Richard A. Ball, Commissioner, NYS Dept. of Agriculture and Markets, 10B Airline Drive; Albany NY 12235.

Mr. Swackhamer commented that during the presentation he noticed that horticulture was not mentioned. Why was horticulture not considered? It is a very important part of the County with all of the greenhouses and nurseries. Mrs. Dlugos replied we do have a representative from horticulture on our Board; Tom Massey. They are included in many of the strategies that were outlined in the presentation. As producers, there is a business growth opportunity for greenhouses. We did have input from Mr. Massey and we feel those businesses will fall nicely within the plan.

Mr. Swackhamer asked why is the word horticulture not included? Mrs. Dlugos stated it was considered part of agri-business. Mr. Swackhamer stated in the future he would like to see something specific to horticulture in these studies.

Mr. Van Etten commented that he applauds the committee for their work. He thinks it is an excellent plan. It would be nice if all five proposed projects were to get implemented, however, he is not sure how it will benefit all of the farmers within the county. Unfortunately, the biggest crop was natural gas, and that was taken away by the State.

Mr. Weaver commented the study did address greenhouses and addressed ways to bring in lands that are currently not being developed. Part of the plan is to get the smaller farms into the mix.

Vote: Roll Call – Adopted.

Mr. Alger stated that he first came here in 1978. The tax revolution was 1981. When he started here, he thought there was a lot of opportunity for improvement, and there always is. Some of the biggest problems we face are outside our means to correct. County government issues need to be addressed in Albany. The rural areas of upstate New York have not always had a voice to be heard. Our representatives have done an excellent job to represent us and they need to continue that.

Mr. Alger stated that this morning there were a lot of nice words, but honestly, I didn't do anything. I work for you and work with many good department heads. I only did what needed to be done based on the direction of the Legislature and the departments. My job is to try to work with the people here to make Steuben County a better place to live. I appreciate the opportunity to serve with so many great people; Legislators, Supervisors, Department Heads and citizens. It has been an honor to do the job and try to help. Most of the reason we have the Legislature, committees and representatives from citizens or groups, is to get input and information to try to make decisions to help people move forward. Government represents people. That is what we have tried to do. I appreciate your support and look forward to having some continued involvement.

Motion to Adjourn made by Mr. Van Etten. Seconded by Mr. Swackhamer and duly carried.

REGULAR MEETING
Morning Session
Monday, July 27, 2015
Legislative Chambers, Bath, New York

The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers, Bath, NY on Monday, the 27th day of July, 2015, at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members present except for Legislator McAllister.

Mr. Swackhamer provided the Invocation and the Pledge of Allegiance was led by Mr. Farrand.

Chairman Hauryski asked Brenda Devine to come forward. Ms. Devine is an employee in the Department of Social Services. He presented her with a Certificate of Appreciation and a pin in recognition of her 10 years of service to Steuben County.

Chairman Hauryski asked Kimber Sestak to come forward. Ms. Sestak is an employee in the Department of Social Services. He presented her with a Certificate of Appreciation and a pin in recognition of her 15 years of service to Steuben County.

Chairman Hauryski opened the floor for comments by members of the public. There being none, he declared the opportunity for public comment closed.

Ms. Coleman, Executive Director of the Steuben County Conference & Visitors' Bureau provided a presentation on their rebranding campaign. She stated we have changed the way we brand Steuben County when talking to our visitors. Our new brand is Corning and the Southern Finger Lakes. She asked the Legislature to embrace this new brand. Corning and the Southern Finger Lakes have high quality services, attractions and experience that make us different and unique.

Mrs. Ferratella commented that you are targeting big cities outside of New York, but are you doing anything within the State? Ms. Coleman replied we support our businesses and the Rochester and Buffalo market is very important for our daytrippers. However, we believe it is more important to push our marketing out of state as it is more likely that those visitors will stay overnight.

Mr. Van Etten commented that recently he attended the NYS Harley Owners Group Rally which is made up of 97 percent bikers and they were amazed at our scenery; hills and valleys. That means that over 1,000 people are going to go back to their communities and mention our area. Ms. Coleman commented that is exactly the point we are trying to make.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs of Posting for the Public Hearing Upon County of Steuben Local Law Tentatively No. Four for the Year 2015, Designating the Position of Superintendent of Buildings and Grounds as Unclassified for Civil Service Purposes. Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being no comments, he declared the Public Hearing closed.

Motion adopting the minutes of the previous meeting(s) made by Ms. Lattimer, seconded by Mr. Weaver and duly carried.

RESOLUTION NO. 101-15

Introduced by L. Crossett. Seconded by C. Ferratella.

MATTERS PERTAINING TO COUNTY REAL PROPERTY TAX SALES, CORRECTIONS OF ASSESSMENTS, PROPERTY TAXES, AND OTHER REAL PROPERTY ACQUISITIONS AND DISPOSITIONS.

Pursuant to Steuben County Charter, Article II, Section 2.07.

RESOLVED, the Chairman of the Steuben County Legislature, in accordance with the applications filed herewith, is hereby authorized and empowered on behalf of this Legislature to execute the necessary documentation for the disposition of applications for correction of real property taxes levied on the parcels contained in Schedule "A"; and be it further

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized to make the proper tax adjustment, and/or refund, with respect to the parcels contained in Schedule "A", as set forth in the approved applications, copies of which shall be forwarded to the taxpayer and collecting authority; and be it further

RESOLVED, as it appears to be in the best interest of the County to sell the property(ies) listed on Schedule "B" for the consideration offered, the Steuben County Commissioner of Finance is hereby authorized and directed to convey and deliver a County Tax Deed to the grantee(s) upon receipt of the consideration indicated within thirty (30) days from the date hereof and as upon the "Notice to Bidders and Terms of Sale – 2015" as applicable; and be it further

RESOLVED, the Steuben County Commissioner of Finance is further authorized and directed to convey those parcels sold at the Delinquent Tax Auction held on July 10, 2015, contained in Schedule "C", and he is further authorized and directed, in the event of a default by the highest bidder by failure to make full payment within thirty (30) days, to convey those parcels to the second highest bidder, as upon the “Notice to Bidders and Terms of Sale – 2015” as applicable and said transfers made pursuant hereto be and the same hereby are ratified; and be it further

RESOLVED, the said grantee(s) as herein previously recited must accept the parcel(s) "as is" together with the obligation of removing any persons, if any, claiming any interest in the parcel(s) if need be; and be it further

RESOLVED, that certified copies of this resolution contained in Schedule "A" shall be forwarded to the Director of the Steuben County Real Property Tax Service Agency and the Steuben County Commissioner of Finance, together with the approved applications executed in duplicate by the Chairman of the County Legislature, and the Chairman of the Board of Assessors; and certified copies of this resolution contained in Schedule "B" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, and the grantee(s); and certified copies of this resolution contained in Schedule "C" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, the Clerk of the Board of Education of the appropriate School District, and the grantee(s).

SCHEDULE "A”

Resolution No.	A-1
Name	Wendy Harrison
Parcel No.	159.05-01-072.000
Municipality	Bath
Disposition	Split

SCHEDULE "B"

Resolution No.	B-1
Former Owner	Thomas F. Edwards
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	113.00-01-031.100
Municipality	Town of Avoca
Grantee(s)	Thomas F. Edwards
Grantee(s) Address	2227 Old Caton Rd., Corning, NY 14830
Consideration	$2,293.69, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-2
Former Owner	Thomas F. Edwards
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	113.18-01-035.000
Municipality	Town of Avoca
Grantee(s)	Thomas F. Edwards
Grantee(s) Address	2227 Old Caton Rd., Corning, NY 14830
Consideration	$3,070.03, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-3
Former Owner	Ronald Saxton
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	097.00-03-007.200
Municipality	Town of Cohocton
Grantee(s)	Ronald Saxton
Grantee(s) Address	3366 County Route 6, Cohocton, NY 14826
Consideration	$1,848.31, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-4
Former Owner	Joy Rank and Alva May
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Parcel No.	317.43-01-016.000
Municipality	City of Corning
Grantee(s)	Joy Rank and Alva May
Grantee(s) Address	249 Sunset Drive, Corning, NY 14830
Consideration	$10,030.01, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-5
Former Owner	Rick M Blanchard
In Rem Index No.	2013-1472CV, Judgment filed May 6, 2015
Parcel No.	402.00-01-032.100
Municipality	Tuscarora
Grantee(s)	Rick M Blanchard
Grantee(s) Address	659 Sprague Rd, Addison, NY 14801
Consideration	4,630.54, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-6
Former Owner	Knowles, Henry W. III and Kim C
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	349.07-01-082.000
Municipality	Village of Addison
Grantee(s)	Knowles, Henry W. III and Kim C.
Grantee(s) Address	21 Baldwin Street, Addison, NY 14801
Consideration	$10,395.97, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-7
Former Owner	John Davis & Barbara Markins
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	182.00-01-047.000
Municipality	Town of Canisteo
Grantee(s)	John Davis & Barbara Markins
Grantee(s) Address	5866 County Route 29, Canisteo, NY 14823
Consideration	$1,408.88, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-8
Former Owner	Duane & Stacy Miles
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	311.00-01-031.110
Municipality	Rathbone
Grantee(s)	Duane & Stacy Miles
Grantee(s) Address	6189 Hubbard Rd, Addison, NY 14801
Consideration	$6,665.51, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

SCHEDULE "C"

Resolution No.	C-1
Former Owner	Charles H. Jr. & Jaqueline Sitzenstock
In Rem Index No.	2011-1564CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 2)
Parcel No.	295.00-01-023.810
Municipality	Town of Addison
Highest Bidder	Terry L and Barbara A. Towner, Towner Living Trust
Highest Bidder's Address	PO Box 10, Addison, NY 14801
Consideration	$4,045.00, together with buyer's premium & recording fees
Second Highest Bidder	Lynne Wagner
Second Highest Bidder's Address	79 E. Third Street, Corning, NY 14830

Resolution No.	C-2
Former Owner	Kevin J. Harrison
In Rem Index No.	2012-1440CV, Judgment filed April 29, 2014
Date of Tax Sale:	July 10, 2015 (Sale No. 3)
Parcel No.	331.20-01-026.000
Municipality	Village of Addison
Highest Bidder	Lynne Wagner
Highest Bidder's Address	79 E Third Street, Corning, NY 14830
Consideration	$470.00, together with buyer's premium & recording fees
Second Highest Bidder	Paul Jones Jr
Second Highest Bidder's Address	7011 County Route 119, Cameron Mills, NY 14820

Resolution No.	C-3
Former Owner	Uddin K M Iftekher & Meah Sohaily Nasreen
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 9)
Parcel No.	129.00-01-053.340
Municipality	Town of Bath
Highest Bidder	Southern Tier Timber Mgmt. Inc.
Highest Bidder's Address	8084 State Route 21, Arkport, NY 14807
Consideration	$1,955.00, together with buyer's premium & recording fees
Second Highest Bidder	Terri Witherell
Second Highest Bidder's Address	7767 Hickory Hill Rd, Bath, NY 14810

Resolution No.	C-4
Former Owner	Mitchell W Prestridge Jr. & Theresa L Prestridge
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 5)
Parcel No.	099.00-01-023.120
Municipality	Town of Avoca
Highest Bidder	James D. Olszewski
Highest Bidder's Address	PO Box 605, Portsmith, RI 02871
Consideration	$17,780.00, together with buyer's premium & recording fees
Second Highest Bidder	Rhonda Nicholson
Second Highest Bidder's Address	5598 Michigan Hollow Rd., Avoca NY 14809

Resolution No.	C-5
Former Owner	Mark A. Youngs
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 11)
Parcel No.	160.00-01-007.000
Municipality	Town of Bath
Highest Bidder	Wendy S. Elliott
Highest Bidder's Address	7002 Freeman Hollow Rd, Bath, NY 14810
Consideration	$5,790.00, together with buyer's premium & recording fees
Second Highest Bidder	Douglas McCann
Second Highest Bidder's Address	6002 State Route 226, Savona, NY 14879

Resolution No.	C-6
Former Owner	Geoffrey J Barnes Jr
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 13)
Parcel No.	190.04-02-004.000
Municipality	Town of Bath
Highest Bidder	Wayne R. Salisbury
Highest Bidder's Address	7845 County Route 12, Savona, NY 14879
Consideration	$415.00, together with buyer's premium & recording fees
Second Highest Bidder	None
Second Highest Bidder's Address	-

Resolution No.	C-7
Former Owner	Harold K and Deborah K Bulkley
In Rem Index No.	2010-1966CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 24)
Parcel No.	134.20-01-041.100
Municipality	Town of Bradford
Highest Bidder	David M Mendez
Highest Bidder's Address	7622 County Route 20, Bradford, NY 14815
Consideration	$745.00, together with buyer's premium & recording fees
Second Highest Bidder	Sofie Cliff
Second Highest Bidder's Address	377 Sunset Drive, Corning, NY 14830

Resolution No.	C-8
Former Owner	Gordon Hakes
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 29)
Parcel No.	244.00-01-066.210
Municipality	Town of Campbell
Highest Bidder	Carter J Payne
Highest Bidder's Address	4505 Meads Creek Rd, Painted Post, NY 14870
Consideration	$470.00, together with buyer's premium & recording fees
Second Highest Bidder	Nathan Clark
Second Highest Bidder's Address	1060 County Route 82, Troupsburg, NY 14885

Resolution No.	C-9
Former Owner	Douglas R. Schutz & Judith M Graner
In Rem Index No.	2013-1457CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 22)
Parcel No.	191.18-01-071.000
Municipality	Village of Savona
Highest Bidder	Carla S. Nichols
Highest Bidder's Address	PO Box 676, Savona, NY 14879
Consideration	$3,755.00, together with buyer's premium & recording fees
Second Highest Bidder	Michael Slowinski
Second Highest Bidder's Address	PO Box 595, Hammondsport, NY 14840

Resolution No.	C-10
Former Owner	Gordon Hakes
In Rem Index No.	90918, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 30)
Parcel No.	244.00-01-092.000
Municipality	Town of Campbell
Highest Bidder	James F Drumm & Theresa A. Hakes-Drumm
Highest Bidder's Address	4566 Meads Creek Rd, Painted Post, NY 14870
Consideration	$8,005.00, together with buyer's premium & recording fees
Second Highest Bidder	Larrie Hakes
Second Highest Bidder's Address	4615 Meads Creed Rd, Painted Post, NY 14870

Resolution No.	C-11
Former Owner	Leon Stocum / Melissa A Hall
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 33 and 34)
Parcel No.	182-00-01-069.00 & 182.00-01-070.000
Municipality	Town of Canisteo
Highest Bidder	Roberta Gonzalez
Highest Bidder's Address	13 O'Connor Ave, Hornell, NY 14843
Consideration	$855.00, together with buyer's premium & recording fees
Second Highest Bidder	Daniel Saggiomo
Second Highest Bidder's Address	265 West Hill Rd, Waverly, NY 14892

Resolution No.	C-12
Former Owner	Charles J. & Ione Birdsall
In Rem Index No.	2010-1966CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 35)
Parcel No.	197.00-01-090.000
Municipality	Town of Canisteo
Highest Bidder	Joshua Brott
Highest Bidder's Address	1985 Purdy Creek Rd., Hornell, NY 14843
Consideration	$415.00, together with buyer's premium & recording fees
Second Highest Bidder	None
Second Highest Bidder's Address	-

Resolution No.	C-13
Former Owner	Shelly Hamilton
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 37)
Parcel No.	197.11-02-019.000
Municipality	Village of Canisteo
Highest Bidder	Thomas F and Kelly E. Matacale
Highest Bidder's Address	268 Main Street, Hornell, NY 14843
Consideration	$23,280.00, together with buyer's premium & recording fees
Second Highest Bidder	Nathan Clark
Second Highest Bidder's Address	1060 County Route 82, Troupsburg, NY 14885

Resolution No.	C-14
Former Owner	Mary A Snyder
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 107)
Parcel No.	166.11-02-009.000
Municipality	City of Hornell
Highest Bidder	Thomas F. & Kelly E. Matacale
Highest Bidder's Address	268 Main Street, Hornell, NY 14843
Consideration	$11,455.00, together with buyer's premium & recording fees
Second Highest Bidder	Nathan Clark
Second Highest Bidder's Address	1060 County Route 82, Troupsburg, NY 14885

Resolution No.	C-15
Former Owner	Sheldon K Robbins, c/o Sue Robbins
In Rem Index No.	2013-1427CV Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 44)
Parcel No.	371.00-03-060.000
Municipality	Town of Caton
Highest Bidder	Leslie & Melissa Vandusen
Highest Bidder's Address	1632 Martin Hill Rd, Corning, NY 14830
Consideration	$950.00, together with buyer's premium & recording fees
Second Highest Bidder	None
Second Highest Bidder's Address	-

Resolution No.	C-16
Former Owner	William L Ammerman
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 46)
Parcel No.	017.08-01-048.000
Municipality	Town of Cohocton
Highest Bidder	James Richtmeyer
Highest Bidder's Address	9430 County Route 9, Cohocton, NY 14826
Consideration	$5,680.00, together with buyer's premium & recording fees
Second Highest Bidder	Bonnie Hoppough
Second Highest Bidder's Address	11 Maple Avenue, N. Cohocton, NY 14808

Resolution No.	C-17
Former Owner	Richard A. Williams
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 51)
Parcel No.	031.00-01-004.100
Municipality	Town of Cohocton
Highest Bidder	Thomas & Bernice Simons
Highest Bidder's Address	10997 Beals Road, Cohocton, NY 14826
Consideration	$8,980.00, together with buyer's premium & recording fees
Second Highest Bidder	David Hunt
Second Highest Bidder's Address	4781 Kirkwood Rd, Cohocton, NY 14826

Resolution No.	C-18
Former Owner	T.J. Lucas c/o Earl T. Lucas IV
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 47)
Parcel No.	017.12-01-029.000
Municipality	Town of Cohocton
Highest Bidder	Steven M. Ash
Highest Bidder's Address	PO Box 734, Naples, NY 14512
Consideration	$11,180.00, together with buyer's premium & recording fees
Second Highest Bidder	Nathan Clark
Second Highest Bidder's Address	1060 County Route 82, Troupsburg, NY 14885

Resolution No.	C-19
Former Owner	Edward Clark
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 31)
Parcel No.	262.00-01-067.000
Municipality	Town of Campbell
Highest Bidder	James Olszewski
Highest Bidder's Address	125 Hilltop Avenue, Portsmith, NH 02871
Consideration	$1,185.00, together with buyer's premium & recording fees
Second Highest Bidder	Arjuna Jennings
Second Highest Bidder's Address	5051 Saint Paul Blvd, Rochester, NY 14617

Resolution No.	C-20
Former Owner	Gladys Miller
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 59)
Parcel No.	317.07-02-013.100
Municipality	City of Corning
Highest Bidder	Sophie L. Cliff
Highest Bidder's Address	377 Sunset Drive, Corning, NY 14830
Consideration	$2,175.00, together with buyer's premium & recording fees
Second Highest Bidder	James Miller
Second Highest Bidder's Address	10359 Fox Ridge Lane, Corning, NY 14830

Resolution No.	C-21
Former Owner	Wendy Baker
In Rem Index No.	2011-1564CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 62)
Parcel No.	317.27-01-063.000
Municipality	City of Corning
Highest Bidder	Mark Costanza & Michael Costanza
Highest Bidder's Address	PO Box 260, Corning, NY 14830
Consideration	$29,880.00, together with buyer's premium & recording fees
Second Highest Bidder	Daniel Cruz
Second Highest Bidder's Address	PO Box 343, Painted Post, NY 14870

Resolution No.	C-22
Former Owner	Bradley L Aiken
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 69)
Parcel No.	282.00-02-009.000
Municipality	Town of Corning
Highest Bidder	Darryl L Raner
Highest Bidder's Address	239 Sly Avenue, Corning, NY 14830
Consideration	$33,180.00, together with buyer's premium & recording fees
Second Highest Bidder	Christopher Gabel
Second Highest Bidder's Address	236 Park Avenue, #13, Corning, NY 14830

Resolution No.	C-23
Former Owner	Jeff E. Chrisler
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 70)
Parcel No.	299.14-05-004.000
Municipality	Town of Corning
Highest Bidder	Bill Ginnan
Highest Bidder's Address	10981 West Caton Rd, Corning, NY 14830
Consideration	$950.00, together with buyer's premium & recording fees
Second Highest Bidder	Gersham Freeland
Second Highest Bidder's Address	3405 County Route 2, Addison, NY 14801

Resolution No.	C-24
Former Owner	Gordon A. Hakes
In Rem Index No.	101381, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 73)
Parcel No.	300.00-01-022.111
Municipality	Town of Corning
Highest Bidder	Ivan R & Verna W. Zimmerman
Highest Bidder's Address	2697 Havens Corners, Penn Yan, NY 14527
Consideration	$83,905.00, together with buyer's premium & recording fees
Second Highest Bidder	John Warner
Second Highest Bidder's Address	3183 College Avenue, Corning, NY 14830

Resolution No.	C-25
Former Owner	David M Sisson
In Rem Index No.	2013-1427CV Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 76)
Parcel No.	336.10-03-006.000
Municipality	Town of Corning
Highest Bidder	Daniel C Howe
Highest Bidder's Address	8 Center Street, Apt 1, Lawrenceville, PA 16929
Consideration	$525.00, together with buyer's premium & recording fees
Second Highest Bidder	Paul Jones, Jr.
Second Highest Bidder's Address	7011 County Route 119, Cameron Mills, NY 14820

Resolution No.	C-26
Former Owner	John K Strawser
In Rem Index No.	2013-1427CV Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 85)
Parcel No.	280.13-01-001.112
Municipality	Town of Erwin
Highest Bidder	Keana B Fletcher
Highest Bidder's Address	344 Dodge Ave Ext., Corning, NY 14830
Consideration	$6,230.00, together with buyer's premium & recording fees
Second Highest Bidder	Cody Morehouse
Second Highest Bidder's Address	6002 State Route, 226, Savona, NY 14879

Resolution No.	C-27
Former Owner	Sharon L Eason
In Rem Index No.	2013-1427CV Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 93)
Parcel No.	151.09-02-022.000
Municipality	City of Hornell
Highest Bidder	Robert Pritting Jr.
Highest Bidder's Address	8761 Clark Rd. Avoca, NY 14809
Consideration	$4,580.00, together with buyer's premium & recording fees
Second Highest Bidder	Norman M Rouselle
Second Highest Bidder's Address	28 ½ Vermont Street, Bath, NY 14810

Resolution No.	C-28
Former Owner	Sandra Lee Burdell
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 101)
Parcel No.	166.06-02-075.000
Municipality	City of Hornell
Highest Bidder	Stellar Storage LLC
Highest Bidder's Address	PO Box 119, Jasper, NY 14855
Consideration	$5,405.00, together with buyer's premium & recording fees
Second Highest Bidder	Walter Wade
Second Highest Bidder's Address	21 8th Street, Canisteo, NY 14823

Resolution No.	C-29
Former Owner	D & D Developers LTD
In Rem Index No.	2010-1966CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 98
Parcel No.	151.71-02-018.000
Municipality	City of Hornell
Highest Bidder	Stellar Storage LLC
Highest Bidder's Address	PO Box 119, Jasper, NY 14855
Consideration	$8,430.00, together with buyer's premium & recording fees
Second Highest Bidder	Kevin R Wilkins
Second Highest Bidder's Address	461 Webb Rd, Hornell, NY 14843

Resolution No.	C-30
Former Owner	Cassie Northrup
In Rem Index No.	2013-1427CV Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 79)
Parcel No.	038.00-01-066.000
Municipality	Town of Dansville
Highest Bidder	Christopher A Hoffman & Casey R. Hoffman
Highest Bidder's Address	1894 Mains Street, Perkinsville, NY 14529
Consideration	$5,365.00, together with buyer's premium & recording fees
Second Highest Bidder	David Livingston
Second Highest Bidder's Address	5950 West Lake Rd, Conesus, NY 1435

Resolution No.	C-31
Former Owner	Timothy Slayton
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 56)
Parcel No.	056.05-03-061.200
Municipality	Village of Cohocton
Highest Bidder	Stellar Storage LLC
Highest Bidder's Address	PO Box 119. Jasper, NY 14855
Consideration	$965.00, together with buyer's premium & recording fees
Second Highest Bidder	Douglas McCann
Second Highest Bidder's Address	6002 State Route 226, Savona, NY 14879

Resolution No.	C-32
Former Owner	D & D Developers LTD
In Rem Index No.	2010-1966 CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 103)
Parcel No.	166.06-08-031.000
Municipality	City of Hornell
Highest Bidder	Stellar Storage LLC
Highest Bidder's Address	PO Box 119, Jasper, NY 14855
Consideration	$8,430.00, together with buyer's premium & recording fees
Second Highest Bidder	Robert Bradley
Second Highest Bidder's Address	4295 Cook Road, Woodhull, NY 14898

Resolution No.	C-33
Former Owner	D & D Developers LTD
In Rem Index No.	2010-1966CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 102)
Parcel No.	166.06-06-003.200
Municipality	City of Hornell
Highest Bidder	William F. and Bonnie S. Lowery
Highest Bidder's Address	6763 Gardner Road, Bath, NY 14810
Consideration	$8,980.00, together with buyer's premium & recording fees
Second Highest Bidder	Michael Rawleigh
Second Highest Bidder's Address	157 Beartown Road, Painted Post, NY 14870

Resolution No.	C-34
Former Owner	Jerome M. Breese
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2013
Date of Tax Sale:	July 10, 2015 (Sale No. 110)
Parcel No.	164.07-01-012.000
Municipality	Town of Almond
Highest Bidder	Daniel L Washburn and Pam Washburn
Highest Bidder's Address	3 Maple Ridge Road, Almond, NY 14804
Consideration	$1,405.00, together with buyer's premium & recording fees
Second Highest Bidder	None
Second Highest Bidder's Address	-

Resolution No.	C-35
Former Owner	Minnie P Gadsden
In Rem Index No.	2010-1966CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 112)
Parcel No.	151.00-02-024.200
Municipality	Town of Hornellsville
Highest Bidder	Cody A Morehouse
Highest Bidder's Address	6002 State Route 226, Savona, NY 14879-9715
Consideration	$1,280.00, together with buyer's premium & recording fees
Second Highest Bidder	Sylvia Kemp
Second Highest Bidder's Address	6761 Upper Glen Avenue, Hornell, NY 14843

Resolution No.	C-36
Former Owner	Kathleen M Steirer
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 114)
Parcel No.	140.19-01-079.500
Municipality	Howard
Highest Bidder	Nathan Clark LLC
Highest Bidder's Address	1060 County Route 82, Troupsburg, NY 14885
Consideration	$5,605.00, together with buyer's premium & recording fees
Second Highest Bidder	Michael Wall
Second Highest Bidder's Address	10 McConnell Avenue, Prattsburgh, NY 14873

Resolution No.	C-37
Former Owner	Judith E Dudley
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 118)
Parcel No.	019.00-02-019.120
Municipality	Town of Prattsburgh
Highest Bidder	Joseph Patione
Highest Bidder's Address	1073 Mr. Pleasant, St. Johnsbury, VT 05819
Consideration	$2,395.00, together with buyer's premium & recording fees
Second Highest Bidder	Norman M Rousselle
Second Highest Bidder's Address	28 ½ Vermont Street. Bath 14810

Resolution No.	C-38
Former Owner	Judith E. Dudley
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 119)
Parcel No.	019.00-02-020.000
Municipality	Town of Prattsburgh
Highest Bidder	Joseph Patoine
Highest Bidder's Address	1073 Mr. Pleasant, St. Johnsbury, VT 05819
Consideration	$5,680.00, together with buyer's premium & recording fees
Second Highest Bidder	Richard Nogaj
Second Highest Bidder's Address	954 Five Mile Lane Rd, Webster, NY 14580

Resolution No.	C-39
Former Owner	Donald W Ribble & Vicki A Ribble
In Rem Index No.	2013.1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 123)
Parcel No.	047.08-02-087.000
Municipality	Town of Prattsburgh
Highest Bidder	Christine M Lafler
Highest Bidder's Address	8225 Briglin Road, Hammondsport, NY 14840
Consideration	$415.00, together with buyer's premium & recording fees
Second Highest Bidder	None
Second Highest Bidder's Address	-

Resolution No.	C-40
Former Owner	John L Jenkins & Arthur A Jenkins
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 127)
Parcel No.	275.00-01-016.120
Municipality	Town of Rathbone
Highest Bidder	Sarkis Y Matossian
Highest Bidder's Address	1871 Wildey Road, Nunda, NY 14517
Consideration	$8,555.00, together with buyer's premium & recording fees
Second Highest Bidder	R C Strasburg II
Second Highest Bidder's Address	60 Maple Avenue, Cohocton, NY 14826

Resolution No.	C-41
Former Owner	David H Houghtaling
In Rem Index No.	2013-1427CV, Judgement filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 134)
Parcel No.	259.00-01-011.200
Municipality	Town of Thurston
Highest Bidder	Congdon Revocable Trust
Highest Bidder's Address	7743 Forty Dollar Road, Campbell, NY 14821
Consideration	$5,680.00, together with buyer's premium & recording fees
Second Highest Bidder	Wesley MacDonald
Second Highest Bidder's Address	6705 County route 119, Cameron Mills, NY 14820

Resolution No.	C-42
Former Owner	Karen Hoover
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 138)
Parcel No.	367.05-01-016.000
Municipality	Town of Tuscarora
Highest Bidder	Richard H. Wallace & Kathy J Wallace
Highest Bidder's Address	664 County Route 85, Addison, NY 14801-9223
Consideration	$6,780.00, together with buyer's premium & recording fees
Second Highest Bidder	Wesley Mac Donald
Second Highest Bidder's Address	6705 County Route 119, Cameron Mills, NY 14820

Resolution No.	C-43
Former Owner	Christine Kole
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 141)
Parcel No.	117.00-01-039.000
Municipality	Town of Urbana
Highest Bidder	Leon H Covel
Highest Bidder's Address	7191 Mitchellsville Road, Bath, NY 14810
Consideration	$9,105.00, together with buyer's premium & recording fees
Second Highest Bidder	Martin A Ellis
Second Highest Bidder's Address	120 Halsey Manor Road, Manorville, NY 11949

Resolution No.	C-44
Former Owner	Amy Gilbert
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 142)
Parcel No.	118.00-01-097.000
Municipality	Town of Urbana
Highest Bidder	John Dodge
Highest Bidder's Address	3349 Monroe Ave, Suite 326, Rochester, NY 14618
Consideration	$2,615.00, together with buyer's premium & recording fees
Second Highest Bidder	Martin A Ellis
Second Highest Bidder's Address	120 Halsey Manor Road, Manorville, NY 11949

Resolution No.	C-45
Former Owner	William E. & Patricia Hagadone
In Rem Index No.	2011-1564CV, Judgment filed May 6, 2013
Date of Tax Sale:	July 10, 2015 (Sale No. 146)
Parcel No.	015.05-01-065.000
Municipality	Village of Wayland
Highest Bidder	Michael T Landino
Highest Bidder's Address	106 N Lackawanna Street
Consideration	$7,880.00, together with buyer's premium & recording fees
Second Highest Bidder	John A Griffin
Second Highest Bidder's Address	8802 Becker Road, Wayland, NY 14572

Resolution No.	C-46
Former Owner	Thomas A Margeson Sr.
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 149)
Parcel No.	100.00-01-016.000
Municipality	Town of Wheeler
Highest Bidder	Rachael Kull
Highest Bidder's Address	5427 County Route 8, Avoca, NY 14809
Consideration	$5,680.00, together with buyer's premium & recording fees
Second Highest Bidder	Robert Pritting
Second Highest Bidder's Address	8761 Clark Road, Avoca, NY 14809

Resolution No.	C-47
Former Owner	Steuben County
In Rem Index No.	2011-1564CV, Judgment filed May 6, 2013
Date of Tax Sale:	July 10, 2015 (Sale No. 154)
Parcel No.	043.17-02-024.000
Municipality	Village of Cohocton
Highest Bidder	James J Covell II
Highest Bidder's Address	7 Myrtle Avenue, Hammondsport, NY 14840
Consideration	$2,175.00, together with buyer's premium & recording fees
Second Highest Bidder	Martin G. Bailey
Second Highest Bidder's Address	3562 Prosser Road, Branchport, NY 14418

Resolution No.	C-48
Former Owner	Deborah Betances
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 122)
Parcel No.	047.00-01-007.270
Municipality	Prattsburgh
Highest Bidder	Jason P. Ieracitano
Highest Bidder's Address	711 Westage at the Harbor, Rochester, NY 14617
Consideration	$4,705.00, together with buyer's premium & recording fees
Second Highest Bidder	Joy Goodsell
Second Highest Bidder's Address	38 Main Street, Savona NY 14879

Vote: Roll Call – Adopted.

RESOLUTION NO. 102-15

Introduced by J. Hauryski. Seconded by H. Lando.

RECEIVING AND ACCEPTING THE JULY 27, 2015 COMMUNICATIONS LOG AS PREPARED BY THE STEUBEN COUNTY MANAGER'S OFFICE.

BE IT RESOLVED, that the following communications were received, accepted and filed by the County of Steuben, and **referred to the appropriate Standing Committee and/or Department Head for information and/or action,** to wit:

June 11, 2015
Seagate Alliance – Re: Year-end vendor income report for fiscal year ending December 31, 2014**.** ***Referred to: Jack Wheeler, Deputy County Manager; and Pat Donnelly, Commissioner of Finance.***

June 17, 2015
Alfred State, SUNY College of Technology – Re: Amended Alfred State Startup NY plan. ***Referred to: A.I.P. Committee; Joseph Hauryski, Legislature Chairman; and Jack Wheeler, Deputy County Manager.***

Sheen Housing – Re: Bishop Sheen Ecumenical Housing Foundation's (Sheen Housing) 2014-2015 Annual Report. ***Referred to: Amy Dlugos, Planning Director; and Brenda Mori, Clerk of the Legislature.***

June 26, 2015
NYS Department of Public Service – Re: Case 14-C-0370 in the matter of a study on the State of Telecommunications in New York State. ***Referred to: Administration Committee; and Ken Peaslee, IT Director.***

Institute for Human Services, Inc. – Re: 2014 Annual Report. ***Referred to: Human Services/Health & Education Committee and Brenda Mori, Clerk of the Legislature.***

June 29, 2015
County of Fulton – Re: Truth in Taxation Local Law Tool Kit which demonstrates how heavily laden county budgets are mandated with costs. ***Referred to: Finance Committee; Administration Committee; Wendy Flaitz, Real Property Director; and Jack Wheeler, Deputy County Manager.***

James Knorr, Addison resident – Re: Letter of concern with mowing on county roads in Steuben County. ***Referred to: Public Works Committee; and Vince Spagnoletti, Commissioner of Public Works.***

June 30, 2015
Schuyler County Legislature – Re: Letter of appreciation for the support during the flash flooding on June 14, 2015. ***Referred to: Steuben County Legislature; Tim Marshall, EMO Director; Dave Hopkins; 911 Director; and Vince Spagnoletti; Commissioner of Public Works***

July 6, 2015
New York State Department of Environmental Conservation – Re: Notification of an environmental investigation funded by the State Superfund located north of East Pulteney Street and west of Pyrex Street in the City of Corning (DEC Site#851046) will begin soon. ***Referred to: Amy Dlugos, Planning Director; Steuben County Environmental Management Council.***

Western Regional Off-Track Betting Corporation – Re: Check in the amount of $4,922, which represents the May 2015 surcharge revenue for Steuben County. ***Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.***

July 10, 2015
Harris Beach PLLC, Attorneys at Law – Re: Steuben County Industrial Development Agency and East Lake Holdings, LLC distribution of RP-412-a form and PILOT agreement. ***Referred to: Finance and Administration Committees; Patrick Donnelly, Commissioner of Finance; Wendy Flaitz, RPTSA Director; and Alan Reed, County Attorney.***

July 13, 2015
Everpower – Notification of the 2nd wind farm information open house on the Baron Winds Wind Farm is scheduled for Wednesday, July 22, 2015 from 6:00pm-8:00pm at the Fremont Volunteer Fire Department located at Route 21 and Cream Hill Road (Fremont), Arkport, NY 14807. ***Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.***

July 15, 2015
NYS Office of Homes and Community Renewal – Notification of **not being selected** for the 2014 NYS CDBG Competitive Housing Application Project Number #1115HR339-14. ***Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.***

NYS Office of Agriculture and Markets – Re: Notification of the requirement for the 8-year review on the Steuben County Agricultural District (#5). Procedures and forms for the agricultural district 8-year review can be found on the following website: http://www.agmkt.state.ny.us/programs.html. ***Referred to: A.I.P. Committee; Amy Dlugos, Planning Director; and filed with the Clerk of the Legislature, Brenda Mori.***

Vote: Acclamation – Adopted.

RESOLUTION NO. 103-15

Introduced by L. Crossett. Seconded by H. Lando.

FINAL ADOPTION OF LOCAL LAW TENTATIVELY NO. FOUR FOR THE YEAR 2015, DESIGNATING THE POSITION OF SUPERINTENDENT OF BUILDINGS AND GROUNDS AS UNCLASSIFIED FOR CIVIL SERVICE PURPOSES.

Pursuant to Civil Service Law Sections 15 and 16, Article 5 of the County Law of the State of New York, and Steuben County Charter, Article II, Section 2.07.

WHEREAS, there has been duly presented to the members of the Steuben County Legislature on June 22, 2015, County of Steuben Local Law Tentatively No. Four for the Year 2015, Designating the Position of Superintendent of Buildings and Grounds as Unclassified for Civil Service Purposes, preliminarily adopted said Local Law on June 22, 2015, making the final adoption of said Local Law subject to a Public Hearing to be held on July 27, 2015; and

WHEREAS, in accordance with said resolution and Notice of Public Hearing, this County Legislature of the County of Steuben did conduct a Public Hearing on July 27, 2015, at 10:00 A.M., and all persons appearing were given the opportunity to be heard, and the Clerk of this Legislature having filed proof of the publication and posting of the Notice of Public Hearing.

NOW THEREFORE, BE IT

RESOLVED, that County of Steuben Local Law Tentatively No. Four for the Year 2015, as hereinafter set forth be, and the same hereby is, finally adopted, to wit:

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. FOUR FOR THE YEAR 2015

A Local Law, Designating the Position of Superintendent of Buildings and Grounds as Unclassified for Civil Service Purposes.

Be it enacted by the Legislature of the County of Steuben as follows:

SECTION 1: LEGISLATIVE INTENT

It is the intent of the Local Law to amend Resolution No. 106 of 1955 and in conjunction with the provisions of the Steuben County Charter to place the Superintendent of Buildings and Grounds in the unclassified Civil Service.

SECTION 2: SUPERINTENDENT OF DEPARTMENT OF BUILDINGS & GROUNDS

The Superintendent of Buildings and Grounds is the department head of the Department of Buildings and Grounds and appoints all members of said department.

SECTION 3: CLASSIFICATION

The position of Superintendent of Buildings and Grounds shall be placed in the unclassified Civil Service.

SECTION 4: EFFECTIVE DATE

The within Local Law shall be effective immediately upon passage.

AND BE IT FURTHER RESOLVED, a Public Hearing on the within Local Law has been held on July 27, 2015 at 10:00 A.M. at the Legislative Chambers, Village of Bath, New York; and be it further

RESOLVED, the Clerk of the Legislature has caused a Notice of said Public Hearing to be posted at the Courthouses in the municipalities of Bath, Corning and Hornell, said Notice published for one insertion in the two official newspapers of the County, and has caused such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with the proof of posting and publication filed in the Office of the Clerk of the Legislature; and be it further

RESOLVED, within twenty (20) days after the final adoption by this County Legislature of said County of Steuben, Local Law Tentatively No. Four for the Year 2015, the Clerk of this Legislature shall cause one certified copy thereof to be filed in the in the Office of the Secretary of State of the State of New York, and said Secretary of State is to be requested to publish the Local Law in the supplement to the Session Laws and the Steuben County Clerk is to be requested to file the Local Law in a separate book kept by her for such records; and be it further

RESOLVED, the Clerk of the Legislature, in accordance with Section 214, shall cause a true copy of said Local Law to be published in the two County official newspapers within ten (10) days after such Local Law has become effective; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, Personnel Officer and the Superintendent of Buildings and Grounds.

Mr. Hanna asked does this position report to the County Manager? Mr. Wheeler replied yes. This is a management position. This local law will make this consistent with the Charter. We do have a few department heads that are subject to Civil Service.

Vote: Roll Call – Adopted.

RESOLUTION NO. 104-15

Introduced by B. Schu. Seconded by G. Roush.

PRESENTING LOCAL LAW TENTATIVELY NO. FIVE FOR THE YEAR 2015, AUTHORIZING THE IMPOSITION OF FEES FOR IMPOUNDED VEHICLES HELD BY THE STEUBEN COUNTY SHERIFF.

Pursuant to Steuben County Charter Section 2.07 and Municipal Home Rule Law Section 10(9-A).

WHEREAS, the Steuben County Sheriff's Office operates and maintains an impound storage facility used to securely store evidence and seized or forfeited property; and

WHEREAS, the operation of said impound storage facility incurs utility and maintenance costs for upkeep and security improvements of the impound storage facility; and

WHEREAS, the Steuben County Sheriff seeks to establish a method of charging and accepting fees under certain circumstances for impounded, seized or forfeited vehicles or items stored in the impound storage facility. Such fees would be used solely to offset maintenance and utility costs of the impound storage facility.

NOW THEREFORE, BE IT

RESOLVED, there is hereby presented to each member of this Steuben County Legislature Local Law Tentatively No. Five for the Year 2015, Authorizing the Imposition of Fees for Impounded Vehicles Held by the Steuben County Sheriff.

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. FIVE FOR THE YEAR 2015

A Local Law, Authorizing the Imposition of Fees for Impounded Vehicles Held by the Steuben County Sheriff.

Be it enacted by the Legislature of the County of Steuben as follows:

A. Storage Fees Charged by SCSO for Impounded Vehicles

1. Effective September 1, 2015, the Sheriff of Steuben County will be charging a storage fee for vehicles and equipment stored in the Sheriff's Office Impound Yard Facility located on County Route 113 in the Town of Bath. The purpose of these fees to be charged is to assist the Sheriff of Steuben County with maintaining this service for other Steuben County Departments and the maintenance and repairs needed to the Impound Lot resulting in savings for Steuben County.

2. The County of Steuben recognizes the need for the Sheriff to maintain a secure Impound Yard Facility where evidentiary items and vehicle seized pursuant to Criminal Investigation or Civil Actions can be stored securely. The Sheriff's Office Impound Yard Facility located in the Town of Bath is a securely fenced-in area that provides the ability for both indoor and outdoor storage.

3. The Sheriff of Steuben County recognizes that having this type of secure Impound Yard Facility is critical to the operations of a fully functional police agency and there are many incidents or factors that will make the storage of vehicles and other large items mandatory. These mandatory incidents that occur in the daily operations of the Sheriff's Office will result in no charges being applied to maintaining the vehicles and equipment housed pursuant to the Sheriff's designated duties.

4. The fee schedule below will be used and applied to all vehicles and equipment being stored within the Steuben County Sheriff's Office Impound Yard Facility:

   a. Civil Proceeding – After the completion of the first full (24) hour period the vehicle or other equipment is stored inside the secure Impound Yard Facility. The date shall begin at 0000 hours on the day following the day the vehicle or equipment is placed inside the secured Impound Yard Facility. This date shall then be completed at 2359 hours on the date the item is removed from this facility.

      Example: A vehicle is seized pursuant to an official property seizure processed by this office through the Civil Division. The vehicle is placed in the Impound Facility at 1600 hours on June 1. The vehicle will be stored free of charge by this office until 0000 hours on June 2, at which time the appropriate fee rate will apply as outlined below.

   b. Criminal Investigation – As a matter of the course of business for the operation of a police agency, this office will house and store all vehicles and equipment being investigated by this office free of charge where a pending criminal investigation and the subsequent prosecution is underway. Once the case has been adjudicated by the court system and this office has been served notice that the vehicle or equipment can be released to the rightful or titled owner, this office shall begin to charge a storage fee immediately after 0000 hours on the day after notice is given and the rightful or titled owner has been notified. After this date, the appropriate fee rate will then be applied for the vehicle or piece of equipment as outlined on the fee schedule below.

      Example: A vehicle is seized pursuant to a Burglary Investigation and stored as evidence in the secure Impound Yard Facility. The vehicle is placed in the secure Impound Yard Facility on January 1, but the case is not adjudicated until October 1. There are no storage fees for this vehicle in the secure Impound Yard Facility from January 1 through October 1. This office is then notified by the District Attorney's Office the vehicle can be released to the titled owner on October 2 and the titled owner is contacted and advised the vehicle can be released on the same day. At 0000 hours on October 3 the Impound Fee Rate below will begin until the vehicle is removed from the secure Impound Yard Facility by the titled owner or his /her agent.

5. The purpose of the above outline for charging fees for the storage of vehicles or equipment being seized and impounded by this office is to cover the growing cost of running a storage facility of this type. The secure Impound Yard Facility area requires constant maintenance to the yard and buildings located therein and bi-annual clean-up dates with members assigned is costly. Also there are other expenses to running this facility, which if outsourced to a private company, would be of great cost to Steuben County and could result in potential chain of custody issues to arise in criminal proceedings. Other maintenance items that need to be addressed is the paving of the facility, yearly snow removal in inclement weather, electric to run the buildings and lights, as well as the manpower as outlined above.

6. The fee schedule for vehicles and other equipment or evidence stored in the secure Impound Yard Storage Facility shall be as follows:

All storage rates are for one (24) hour period that will begin daily at 0000 hours and conclude at 2359 hours the same day. If the item is still inside the secure Impound Yard Facility at 0000 hours the following day another day's storage fee will be applied.

		Outside Storage	Inside Storage
a.	Motor Vehicles:	$10.00 a day	$15.00 a day
b.	Motorcycles	$5.00 a day	$10.00 a day
c.	ATVs / Snowmobiles	$5.00 a day	$10.00 a day
d.	Heavy Equipment	$20.00 a day	N/A
e.	Tractor Trailers Combo	$20.00 a day	N/A

f.	Vehicle Trailers	$5.00 a day	N/A
g.	Small Equipment (Chainsaws)	N/A	$2.00 a day

B. Authorizations, Limitations and Procedures Relating to Fees

1. Only the Sheriff's Office (2) designated members that control the daily operations of the secure Impound Yard Facility will be allowed to receive funds for this office when a vehicle or piece of equipment as outlined above is released. **NO OTHER DEPUTY SHERIFF OR INVESTIGATOR IS AUTHORIZED TO ACCEPT ANY FORM OR PAYMENT.**

   This office **WILL NOT** accept payment in the form of US Currency from any member of the public. All secure Impound Yard Fees that are paid to this office will be in the form of a Cashier's Check or Money Order that is made payable to:

   Sheriff of Steuben County

   7007 Rumsey Street Extension

   Bath, New York 14810

   a. In a Criminal matter, it will be the responsibility of the titled owner of the vehicle or rightful owner of the equipment as designated by Court Order to pay the Impound Storage Fee before any item as outlined above is released from the Sheriff's Office Storage Facility.

   b. In a Civil matter, it will be the responsibility of the creditor or attorney to pay the Impound Storage Fee out of the escrow that is paid before the vehicle/equipment is taken. The designated member that is responsible for the Impound Yard Facility will meet with the Supervisor of the Civil Division before any vehicle or piece of equipment is released from the Impound Yard Facility to ensure these funds have been transferred to the established Impound Yard revenue account.

2. Once payment has been received by this office, the Cashier's Check or Money Order will be turned over to the Sheriff's Confidential Secretary for deposit in the designated SCSO Revenue Line Item. This payment shall have a copy of the Impound Yard Seizure Form attached as well as the Impound Yard Fee Calculation Sheet. A copy of all paperwork generated will also be placed in the appropriate secure Impound Yard Facility File Cabinet – Inactive Vehicles, located in the Communications Center at the Public Safety Building for future reference.

3. Any expenditures out of this Impound Yard Facility Revenue Account will be used solely for the purpose to maintenance and improve the secure Impound Yard Facility for this office. All expenditures out of this revenue account will be at the sole discretion of the Sheriff of Steuben County.

BE IT FURTHER RESOLVED, before said Local Law is adopted by the County Legislature, a Public Hearing shall be held on August 24, 2015 at 10:00 A.M. in the Steuben County Legislative Chambers, 3 East Pulteney Square in the Village of Bath, New York; and be it further

RESOLVED, the Clerk of the Legislature shall cause a notice of said Public Hearing to be posted at the Courthouses in the municipalities of Bath, Corning and Hornell, have said notice published for one insertion in the two official newspapers of the County, and shall cause such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with proof of posting and publication to be filed in the Office of the Clerk of the Legislature; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager and the Steuben County Sheriff.

Vote: Acclamation – Adopted.

RESOLUTION NO. 105-15

Introduced by M. Hanna. Seconded by G. Swackhamer.

ESTABLISHING TIPPING FEES FOR AUTO FLUFF.

Pursuant to Steuben County Charter, Article II, Section 2.07.

WHEREAS, Auto fluff is the shredded upholstery from automobiles; and

WHEREAS, NYSDEC approves the use of this material to cover garbage at the end of each day, thus reducing the amount of soil that must be excavated to cover the garbage; and

WHEREAS, to ensure an adequate supply of auto fluff it may be necessary for County trucks or subcontractors to pick up this material at the processing facilities; and

WHEREAS, an additional line item is necessary for the tipping fee schedule, "Auto Fluff: Transport within a 100 mile radius of the landfill and Disposal; $21/ton"; and

WHEREAS, the existing tipping fee for "Auto Fluff: Disposal" is $12/ton and is too high to meet market place competition; and

WHEREAS, said line item shall be reduced to $10/ton to be competitive.

NOW THEREFORE, BE IT

RESOLVED, that the line item "Auto Fluff: Transport within a 100 mile radius of the landfill and Disposal" is added to the tipping fee schedule and the fee of $21/ton is established; and be it further

RESOLVED, that the existing line item for "Auto Fluff: Disposal" shall be reduced to $10/ton; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Commissioner of Public Works.

Vote: Roll Call – Adopted.

RESOLUTION NO. 106-15

Introduced by L. Crossett. Seconded by H. Lando.

APPROVING THE STANDARD WORK DAY AND RETIREMENT REPORTING RESOLUTION AS REQUIRED BY THE NEW YORK STATE COMPTROLLER.

WHEREAS, the New York State and Local Employees' Retirement System adopted 2 NYCRR §315.4, a regulation on retirement reporting for elected and appointed officials which became effective August 12, 2009; and

WHEREAS, the regulation adds additional requirements for both employers and elected and appointed officials, including an expanded record of work activities, a more detailed resolution and specific time frames within which requirements must be completed.

NOW THEREFORE, BE IT

RESOLVED, the County of Steuben hereby establishes the following as standard work days for certain elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the time keeping system records or the record of activities maintained and submitted by these officials to the Clerk of the Legislature:

TITLE	NAME	STANDARD WORKDAY (HRS/DAY)	TERM BEGINS/ENDS	PARTICIPATES IN COUNTY'S TIME KEEPING SYSTEM (Y/N)	DAYS/MO (BASED ON ROA)	TIER 1 (Check only if member is Tier 1)	Not Submitted (Check if no ROA completed)
Appointed Officials							
Public Defender, Assistant (FT)	John Tuppen	7.5	03/31/14-12/31/15	Y			
District Attorney, Deputy	David Wallace	7.5	06/30/14-12/31/15	Y			
Personnel Officer, Deputy	Nathan Alderman	7.5	09/22/14-12/31/15	Y			
DSS Attorney	Jacqueline Mohrman	7.5	07/21/14-02/15/19	Y			
DSS, Assistant Director	Darlene Smith	7.5	10/27/14-02/15/19	Y			
Elections, Republican Commissioner	Veronica Olin	7.5	01/01/15-12/31/16	Y			
Elections, Democratic Commissioner	Kelly Penziul	7.5	01/01/15-12/31/16	Y			
Elections, Republican Deputy Commissioner	Angelia Cornish	7.5	01/01/15-12/31/16	Y			
Elections, Democratic Deputy Commissioner	Colleen Hauryski	7.5	01/01/15-12/31/16	Y			
Finance, Commissioner	Patrick Donnelly	7.5	01/01/15-12/31/19	Y			
Finance, Deputy Commissioner	Tammy Hurd-Harvey	7.5	01/01/15-12/31/19	Y			
Finance, Confidential Secretary to Commissioner	Dawn Dowdle	7.5	01/01/15-12/31/19	Y			
DSS, Deputy Commissioner	Lise Reynolds	7.5	05/18/15-02/15/19	Y			
County Manager	Jack Wheeler	7.5	06/30/15-12/31/16	Y			
County Manager, Confidential Secretary	Yvonne Erway	7.5	06/30/15-12/31/16	Y			
Buildings & Grounds, Superintendent	Eric Rose	7.5	06/30/15-12/31/16	Y			
Community Services, Director	Henry Chapman	7.5	06/30/15-12/31/16	Y			
Community Services, Staff Psychiatrist	Mary Nobilski	7.5	06/30/15-12/31/16	Y			
Community Services, Alcohol Abuse Coordinator	Kimberly Jessup	7.5	06/30/15-12/31/16	Y			
Community Services, Director of Administrative Svcs	Karen Monroe	7.5	06/30/15-12/31/16	Y			
E-911 Director	David Hopkins	7.5	06/30/15-12/31/16	Y			
E-911 Deputy Director	Tina Goodwin	7.5	06/30/15-12/31/16	Y			
Emergency Management, Director	Timothy Marshall	7.5	06/30/15-12/31/16	Y			
Emergency Management, Deputy Director	Kenneth Forenz	7.5	06/30/15-12/31/16	Y			
Information Technology, Director	Kenneth Peaslee	7.5	06/30/15-12/31/16	Y			
Information Technology, Deputy Director	Michael Flint	7.5	06/30/15-12/31/16	Y			
Office for the Aging, Director	Patricia Baroody	7.5	06/30/15-12/31/16	Y			
Planning Department, Director	Amy Dlugos	7.5	06/30/15-12/31/16	Y			
Probation Department, Director II	Cheryl Crocker	7.5	06/30/15-12/31/16	Y			
Veterans' Service Agency, Director	Daniel McRae	7.5	06/30/15-12/31/16	Y			
Weights & Measures, Director	Steven Bates	7.5	06/30/15-12/31/16	Y			
Weights & Measures, Deputy Director	Gordon Swift	7.5	06/30/15-12/31/16	Y			
Youth Bureau Coordinator	Willard Caudill	7.5	06/30/15-12/31/16	Y			
DSS Attorney	David Weber	7.5	07/06/15-02/15/19	Y			
District Attorney, Assistant	Michelle Cooke	6.0	05/05/14-12/31/15	N	17.97		
Public Defender, Assistant	Terrance Baxter	6.0	09/30/13-12/31/15	N	0.00		X

AND BE IT FURTHER RESOLVED, the above list reflects only those elected and appointed officials commencing new terms of office, as stipulated in the new regulation; and be it further

RESOLVED, elected and appointed officials who are not members of the State Retirement System are not subject to the provisions of this law; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Finance Commissioner, the Personnel Officer and the New York State Comptroller.

Vote: Roll Call – Adopted. Yes – 8581; No – 597; Absent – 694
(No – Legislator Mullen; Absent – Legislator McAllister)

RESOLUTION NO. 107-15

Introduced by L. Crossett. Seconded by H. Lando.

AUTHORIZING AND RATIFYING THE CREATION OF AN AD-HOC OFFICE SPACE COMMITTEE.

WHEREAS, due to the nature of the Office Space Utilization Project, oversight for the project is divided between the Agriculture, Industry, and Planning; Administration; and Finance Committees of the Steuben County Legislature; and

WHEREAS, due to such nature, it is necessary and desirable to establish an Ad-Hoc Office Space Committee to oversee the development, implementation, and completion of the project; and

WHEREAS, the creation of such committee will ensure project efficiency, in addition to timely evaluation and decision-making of discrete project tasks.

NOW THEREFORE, BE IT

RESOLVED, there hereby is created an Ad-Hoc Office Space Committee; and be it further

RESOLVED, there is hereby ratified the appointment by the Chairman of the Steuben County Legislature of an Ad-Hoc Office Space Committee to be comprised of the following members of the Legislature: Robin K. Lattimer, Chair; Carol A. Ferratella, Vice Chair; Lawrence P. Crossett; Brian C. Schu; and Scott J. Van Etten; and be it further

RESOLVED, the Ad-Hoc Office Space Committee shall be granted such authority so as to proceed with the authorization to review design proposals, submit recommendations to the full Legislature, and receive bids and requests for proposals for the various components of the project; and be it further

RESOLVED, that in accordance with the Administrative Code, the following thresholds of approval shall apply for budget transfers and change orders for the Office Space Utilization Project:

$0 – $10,000: County Manager & Commissioner of Finance
$10,001 - $25,000: Ad-Hoc Office Space Committee
$25,001 + : County Legislature

AND BE IT FURTHER RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, County Attorney, and Commissioner of Finance.

Vote: Roll Call – Adopted. Yes – 8577; No – 601; Absent – 694
(No – Legislator Hanna; Absent – Legislator McAllister)

RESOLUTION NO. 108-15

Introduced by L. Crossett. Seconded by B. Schu.

APPROVING THE 2016 WORKERS' COMPENSATION BUDGET.

Pursuant to Article 5 of the Workers' Compensation Law of the State of New York.

WHEREAS, an estimate of the cost is to be filed with this County Legislature on or before August 15, 2015 for the Budget Year 2016.

NOW THEREFORE, BE IT

RESOLVED, that the estimated cost (Budget for 2016), a copy of which is attached hereto, as presented by the Administrator of the Steuben County Self-Insurance Workers' Compensation Plan and by the Administration Committee is received, adopted and ordered to be incorporated into the 2016 Steuben County Budget, and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Steuben County Commissioner of Finance and the Administrator of the Steuben County Self-Insurance Workers' Compensation Plan.

STEUBEN COUNTY SELF-INSURANCE PLAN
ANNUAL ESTIMATE OF EXPENSES
FISCAL YEAR BEGINNING JANUARY 1, 2016

Your Committee on Workers' Compensation Insurance respectfully submits the annual estimate of expenses for the Steuben County Self-Insurance Plan for the fiscal year beginning January 1, 2016 and ending December 31, 2016, pursuant to Section 67, Paragraph 1 of the Workers' Compensation Law.

APPROPRIATED BUDGET FOR 2016

Account	Account Title	2016 Budget
	Estimated Expenditures	
51100000	SALARIES & WAGES	60,384
5298090	MACH & EQUIP - MISC	
5402990	TELEPHONE-CHARGEBACKS	450
5403800	COPYING	200
5404100	MEMBERSHIPS & DUES	300
5405100	POSTAGE	450
5406000	OFFICE SUPPLIES	700
5407200	TRAINING & CONFERENCES	2,000
5407310	SAFETY TRAINING	2,400
5410100	INSURANCE	100
5410320	EXCESS WC INSURANCE	
	PERMA COSTS	665,614
	WC MEDICAL & INDEMNITY BENEFITS	1,995,200
	WCB TOTAL ASSESSMENTS	550,000
5410400	AWARDS & BENEFITS (IBNR)	
5412970	MAINTENANCE IN LIEU/RENT	2,000
5420000	MEDICAL SERVICES	28,000
5423310	PROFESSIONAL WITNESS	1,000
5423330	COURT APPEARANCES	65,000
5424210	INVESTIGATION EXPENSE	12,000

5430190	REHAB FEES	45,000
5444400	THIRD PARTY ADMINISTRATOR	35,000
5450999	MOTOR POOL CHARGEBACKS	100
5498000	DEPRECIATION EXPENSE	1,000
5499000	OTHER EXPENSES	850
5810000	NYS EMPLOYEES RETIREMENT	10,900
5830000	SOCIAL SECURITY	4,650
5840000	WORKERS' COMPENSATION	4,100
5860000	GROUP MEDICAL INSURANCE	18,202
		3,505,600
	Estimated Revenue	
42222000	Participant Fees	3,300,000
42401000	Interest	0
	Reimbursement of Expenses (from withdrawn munis)	100,000
42701000	Reserve	105,600
		3,505,600

Vote: Roll Call – Adopted.

RESOLUTION NO. 109-15

Introduced by L. Crossett. Seconded by S. Van Etten.

APPROVING THE 2016 WORKERS' COMPENSATION TABLE OF APPORTIONMENT.

Pursuant to Article 5 of the Workers' Compensation Law of the State of New York.

WHEREAS, on July 14, 2015 the Administration Committee of this Steuben County Legislature had filed and approved the estimated cost for Fiscal Year 2016 of the Steuben County Self-Insurance Workers' Compensation Plan; and

WHEREAS, the Administrator of the Steuben County Self-Insurance Workers' Compensation Plan, based on the number of members and the estimated cost for the year 2016, has caused a Table of Apportionment to be developed.

NOW THEREFORE, BE IT

RESOLVED, that the Table of Apportionment for the participating members of the Steuben County Self-Insurance Plan for Workers' Compensation for the year 2016 is hereby received and adopted and filed herewith; and be it further

RESOLVED, this resolution together with said Table of Apportionment shall serve as due and proper notice of their liability to the plan for the year 2016; and be it further

RESOLVED, that the Administrator of the Self-Insurance Plan shall notify all participating members of their share; and be it further

RESOLVED, that any participating member shall pay its share directly to the Steuben County Finance Department not later than June 1, 2016; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Steuben County Commissioner of Finance, Director of the Steuben County Real Property Tax Service Agency, and 32 certified copies to the Administrator of the Steuben County Self-Insurance Workers' Compensation Plan for distribution to the Town/Village Clerks of the participating members.

2016
TABLE OF APPORTIONMENT

MUNICIPALITY	CLASS	AMOUNT
STEUBEN COUNTY	I	**$ 2,585,530**
ADDISON	I	$ 12,193
AVOCA	I	$ 32,339
BRADFORD	I	$ 11,032
CAMERON	I	$ 30,349
CAMPBELL	I	$ 44,294
CANISTEO	I	$ 18,260
DANSVILLE	I	$ 18,230
FREMONT	I	$ 13,545
GREENWOOD	I	$ 14,825
HARTSVILLE	I	$ 9,602
HORNBY	I	$ 19,390
HORNELLSVILLE	I	$ 26,602
HOWARD	I	$ 25,603
JASPER	I	$ 17,721
LINDLEY	I	$ 21,365
PRATTSBURGH	I	$ 29,874
PULTENEY	I	$ 43,210
THURSTON	I	$ 24,776
TROUPSBURG	I	$ 18,398
TUSCARORA	I	$ 13,835
WEST UNION	I	$ 10,324
WHEELER	I	$ 40,701
WOODHULL	I	$ 22,784
TOWNS TOTAL		**$ 519,252**
ADDISON	I	$ 37,225
ARKPORT	I	$ 9,149
AVOCA	I	$ 9,186
CANISTEO	I	$ 50,896
COHOCTON	I	$ 9,681
NORTH HORNELL	I	$ 10,403
PAINTED POST	I	$ 47,864
WAYLAND	I	$ 20,814
VILLAGES TOTAL		**$ 195,218**
GRAND TOTAL		**$ 3,300,000**

Vote: Roll Call – Adopted.

Secretary's Note: Following the meeting, our office was notified by the Risk Manager's Office that the total for the Village of Addison was incorrect. The resolution that was distributed prior to the meeting reflected a total for the Village of Addison as $34,225. The resolution has been corrected to reflect the correct amount of $37,225.00. All of the totals were correct, and remain the same with this change

RESOLUTION NO. 110-15

Introduced by B. Schu. Seconded by G. Roush.

AUTHORIZING THE DIRECTOR OF EMERGENCY SERVICES TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH ONTARIO COUNTY FOR INTEROPERABLE COMMUNICATIONS.

Pursuant to Steuben County Charter Article II, Section 2.07.

WHEREAS, Ontario County Sheriff's Department has implemented a new P25 Land Mobile Radio system, operating on the 700 Mhz band, serving Public Safety agencies and jurisdictions within the County; and

WHEREAS, Ontario County desires to implement methods for interoperability with all jurisdictions that neighbor Ontario County; and

WHEREAS, in order to provide interoperability, Ontario County is to install control stations, to connect with each of the neighboring jurisdiction's radio systems, and permit direct Dispatch to Dispatch communications via radio, as well as car to car communications through the use of console patches by Ontario County; and

WHEREAS, to implement this interoperability with Steuben County, Ontario County proposes to install a control station, programmed to operate on a Steuben County selected channel pair, from the Ontario County "Hunt Hollow" tower site; and

WHEREAS, this MOU will provide mutual benefit to Steuben County which has the desire to have access to the "Hunt Hollow" tower site in order to fill voids in our current radio infrastructure; and

WHEREAS, Ontario County has prepared a Federal Communications Commission (FCC) Form 601 package and with execution of this MOU, will submit through an FCC Coordinator, and be processed for licensing. All fees associated with the licensing will be incurred and paid by Ontario County. Ontario County will install this station in accordance with industry best practices, and operate the control station in compliance with applicable FCC rules, and with the terms and conditions of the Steuben County license.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Legislature authorizes the Director of Emergency Services to sign the said agreement and thereby bind the respective parties; and be it further

RESOLVED, that a certified copy of this resolution shall be forwarded to Timothy D. Marshall, Director of Steuben County Emergency Services; and Stephen DeChick, Chief Communications Officer, Ontario County Sheriff's Office, 74 Ontario St. Canandaigua, NY 14424.

Mr. Weaver asked is there any additional costs associated with this? Mr. Wheeler replied no.

Vote: Roll Call – Adopted.

RESOLUTION NO. 111-15

Introduced by J. Hauryski. Seconded by G. Swackhamer.

FILLING A VACANCY ON THE SOUTHERN TIER CENTRAL REGIONAL PLANNING AND DEVELOPMENT BOARD.

Pursuant to the provisions of Article 12-B of the General Municipal Law of the State of New York.

WHEREAS, there is a vacancy on the Southern Tier Central Regional Planning and Development Board; and

WHEREAS, it is necessary to fill the vacancy caused by the retirement of Steuben County Manager, Mark R. Alger.

NOW THEREFORE, BE IT

RESOLVED, the recommended appointment by the Chairman of the Steuben County Legislature to fill the unexpired term of Mark R. Alger, to the Southern Tier Central Regional Planning and Development Board, as set forth below, is hereby approved, ratified and confirmed, effective from the date of this resolution and through December 31, 2015:

AT-LARGE MEMBER

1. Jack K. Wheeler, Steuben County Manager

AND BE IT FURTHER RESOLVED, the member shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of his duties on the Southern Tier Central Regional Planning and Development Board; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the above-named appointee; the New York State Division of Community Affairs, 162 Washington Avenue, Albany, NY 12231; the County Auditor and to Marcia Weber, Executive Director, Southern Tier Central Regional Planning and Development Board, 8 Denison Parkway East, Suite 310, Corning, NY 14830.

Vote: Acclamation – Adopted.

Motion to Adjourn made by Mr. Swackhamer, seconded by Mr. Schu and duly carried.

REGULAR MEETING
Morning Session
Monday, August 24, 2015
Legislative Chambers, Bath, New York

The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers, Bath, NY on Monday, the 24th day of August, 2015, at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members present except for Legislator Roush.

Mr. Mullen provided the Invocation and the Pledge of Allegiance was led by Mr. Swackhamer.

Chairman Hauryski asked Debra Howell to come forward. Ms. Howell is an employee in the Department of Social Services. He presented her with a Certificate of Appreciation and a pin in recognition of her 10 years of service to Steuben County.

Chairman Hauryski opened the floor for comments by members of the public.

Mark Stephens, Cameron Mills, questioned why the taxpayers are paying for the Station II Landfill to have two pickup trucks. Additionally, why are the summer help driving those vehicles to Station II and then home again?

Chairman Hauryski thanked Mr. Stephens for his comments and there being no further comments, declared the opportunity for public comment closed.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs for Posting for the Public Hearing on the Proposed Application for Community Development Block Grant Funds from New York State Homes and Community Renewal. Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being none, he declared the Public Hearing closed.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs for Posting for the Public Hearing Upon County of Steuben Local Law Tentatively No. Five for the Year 2015, Authorizing the Imposition of Fees for Impounded Vehicles held by the Steuben County Sheriff. Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being none, he declared the Public Hearing closed.

Motion adopting the minutes of the previous meeting(s) made by Ms. Lattimer. Seconded by Mr. Swackhamer and duly carried.

Mr. Spagnoletti stated that he would like to update the committee on their purchase and use of pickup trucks. In 1992 when he was first hired, they had 42 pickup trucks that were being driven home. Now, they have 3 that are driven home. In the winter, there are an additional 10. The three employees that drive their vehicles home are the mechanic that takes care of our fuel system, the head of field operations at the Landfill, and the head of the Equipment Shop. He commented that they do have an individual that works as summer help who helped to build the welding bay last year and also built the recycling building. That individual has had a pickup truck at the Hornell Transfer Station.

RESOLUTION NO. 112-15

Introduced by L. Crossett. Seconded by H. Lando.

MATTERS PERTAINING TO COUNTY REAL PROPERTY TAX SALES, CORRECTIONS OF ASSESSMENTS, PROPERTY TAXES, AND OTHER REAL PROPERTY ACQUISITIONS AND DISPOSITIONS.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

RESOLVED, the Chairman of the Steuben County Legislature, in accordance with the applications filed herewith, is hereby authorized and empowered on behalf of this Legislature to execute the necessary documentation for the disposition of applications for correction of real property taxes levied on the parcels contained in Schedule "A"; and be it further

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized to make the proper tax adjustment, and/or refund, with respect to the parcels contained in Schedule "A", as set forth in the approved applications, copies of which shall be forwarded to the taxpayer and collecting authority; and be it further

RESOLVED, as it appears to be in the best interest of the County to sell the property(ies) listed on Schedule "B" for the consideration offered, the Steuben County Commissioner of Finance is hereby authorized and directed to convey and deliver a County Tax Deed to the grantee(s) upon receipt of the consideration indicated within thirty (30) days from the date hereof and as upon the "Notice to Bidders and Terms of Sale – 2015" as applicable; and be it further

RESOLVED, the Steuben County Commissioner of Finance is further authorized and directed to convey those parcels sold at the Delinquent Tax Auction held on July 10, 2015, contained in Schedule "C", and he is further authorized and directed, in the event of a default by the highest bidder by failure to make full payment within thirty (30) days, to convey those parcels to the second highest bidder, as upon the “Notice to Bidders and Terms of Sale – 2015” as applicable and said transfers made pursuant hereto be and the same hereby are ratified; and be it further

RESOLVED, the said grantee(s) as herein previously recited must accept the parcel(s) "as is" together with the obligation of removing any persons, if any, claiming any interest in the parcel(s) if need be; and be it further

RESOLVED, the Chairman of the Steuben County Legislature is authorized to execute a License Agreement with the grantee(s) relative to the parcel contained in Schedule "D"; the parcel being situate along County Route 82 in the Town of Troupsburg, as it appears to be in the best interest of the County to enter into a License Agreement pursuant to the terms and conditions agreed upon by the County Attorney and approved by the Steuben County Public Works Committee; and

RESOLVED, that certified copies of this resolution contained in Schedule "A" shall be forwarded to the Director of the Steuben County Real Property Tax Service Agency and the Steuben County Commissioner of Finance, together with the approved applications executed in duplicate by the Chairman of the County Legislature, and the Chairman of the Board of Assessors; and certified copies of this resolution contained in Schedule "B" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, and the grantee(s); and certified copies of this resolution contained in Schedule "C" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, the Clerk of the Board of Education of the appropriate School District, and the grantee(s); and certified copies of this resolution contained in Schedule "D" shall be forwarded to the Commissioner of Steuben County Department of Public Works, Vincent J. Welch, Esq., 5 E. Market Street, Suite 401, Corning, NY 14830, and the grantee(s).

SCHEDULE "A”

Resolution No.	A-1
Name	Dustin M. Sheetz
Parcel No.	191.18-01-084.000
Municipality	Bath
Disposition	Correction

SCHEDULE "B"

Resolution No.	B-1
Former Owner	Irene S. Lyke
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Parcel No.	151.56-03-064.000
Municipality	City of Hornell
Grantee(s)	City of Hornell
Grantee(s) Address	PO Box 627, 82 Main St., Hornell, NY 14843
Consideration	$10,458.50, inclusive of recording fees

Resolution No.	B-2
Former Owner	Edward Bennett & John E Nugent
In Rem Index No.	2010-1966CV, Judgment filed May 6, 2015
Parcel No.	166.14-01-024.112
Municipality	City of Hornell
Grantee(s)	City of Hornell
Grantee(s) Address	PO Box 627, 82 Main Street, Hornell, NY 14843
Consideration	$1,001.64, inclusive of recording fees

Resolution No.	B-3
Former Owner	Jeffrey Creeley
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	166.15-01-091.000
Municipality	City of Hornell
Grantee(s)	City of Hornell
Grantee(s) Address	PO Box 627, 82 Main Street, Hornell, NY 14843
Consideration	$1,590.96, inclusive of recording fees

Resolution No.	B-4
Former Owner	Alvin C and Barbara Husted
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Parcel No.	166.10-01-031.000
Municipality	City of Hornell
Grantee(s)	City of Hornell
Grantee(s) Address	PO Box 267, 82 Main Street, Hornell, NY 14843
Consideration	$7,174.04, inclusive of recording fees

Resolution No.	B-5
Former Owner	Nanette Chamberlain
In Rem Index No.	2013-1427CV filed May 6, 2015
Parcel No.	399.00-01-010.113
Municipality	Woodhull
Grantee(s)	Nanette Chamberlain
Grantee(s) Address	690 County Route 99, Woodhull, NY 14898
Consideration	$8,069.80, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-6 (Correction to B-5, Resolution 101-15)
Former Owner	Rick M. Blanchard
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	402.00-01-032.100
Municipality	Tuscarora
Grantee(s)	Rick M. Blanchard
Grantee(s) Address	659 Sprague Rd., Addison, NY 14801
Consideration	$4,630.54, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-7
Former Owner	Kenneth F. Freeborn
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	174.00-01-047.000
Municipality	Town of Bath
Grantee(s)	Kenneth F. Freeborn
Grantee(s) Address	6636 State Route 415 S, Bath, NY 14810
Consideration	$2,626.79

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

SCHEDULE "C"

Resolution No.	C-1 (Correction to C-43, Resolution 101-15)
Former Owner	Christine Kole
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 141)
Parcel No.	117.00-01-039.000
Municipality	Town of Urbana
Highest Bidder	Leon H. Covell
Highest Bidder's Address	7191 Mitchellsville Hill Rd, Bath, NY 14810
Consideration	$9,105.00, together with buyer's premium and recording fees
Second Highest Bidder	Martin A. Ellis
Second Highest Bidder's Address	120 Halsey Manor Road, Manorville, NY 11949

Resolution No.	C-2 (Correction to C-37, Resolution 101-15)
Former Owner	Judith E. Dudley
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 118)
Parcel No.	019.00-02-019.120
Municipality	Town of Prattsburgh
Highest Bidder	Joseph Patoine
Highest Bidder's Address	1073 Mt. Pleasant, St. Johnsbury, VT 05819
Consideration	$2,395.00, together with buyer's premium and recording fees
Second Highest Bidder	Norman M. Rousselle
Second Highest Bidder's Address	28 ½ Vermont Street, Bath, NY 14810

Resolution No.	C-3
Former Owner	Janet Spinosa Estate and US Bank NA
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 15)
Parcel No.	159.05-04-062.000
Municipality	Village of Bath
Highest Bidder	RAAF, LLC
Highest Bidder's Address	1176 Julia Street, Teaneck, NJ 07666
Consideration	$18,880.00, together with buyer's premium and recording fees
Second Highest Bidder	K. Wilkins Properties, LLC
Second Highest Bidder's Address	461 Webb Rd., Hornell, NY 14843

Resolution No.	C-4
Former Owner	June E. Belknap
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 75)
Parcel No.	318.19-01-001.000
Municipality	Town of Corning
Highest Bidder	Steven F. Learn
Highest Bidder's Address	6080 Learn Rd., Cameron Mills, NY 14820
Consideration	$13,380.00, together with buyer's premium and recording fees
Second Highest Bidder	Keana Fletcher
Second Highest Bidder's Address	344 Dodge Ave. Ext., Corning, NY 14830

Resolution No.	C-5
Former Owner	Lena B. Carnes Estate, c/o Cole & Valkenburgh PC
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 90 & 91)
Parcel No.	213.00-01-014.000 & 213.00-01-016.000
Municipality	Town of Hartsville
Highest Bidder	Jeffrey Carnes
Highest Bidder's Address	5104 Purdy Creek Rd, Hornell, NY 14843
Consideration	$17,230.00, together with buyer's premium and recording fees
Second Highest Bidder	Levi Kull
Second Highest Bidder's Address	41 Jane Street Lower, Hornell, NY 14843

Resolution No.	C-6
Former Owner	David E. & Melissa Wilson
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 94)
Parcel No.	151.11-01-024.000
Municipality	City of Hornell
Highest Bidder	Seth M. and Anne C. Corwin
Highest Bidder's Address	48 Hillside Pl., Hornell, NY 14843
Consideration	$19,980.00, together with buyer's premium and recording fees
Second Highest Bidder	Wayne Eck
Second Highest Bidder's Address	4223 Dannack Rd, Dansville, NY 14437

Resolution No.	C-7
Former Owner	D & D Developers, LTD
In Rem Index No.	2010-1966CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 99)
Parcel No.	151.80-01-046.000
Municipality	City of Hornell
Highest Bidder	Rawleigh Properties Group, Inc
Highest Bidder's Address	157 Beartown Road, Pained Post, NY 14870
Consideration	$4,580.00, together with buyer's premium and recording fees
Second Highest Bidder	BARSCO, LLC
Second Highest Bidder's Address	5811 Unionville Rd., Bath, NY 14810

Resolution No.	C-8
Former Owner	D & D Developers, LTD
In Rem Index No.	2010-1966CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 100)
Parcel No.	151.80-01-048.000
Municipality	City of Hornell
Highest Bidder	Rawleigh Properties Group, Inc
Highest Bidder's Address	157 Beartown Road, Painted Post, NY 14870
Consideration	$5,680.00, together with buyer's premium and recording fees
Second Highest Bidder	BARSCO, LLC
Second Highest Bidder's Address	5811 Unionville Rd., Bath, NY 14810

Resolution No.	C-9
Former Owner	Maria E. Bryan
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 111)
Parcel No.	122.00-01-012.000
Municipality	Town of Hornellsville
Highest Bidder	Jared L. Akins & Cynthia T. Oliver
Highest Bidder's Address	71 Fulton Street, Hornell, NY 14843
Consideration	$17,780.00, together with buyer's premium and recording fees
Second Highest Bidder	Amber Bates
Second Highest Bidder's Address	549 Chambers Rd., Horseheads, NY 14845

Resolution No.	C-10
Former Owner	Debra A. Baker
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 129)
Parcel No.	329.00-01-022.121
Municipality	Town of Rathbone
Highest Bidder	Brian and Joni Wilson
Highest Bidder's Address	PO Box 115, Addison, NY 14801
Consideration	$7,380.00, together with buyer's premium and recording fees
Second Highest Bidder	Douglas McCann
Second Highest Bidder's Address	6002 State Route 226, Savona, NY 14830

Resolution No.	C-11
Former Owner	Karen Mattice & Debra Nelson
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 145)
Parcel No.	041.00-01-037.000
Municipality	Town of Wayland
Highest Bidder	Robert & Bonnie White
Highest Bidder's Address	2155 County Road 90, Wayland, NY 14572
Consideration	$6,905.00, together with buyer's premium and recording fees
Second Highest Bidder	Florence V. Hill
Second Highest Bidder's Address	8351 Route 15N, Wayland, NY 14572

Resolution No.	C-12
Former Owner	Raymond Shinebarger & Mary Shinebarger, *et al.*
In Rem Index No.	2011-1564CV, Judgment filed April 29, 2014
Date of Tax Sale:	July 10, 2015 (Sale No. 88)
Parcel No.	109.13-01-023.000
Municipality	Fremont
Highest Bidder	K. Wilkins Properties, LLC
Highest Bidder's Address	461 Webb Rd., Hornell, NY 14843
Consideration	$25,480.00, together with buyer's premium and recording fees
Second Highest Bidder	Sandra Geffers
Second Highest Bidder's Address	1902 Evans Rd, Arkport, NY 14807

Resolution No.	C-13
Former Owner	Christy Armenta
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 23)
Parcel No.	134.00-01-022.000
Municipality	Town of Bradford
Highest Bidder	Lance D. Rizzon
Highest Bidder's Address	9690 Munson Rd., Bradford, NY 14815
Consideration	$2,615.00, together with buyer's premium and recording fees
Second Highest Bidder	Rick Machuga
Second Highest Bidder's Address	Bath, NY 14810

Resolution No.	C-14
Former Owner	Mary K. Stevens & Carijean Smith
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 45)
Parcel No.	391.00-01-030.130
Municipality	Town of Caton
Highest Bidder	Daniel & Kristy Saggiomo
Highest Bidder's Address	351 Sunset Drive, Corning, NY 14830
Consideration	$635.00, together with buyer's premium and recording fees
Second Highest Bidder	Andrew Marmuscak
Second Highest Bidder's Address	47 Rampasture Rd., Apt. C, Hampton Bays, NY 11946

Resolution No.	C-15
Former Owner	Charles H. Sitzenstock, Jr & Jaqueline Sitzenstock
In Rem Index No.	2011-1564CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 1)
Parcel No.	295.00-01-023.730
Municipality	Town of Addison
Highest Bidder	Joy E. Goodsell
Highest Bidder's Address	38 Main Street, Savona, NY 14879
Consideration	$2,230.00, together with buyer's premium and recording fees
Second Highest Bidder	Thomas Congdon
Second Highest Bidder's Address	7743 Forty Dollar Road, Campbell, NY 14821

Resolution No.	C-16
Former Owner	Donald W. Cooper
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 8)
Parcel No.	113.07-01-050.000
Municipality	Village of Avoca
Highest Bidder	Robert Pritting, Jr.
Highest Bidder's Address	8761 Clark Road, Avoca, NY 14809
Consideration	$14,480.00, together with buyer's premium and recording fees
Second Highest Bidder	Rhonda Nicholson
Second Highest Bidder's Address	5598 Michigan Hollow Road, Avoca, NY 14809

Resolution No.	C-17
Former Owner	Eric Stewart & Angenette Stewart
In Rem Index No.	2010-1966CV, Judgment filed April 29, 2014
Date of Tax Sale:	July 10, 2015 (Sale No. 41)
Parcel No.	197.15-03-007.000
Municipality	Village of Canisteo
Highest Bidder	Amy Crissy
Highest Bidder's Address	35 Maple Street, Canisteo, NY 14823
Consideration	$9,970.00, together with buyer's premium and recording fees
Second Highest Bidder	BARSCO, LLC
Second Highest Bidder's Address	5811 Unionville Road, Bath, NY 14810

Resolution No.	C-18
Former Owner	June G. Taylor
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 65)
Parcel No.	318.54-01-011.200
Municipality	City of Corning
Highest Bidder	Joan M. Voight and David S. Sharpe
Highest Bidder's Address	PO Box 1731, Healdsburg, CA 95448
Consideration	$32,080.00, together with buyer's premium and recording fees
Second Highest Bidder	Michelle Constanza
Second Highest Bidder's Address	PO Box 260, Corning, NY 14830

Resolution No.	C-19
Former Owner	David Houghtaling and Beatrice Houghtaling
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 68)
Parcel No.	299.14-02-013.000
Municipality	Village of Riverside
Highest Bidder	Kevin F. Foley
Highest Bidder's Address	PO Box 101, Painted Post, NY 14870
Consideration	$15,030.00, together with buyer's premium and recording fees
Second Highest Bidder	James R. Daines
Second Highest Bidder's Address	338 Sunset Drive, Corning, NY 14830

Resolution No.	C-20
Former Owner	Paul F. Heidemann & Bradley B. Heidemann
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 72)
Parcel No.	300.00-01-015.000
Municipality	Town of Corning
Highest Bidder	Joseph Coccho III
Highest Bidder's Address	PO Box 389, Wilson, NY 14172
Consideration	$20,655.00, together with buyer's premium and recording fees
Second Highest Bidder	James Olszewski
Second Highest Bidder's Address	125 Hilltop Drive, Portsmouth, RI 02871

Resolution No.	C-21
Former Owner	Thomas Van Norman and Amy Van Norman
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 80)
Parcel No.	039.00-01-006.000
Municipality	Town of Dansville
Highest Bidder	Wendy Marullo
Highest Bidder's Address	10172 Lackawanna Road, Dansville, NY 14437
Consideration	$7,880.00, together with buyer's premium and recording fees
Second Highest Bidder	Levi Kull
Second Highest Bidder's Address	41 Jane Street Lower, Hornell, NY 14843

Resolution No.	C-22
Former Owner	Nancy Osatchuck
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 92)
Parcel No.	264.00-01-017.110
Municipality	Hornby
Highest Bidder	Cheryl A. Smith
Highest Bidder's Address	371 Brewster Street, Painted Post, NY 14870
Consideration	$8,155.00, together with buyer's premium and recording fees
Second Highest Bidder	Chad Roloson
Second Highest Bidder's Address	10291C Hamilton Road, Corning, NY 14830

Resolution No.	C-23 (Correction to C-27, Resolution 101-15)
Former Owner	Sharon L. Eason
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 93)
Parcel No.	151.09-02-022.000
Municipality	City of Hornell
Highest Bidder	Robert Pritting, Jr.
Highest Bidder's Address	8761 Clark Road, Avoca, NY 14809
Consideration	$4,580.00, together with buyer's premium and recording fees
Second Highest Bidder	Norman M. Rousselle
Second Highest Bidder's Address	28 ½ Vermont Street, Bath, NY 14810

Resolution No.	C-24
Former Owner	Leonard E. Fish & Dorothy L. Fish
In Rem Index No.	104021, Judgment filed April 29, 2014
Date of Tax Sale:	July 10, 2015 (Sale No. 78)
Parcel No.	336.06-01-041.000
Municipality	Village of South Corning
Highest Bidder	Christopher E. Gabel
Highest Bidder's Address	236 Park Ave, Apt 102, Corning, NY 14830
Consideration	$50,780.00, together with buyer's premium and recording fees
Second Highest Bidder	Mark Haley
Second Highest Bidder's Address	410 E High Street, Painted Post, NY 14870

Resolution No.	C-25
Former Owner	D & D Developers, Ltd.
In Rem Index No.	2010-1966CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 100)
Parcel No.	151.80-01-048.000
Municipality	City of Hornell
Highest Bidder	Rawleigh Property Group, Inc
Highest Bidder's Address	157 Beartown Road, Painted Post, NY 14870
Consideration	$5,680.00, together with buyer's premium and recording fees
Second Highest Bidder	BARSCO, LLC
Second Highest Bidder's Address	5811 Unionville Road, Bath, NY 14810

Resolution No.	C-26
Former Owner	D & D Developers, Ltd.
In Rem Index No.	2010-1966CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 104)
Parcel No.	166.06-08-036.000
Municipality	City of Hornell
Highest Bidder	K. Wilkins Properties, LLC
Highest Bidder's Address	461 Webb Road, Hornell, NY 14843
Consideration	$6,230.00, together with buyer's premium and recording fees
Second Highest Bidder	Tracey G. Bernd
Second Highest Bidder's Address	4960 County Route 125, Campbell, NY 14821

Resolution No.	C-27
Former Owner	D & D Developers, Ltd.
In Rem Index No.	2010-1966CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 106)
Parcel No.	166.10-06-069.000
Municipality	City of Hornell
Highest Bidder	K. Wilkins Properties, LLC
Highest Bidder's Address	461 Webb Road, Hornell, NY 14843
Consideration	$13,380.00, together with buyer's premium and recording fees
Second Highest Bidder	Thomas Matacale
Second Highest Bidder's Address	268 Main Street, Hornell, NY 14843

Resolution No.	C-28
Former Owner	Angel Rodriguez
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 120)
Parcel No.	034.00-01-064.150
Municipality	Town of Prattsburgh
Highest Bidder	Joy E. Goodsell
Highest Bidder's Address	38 Main Street, Savona, NY 14879
Consideration	$5,680.00, together with buyer's premium and recording fees
Second Highest Bidder	A M Stevens-Firlit
Second Highest Bidder's Address	44 Alpha Street, Rochester, NY 14612

Resolution No.	C-29
Former Owner	Michael A. Kane
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 137)
Parcel No.	416.00-01-010.660
Municipality	Town of Troupsburg
Highest Bidder	Scott H. Payne, Debra K. Payne , Scott D. Roy & Brandy L. Roy
Highest Bidder's Address	65 Jordan Road, Woodhull, NY 14898
Consideration	$7,455.00, together with buyer's premium and recording fees
Second Highest Bidder	Robert Bradley
Second Highest Bidder's Address	4295 Cook Road, Woodhull, NY 14898

Resolution No.	C-30
Former Owner	Cindy Gibbs
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 124)
Parcel No.	011.00-01-018.120
Municipality	Town of Pulteney
Highest Bidder	William P. Crocitto
Highest Bidder's Address	28 Shore Lane, Bay Shore, NY 11706
Consideration	$16,680.00, together with buyer's premium and recording fees
Second Highest Bidder	Michael Wall
Second Highest Bidder's Address	10 McConnell Avenue, Prattsburgh, NY 14873

Resolution No.	C-31
Former Owner	Jessica Shutter
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 125)
Parcel No.	049.00-01-024.200
Municipality	Town of Pulteney
Highest Bidder	Hans P. W., LLC
Highest Bidder's Address	12 Myrtle Avenue, Hammondsport, NY 14840
Consideration	$17,780.00, together with buyer's premium and recording fees
Second Highest Bidder	Robert Catlin
Second Highest Bidder's Address	4435 Champlin Road, Penn Yan, NY 14527

Resolution No.	C-32
Former Owner	James Williams and Fawn M. Williams
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 131)
Parcel No.	348.00-01-018.120
Municipality	Town of Rathbone
Highest Bidder	Dean M. Thelen
Highest Bidder's Address	6845 Hardscrabble Road, Addison, NY 14801
Consideration	$11,305.00, together with buyer's premium and recording fees
Second Highest Bidder	Eli Kurtz
Second Highest Bidder's Address	6508 Derby Hill Road, Addison, NY 14801

Resolution No.	C-33 (Correction to C-45, Resolution 101-15)
Former Owner	William E. Hagadone and Patricia Hagadone
In Rem Index No.	2011-1564CV, Judgment filed May 6, 2013
Date of Tax Sale:	July 10, 2015 (Sale No.146)
Parcel No.	015.05-01-065.000
Municipality	Village of Wayland
Highest Bidder	Michael T. Landino
Highest Bidder's Address	106 N Lackawanna Street, Wayland, NY 14512
Consideration	$7,880.00, together with buyer's premium and recording fees
Second Highest Bidder	John A. Griffin
Second Highest Bidder's Address	8802 Becker Road, Wayland, NY 14572

Resolution No.	C-34 (Correction to C-46, Resolution 101-15)
Former Owner	Thomas A. Margeson, Sr.
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 149)
Parcel No.	100.00-01-016.000
Municipality	Town of Wheeler
Highest Bidder	Rachael Kull and Levi Kull
Highest Bidder's Address	5427 County Route 8, Avoca, NY 14809
Consideration	$5,680.00, together with buyer's premium and recording fees
Second Highest Bidder	Robert Pritting, Jr.
Second Highest Bidder's Address	8761 Clark Road, Avoca, NY 14809

Resolution No.	C-35
Former Owner	Kennard Sampsell, Attn: Herman Sampsell Sr.
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 152)
Parcel No.	383.00-01-007.200
Municipality	Town of Woodhull
Highest Bidder	Jeffrey B. Vance
Highest Bidder's Address	1189 Hurd Hill Road, Addison, NY 14801
Consideration	$8,430.00, together with buyer's premium and recording fees
Second Highest Bidder	Gersham Freeland
Second Highest Bidder's Address	3405 County Route 2, Addison, NY 14801

Resolution No.	C-36 (Correction to C-47, Resolution 101-15)
Former Owner	Steuben County (Peggy E. Fuller)
In Rem Index No.	2011-1564CV, Judgment filed May 6, 2013
Date of Tax Sale:	July 10, 2015 (Sale No. 154)
Parcel No.	043.17-02-024.000
Municipality	Cohocton Village
Highest Bidder	James J. Covell, II
Highest Bidder's Address	7 Myrtle Avenue, Hammondsport, NY 14840
Consideration	$2,175.00, together with buyer's premium and recording fees
Second Highest Bidder	Martin G. Bailey
Second Highest Bidder's Address	3562 Prosser Road, Branchport, NY 14418

Resolution No.	C-37
Former Owner	James Mitchell (now Frank G. DiCandia)
In Rem Index No.	2011-1564CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 10)
Parcel No.	144.02-01-012.000
Municipality	Town of Bath
Highest Bidder	Paul W. Jayne
Highest Bidder's Address	1375 Gibson Road, Dundee, NY 14837
Consideration	$49,805.00, together with buyer's premium and recording fees
Second Highest Bidder	Amardeep Kundlas
Second Highest Bidder's Address	5 Whispering Pine Drive, Painted Post, NY 14870

Resolution No.	C-38
Former Owner	Terry Lee Bulkley Estate
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 12)
Parcel No.	162.00-03-008.000
Municipality	Town of Bath
Highest Bidder	David M. Mendez
Highest Bidder's Address	7622 County Route 20, PO Box 456, Bradford, NY 14815
Consideration	$4,250.00, together with buyer's premium and recording fees
Second Highest Bidder	S. L. Shoemaker II
Second Highest Bidder's Address	7074 Freeman Hollow Road, Bath, NY 14810

Resolution No.	C-39
Former Owner	Kenneth D. Cole
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 17)
Parcel No.	159.13-01-024.000
Municipality	Village of Bath
Highest Bidder	BARSCO, LLC
Highest Bidder's Address	5811 Unionville Road, Bath, NY 14810
Consideration	$8,430.00, together with buyer's premium and recording fees
Second Highest Bidder	Tracey G. Bernd
Second Highest Bidder's Address	4960 County Route 125, Campbell, NY 14821

Resolution No.	C-40
Former Owner	Gregory E. Deats
In Rem Index No.	2012-1440CV, Judgment filed April 29, 2014
Date of Tax Sale:	July 10, 2015 (Sale No. 19)
Parcel No.	159.13-03-027.000
Municipality	Village of Bath
Highest Bidder	BARSCO LLC
Highest Bidder's Address	5811 Unionville Road, Bath, NY 14810
Consideration	$17,230.00, together with buyer's premium and recording fees
Second Highest Bidder	Dean Hoag
Second Highest Bidder's Address	82 Main Street, Dundee, NY 14837

Resolution No.	C-41
Former Owner	Marilyn C. Stark
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 27)
Parcel No.	225.14.01-004.000
Municipality	Town of Campbell
Highest Bidder	BARSCO, LLC
Highest Bidder's Address	5811 Unionville Road, Bath, NY 14810
Consideration	$13,930.00, together with buyer's premium and recording fees
Second Highest Bidder	Daniel Peterson
Second Highest Bidder's Address	6479 County Route 17, Savona, NY 14879

Resolution No.	C-42
Former Owner	David R. Smith
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 38)
Parcel No.	197.11-06-055.000
Municipality	Village of Canisteo
Highest Bidder	BARSCO, LLC
Highest Bidder's Address	5811 Unionville Road, Bath, NY 14810
Consideration	$6,560.00, together with buyer's premium and recording fees
Second Highest Bidder	Zachary Thompson
Second Highest Bidder's Address	14 Taylor Street, Canisteo, NY 14823

Resolution No.	C-43
Former Owner	Maude Welch
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 133)
Parcel No.	257.00-03-020.000
Municipality	Town of Thurston
Highest Bidder	BARSCO, LLC
Highest Bidder's Address	5811 Unionville Road, Bath, NY 14810
Consideration	$16,130.00, together with buyer's premium and recording fees
Second Highest Bidder	Nathan Clark, LLC
Second Highest Bidder's Address	1060 County Route 82, Troupsburg, NY 14885

Resolution No.	C-44
Former Owner	Elaine L. O'Keefe
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 25)
Parcel No.	202.00-01-019.230
Municipality	Town of Cameron
Highest Bidder	Miraldi Revocable Trust
Highest Bidder's Address	1610 Field Avenue NE, Renton, WA 98059
Consideration	$6,780.00, together with buyer's premium and recording fees
Second Highest Bidder	Joseph Bacon
Second Highest Bidder's Address	PO Box 292, Addison, NY 14801

Resolution No.	C-45
Former Owner	Dean Mitchell
In Rem Index No.	2012-1440CV, Judgment filed April 29, 2014
Date of Tax Sale:	July 10, 2015 (Sale No. 36)
Parcel No.	251.00-01-010.111
Municipality	Town of Canisteo
Highest Bidder	Tracey G. Bernd
Highest Bidder's Address	4960 County Route 125, Campbell, NY 14821
Consideration	$8,980.00, together with buyer's premium and recording fees
Second Highest Bidder	Nathan Clark, LLC
Second Highest Bidder's Address	1060 County Route 82, Troupsburg, NY 14885

Resolution No.	C-46
Former Owner	Linda L. Williams and Steven F. Muller
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sales No. 39 & 40)
Parcel No.	197.15-01-030.000 and 197.15.01-031.000
Municipality	Village of Canisteo
Highest Bidder	Jennifer L. Ward
Highest Bidder's Address	32130 Hastings Drive, Laurel DE 19956-4319
Consideration	$10,080.00, together with buyer's premium and recording fees
Second Highest Bidder	Norman M. Rousselle
Second Highest Bidder's Address	28 ½ Vermont Street, Bath, NY 14810

Resolution No.	C-47
Former Owner	Bruce W. Aldridge and Margaret E. Aldridge
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 54)
Parcel No.	043.17-01-023.000
Municipality	Village of Cohocton
Highest Bidder	Norman M. Rousselle
Highest Bidder's Address	28 ½ Vermont Street, Bath, NY 14810
Consideration	$6,230.00, together with buyer's premium and recording fees
Second Highest Bidder	James Olszewski
Second Highest Bidder's Address	125 Hilltop Drive, Portsmouth, RI 02871

Resolution No.	C-48
Former Owner	Wayland E. Cotter
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 42)
Parcel No.	371.00-03-014.000
Municipality	Town of Caton
Highest Bidder	Norman M. Rousselle
Highest Bidder's Address	28 ½ Vermont Street, Bath, NY 14810
Consideration	$2,175.00, together with buyer's premium and recording fees
Second Highest Bidder	Donald Peterson
Second Highest Bidder's Address	1001 Steamtown Road, Lindley NY 14858

Resolution No.	C-49
Former Owner	Diane Zeh, c/o Nancy Freelove
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 53)
Parcel No.	042.20-01-029.000
Municipality	Village of Cohocton
Highest Bidder	Norman M. Rousselle
Highest Bidder's Address	28 ½ Vermont Street, Bath, NY 14810
Consideration	$4,550.00, together with buyer's premium and recording fees
Second Highest Bidder	James Olszewski
Second Highest Bidder's Address	125 Hilltop Drive, Portsmouth, RI 02871

Resolution No.	C-50
Former Owner	Donovan Madigan
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 20)
Parcel No.	159.14-02-003.000
Municipality	Village of Bath
Highest Bidder	Norman M. Rousselle
Highest Bidder's Address	28 ½ Vermont Street, Bath, NY 14810
Consideration	$7,605.00, together with buyer's premium and recording fees
Second Highest Bidder	Chester Wilcox
Second Highest Bidder's Address	112 Campbell Street, Bath, NY 14810

Resolution No.	C-51
Former Owner	David Michael Sisson
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 86)
Parcel No.	299.10-02-008.000
Municipality	Town of Erwin
Highest Bidder	Norman M. Rousselle
Highest Bidder's Address	28 ½ Vermont Street, Bath, NY 14810
Consideration	$2,395.00, together with buyer's premium and recording fees
Second Highest Bidder	Anthony Savino
Second Highest Bidder's Address	33 Hillcrest Drive, Painted Post, NY 14870

Resolution No.	C-52
Former Owner	Beverly J. Brown
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 87)
Parcel No.	299.17-01-009.000
Municipality	Village of Painted Post
Highest Bidder	Norman M. Rousselle
Highest Bidder's Address	28 ½ Vermont Street, Bath, NY 14810
Consideration	$690.00, together with buyer's premium and recording fees
Second Highest Bidder	Shelly Jean McCulbugh
Second Highest Bidder's Address	67 John Street, Corning, NY 14830

Resolution No.	C-53
Former Owner	Bonnie James
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 89)
Parcel No.	304.00-01-049.000
Municipality	Town of Greenwood
Highest Bidder	Norman M. Rousselle
Highest Bidder's Address	28 ½ Vermont Street, Bath, NY 14810
Consideration	$2,615.00, together with buyer's premium and recording fees
Second Highest Bidder	Arjuna Jennings
Second Highest Bidder's Address	5105 Saint Paul Blvd., Rochester, NY 14617

Resolution No.	C-54
Former Owner	James R. Dennis Jr
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 113)
Parcel No.	136.18-03-024.000
Municipality	Village of North Hornell
Highest Bidder	Norman M. Rousselle
Highest Bidder's Address	28 ½ Vermont Street, Bath, NY 14810
Consideration	$1.240.00, together with buyer's premium and recording fees
Second Highest Bidder	Michele Anne Flaitz
Second Highest Bidder's Address	12 Blaine Street, Hornell, NY 14843

Resolution No.	C-55
Former Owner	Judith Eddy
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 135)
Parcel No.	276.11-01-026.000
Municipality	Town of Thurston
Highest Bidder	Norman M. Rousselle
Highest Bidder's Address	28 ½ Vermont Street, Bath, NY 14810
Consideration	$4,155.00, together with buyer's premium and recording fees
Second Highest Bidder	Judith Eddy
Second Highest Bidder's Address	36 Tuxill Avenue, Corning, NY 14830

Resolution No.	C-56
Former Owner	Nathaniel C. Garrison and Susan K. Garrison
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 49)
Parcel No.	017.15-02-024.000
Municipality	Town of Cohocton
Highest Bidder	Raymond and Lisa Earley
Highest Bidder's Address	PO Box 244, Atlanta, NY 14808
Consideration	$9,530.00, together with buyer's premium and recording fees
Second Highest Bidder	Bonnie Hoppough
Second Highest Bidder's Address	11 Maple Avenue, N. Cohoction, NY 14808

Resolution No.	C-57
Former Owner	Connie S. Moss
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 55)
Parcel No.	056.05-03-027.100
Municipality	Village of Cohocton
Highest Bidder	Nathan Clark, LLC
Highest Bidder's Address	1060 County Route 82, Troupsburg, NY 14885
Consideration	$10,080.00, together with buyer's premium and recording fees
Second Highest Bidder	Casey Hoffman
Second Highest Bidder's Address	6684 State Route 415, Bath, NY 14810

Resolution No.	C-58
Former Owner	Mark Rederer
In Rem Index No.	2011-1564CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 82)
Parcel No.	053.00-01-033.210
Municipality	Town of Dansville
Highest Bidder	Nathan Clark, LLC
Highest Bidder's Address	1060 County Route 82, Troupsburg, NY, 14885
Consideration	$60,680.00, together with buyer's premium and recording fees
Second Highest Bidder	Susan L. Paige
Second Highest Bidder's Address	2877 Emo Road, Wayland, NY 14572

Resolution No.	C-59
Former Owner	Michael T. Brouwere and Sheila Brouwere
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 150)
Parcel No.	345.00-01-016.112
Municipality	Town of Woodhull
Highest Bidder	Nathan Clark, LLC
Highest Bidder's Address	1060 County route 82, Troupsburg, NY 14885
Consideration	$60,680.00, together with buyer's premium and recording fees
Second Highest Bidder	Dawn Murphy
Second Highest Bidder's Address	2401 Five Corners Road, Jasper, NY 14855

Resolution No.	C-60
Former Owner	Thomas Thompson
In Rem Index No.	2011-1564CV, Judgment filed April 29, 2014
Date of Tax Sale:	July 10, 2015 (Sale No. 81)
Parcel No.	040.00-01-014.111
Municipality	Town of Dansville
Highest Bidder	Stacie Taber
Highest Bidder's Address	7702 N Main Street, Springwater, NY 14560
Consideration	$9,805.00, together with buyer's premium and recording fees
Second Highest Bidder	Lydia J. Buck
Second Highest Bidder's Address	3087 County Route 6, Cohocton, NY 14826

Resolution No.	C-61
Former Owner	Mearl Morse and Lorna J. Pollock
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 84)
Parcel No.	279.16-01-003.000
Municipality	Town of Erwin
Highest Bidder	David Elliott
Highest Bidder's Address	8654 County Route 16, Savona, NY 14879
Consideration	$9,000.00, together with buyer's premium and recording fees
Second Highest Bidder	None
Second Highest Bidder's Address	N/A

Resolution No.	C-62
Former Owner	Carl Wilson
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 117)
Parcel No.	388.00-01-015.200
Municipality	Town of Lindley
Highest Bidder	Katherine Peterson
Highest Bidder's Address	10019 Steamtown Road, Lindley, NY 14858
Consideration	$13,380.00, together with buyer's premium and recording fees
Second Highest Bidder	Richard Wallace
Second Highest Bidder's Address	664 County Route 85, Addison, NY 14801

Resolution No.	C-63
Former Owner	Rafael A. Serpa
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 121)
Parcel No.	034.19-01-002.121
Municipality	Town of Prattsburgh
Highest Bidder	Jeffrey Parulski and Heather Parulski
Highest Bidder's Address	47 Chapel Street, Prattsburgh, NY 14873
Consideration	$3,055.00, together with buyer's premium and recording fees
Second Highest Bidder	Robert Catlin
Second Highest Bidder's Address	4435 Champlin Road, Penn Yan, NY 14527

Resolution No.	C-64
Former Owner	Kurt Presley and Susan Presley
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 126)
Parcel No.	062.00-01-042.000
Municipality	Town of Pulteney
Highest Bidder	Susan M. Presley
Highest Bidder's Address	7983 Briglin Road, Hammondsport, NY 14840
Consideration	$4,155.00, together with buyer's premium and recording fees
Second Highest Bidder	Michael Wall
Second Highest Bidder's Address	10 McConnell Avenue, Prattsburgh, NY 14873

Resolution No.	C-65
Former Owner	Kerry S. Root
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 147)
Parcel No.	078.16-02-025.000
Municipality	Town of Wayne
Highest Bidder	Donald F. Horton
Highest Bidder's Address	9651 Old Hickory Road, Hammondsport, NY 14840
Consideration	$3,165.00, together with buyer's premium and recording fees
Second Highest Bidder	Brian C. Kriner
Second Highest Bidder's Address	40 Stoney Creek Road, Wellsboro, PA 16901

Resolution No.	C-66 (Correction to C-9, Resolution 101-15)
Former Owner	Douglas R. Schutz & Judith M. Graner
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 22)
Parcel No.	191.18-01-071.000
Municipality	Village of Savona
Highest Bidder	Carla S. Nichols
Highest Bidder's Address	PO Box 676, Savona, NY 14879
Consideration	$3,755.00, together with buyer's premium & recording fees
Second Highest Bidder	Michael Slowinski
Second Highest Bidder's Address	PO Box 595, Hammondsport, NY 14840

Resolution No.	C-67 (Correction to C-30, Resolution 101-15)
Former Owner	Cassie Northrup, Attn: Cassie Diorio
In Rem Index No.	2013-1427CV Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 79)
Parcel No.	038.00-01-066.000
Municipality	Town of Dansville
Highest Bidder	Christopher A. Hoffman & Casey R. Hoffman
Highest Bidder's Address	1894 Main Street, Perkinsville, NY 14529
Consideration	$5,365.00, together with buyer's premium & recording fees
Second Highest Bidder	David Livingston
Second Highest Bidder's Address	5950 W. Lake Rd, Conesus, NY 14435

Resolution No.	C-68 (Correction to C-22, Resolution 101-15)
Former Owner	Bradley L. Aiken
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 69)
Parcel No.	282.00-02-009.000
Municipality	Town of Corning
Highest Bidder	Darryl L. Raner and Diane L. Harrison
Highest Bidder's Address	239 Sly Avenue, Corning, NY 14830
Consideration	$33,180.00, together with buyer's premium & recording fees
Second Highest Bidder	Christopher E. Gabel
Second Highest Bidder's Address	236 Park Avenue, Apt. 102, Corning, NY 14830

Resolution No.	C-69 (Correction to C-12, Resolution 101-15)
Former Owner	Charles J. & Ione Birdsall
In Rem Index No.	2010-1966CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 35)
Parcel No.	197.00-01-090.000
Municipality	Town of Canisteo
Highest Bidder	Joshua Brott and Lisa Brott
Highest Bidder's Address	1985 Purdy Creek Rd., Hornell, NY 14843
Consideration	$415.00, together with buyer's premium & recording fees
Second Highest Bidder	None
Second Highest Bidder's Address	N/A

Resolution No.	C-70 (Correction to C-34, Resolution 101-15)
Former Owner	Jerome W. Breese
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 110)
Parcel No.	164.07-01-012.000
Municipality	Village of Almond
Highest Bidder	Daniel L Washburn and Pam Washburn
Highest Bidder's Address	3 Maple Ridge Road, Almond, NY 14804
Consideration	$1,405.00, together with buyer's premium & recording fees
Second Highest Bidder	None
Second Highest Bidder's Address	N/A

Resolution No.	C-71 (Correction to C-40, Resolution 101-15)
Former Owner	John L Jenkins & Arthur A Jenkins
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 127)
Parcel No.	275.00-01-016.120
Municipality	Town of Rathbone
Highest Bidder	Sarkis Y Matossian and Jeanne L. Matossian
Highest Bidder's Address	1871 Wildey Road, Nunda, NY 14517
Consideration	$8,555.00, together with buyer's premium & recording fees
Second Highest Bidder	R. C. Strasburg II
Second Highest Bidder's Address	60 Maple Avenue, Cohocton, NY 14826

SCHEDULE "D"

Resolution No.	D-1
Name	County of Steuben
Parcel No.	344.00-03-015.100
Municipality	Town of Troupsburg
Grantee(s)	Jack L. Waters, his heirs, successors, and assigns
Grantee(s) Address	110 Creekside Drive, Apt. #220 Painted Post, NY 14870
Disposition	Land Transaction / License Agreement

Mr. Mullen stated that he will be abstaining as one of his clients is listed on this resolution.

Vote: Roll Call – Adopted. Yes – 8552; Absent – 723; Abstained – 597
(Absent – Legislator Roush; Abstained – Legislator Mullen)

RESOLUTION NO. 113-15

Introduced by J. Hauryski. Seconded by R. Weaver.

RECEIVING AND ACCEPTING THE AUGUST 24, 2015 COMMUNICATIONS LOG AS PREPARED BY THE STEUBEN COUNTY MANAGER'S OFFICE.

BE IT RESOLVED, that the following communications were received, accepted and filed by the County of Steuben, and **referred to the appropriate Standing Committee and/or Department Head for information and/or action,** to wit:

July 20, 2015
NYS Department of Transportation – Re: Notification of the 2015 New York State Department of Transportation Real Property Auction is scheduled for Tuesday, September 17, 2015 located at 107 Broadway, Hornell, NY 14873. ***Referred to: Jack Wheeler, County Manager.***

July 28, 2015
NYS Office for the Aging – Re: Notification of Grant Award for the 2014-2015 Direct Care Worker program for the period of January 1, 2015 – March 31, 2015. In addition, revised Notification of Grant Award for the Community Services for the Elderly (CSE), Expanded In-home Services for the Elderly (EISEP) and Wellness in Nutrition (WIN) programs for the period of April 1, 2014 through March 31, 2015. ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody; OFA Director.***

NYS Office for the Aging – Re: Notification of Grant Award and approved application for the Retired and Senior Volunteer Program (RSVP) for period of April 1, 2015 through March 31, 2016. ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody; OFA Director.***

July 29, 2015
Regional Economic Development & Energy Corporation/REDEC Relending Corporation – Re: Request for an allocation of $10,000 in the 2016 budget, with similar commitments for 2017 and 2018 budgets. ***Referred to: A.I.P. Committee; Finance Committee; and Amy Dlugos, Planning Director.***

August 3, 2015
NYS Office of Children and Family Services – Re: Notification of approval for Steuben County's Resource Allocation Plan (RAP) and Youth Bureau Narrative(s) for 2015. ***Referred to: Human Services/Health & Education Committee; Kathryn Muller, Commissioner of Social Services; Jack Wheeler, County Manager; and Bill Caudill, Youth Program Coordinator.***

NYS Office for the Aging – Re: second notification of grant award (NGA) for the federal fiscal year 2015 (FFY 2015) Nutrition Services Incentive Program (NSIP). ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

NYS Office for the Aging – Re: Notification of grant award and approved application for the Medicare Improvements for Patients and Providers Act/Aging and Disability Resource Center (MIPPA/ADRC) for the period of September 30, 2014 through September 29, 2015. ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

August 5, 2015
Western Regional Off-Track Betting Corporation – Re: Check in the amount of $34,599, which represents the net revenue payable for the second quarter of 2015 combined with the surcharge payment for the month of June 2015. ***Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.***

August 13, 2015
New York State Office for the Aging – Re: Notification of the 2015-2016 Annual Implementation Plan (AIP) for Steuben County has been approved. In addition, applications for the Older Americans Act (OAA), Title III-B, Title III-C-1, Title III-C-2, Title III-D, title III-E, HIICAP and if applicable, Title V funds have been approved. The applications for the Expanded In-home Services for the Elderly Program (EISEP), the Community Services for the Elderly (CSE) program, the Wellness in Nutrition (WIN) Program, the Congregate Services Initiative (CSI), the State Transportation program and the State Caregiver Resources Center program for the period of April 1, 2015 – March 31, 2016 has also been approved. ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

Vote: Acclamation – Adopted.

RESOLUTION NO. 114-15

Introduced by B. Schu. Seconded by H. Lando.

FINAL ADOPTION OF LOCAL LAW TENTATIVELY NO. FIVE FOR THE YEAR 2015, AUTHORIZING THE IMPOSITION OF FEES FOR IMPOUNDED VEHICLES HELD BY THE STEUBEN COUNTY SHERIFF.

Pursuant to Steuben County Charter Section 2.07 and Municipal Home Rule Law Section 10(9-A).

WHEREAS, there has been duly presented to the members of the Steuben County Legislature on July 27, 2015, County of Steuben Local Law Tentatively No. Five for the Year 2015, Authorizing the Imposition of Fees for Impounded Vehicles Held by the Steuben County Sheriff, preliminarily adopted said Local Law on July 27, 2015, making the final adoption of said Local Law subject to a Public Hearing to be held on August 24, 2015; and

WHEREAS, in accordance with said resolution and Notice of Public Hearing, this County Legislature of the County of Steuben did conduct a Public Hearing on August 24, 2015, at 10:00 A.M., and all persons appearing were given the opportunity to be heard, and the Clerk of this Legislature having filed proof of the publication and posting of the Notice of Public Hearing.

NOW THEREFORE, BE IT

RESOLVED, that County of Steuben Local Law Tentatively No. Five for the Year 2015, as hereinafter set forth be, and the same hereby is, finally adopted, to wit:

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. FIVE FOR THE YEAR 2015

A Local Law, Authorizing the Imposition of Fees for Impounded Vehicles Held by the Steuben County Sheriff.

Be it enacted by the Legislature of the County of Steuben as follows:

A. Storage Fees Charged by SCSO for Impounded Vehicles

1. Effective September 1, 2015, the Sheriff of Steuben County will be charging a storage fee for vehicles and equipment stored in the Sheriff's Office Impound Yard Facility located on County Route 113 in the Town of Bath. The purpose of these fees to be charged is to assist the Sheriff of Steuben County with maintaining this service for other Steuben County Departments and the maintenance and repairs needed to the Impound Lot resulting in savings for Steuben County.

2. The County of Steuben recognizes the need for the Sheriff to maintain a secure Impound Yard Facility where evidentiary items and vehicle seized pursuant to Criminal Investigation or Civil Actions can be stored securely. The Sheriff's Office Impound Yard Facility located in the Town of Bath is a securely fenced-in area that provides the ability for both indoor and outdoor storage.

3. The Sheriff of Steuben County recognizes that having this type of secure Impound Yard Facility is critical to the operations of a fully functional police agency and there are many incidents or factors that will make the storage of vehicles and other large items mandatory. These mandatory incidents that occur in the daily operations of the Sheriff's Office will result in no charges being applied to maintaining the vehicles and equipment housed pursuant to the Sheriff's designated duties.

4. The fee schedule below will be used and applied to all vehicles and equipment being stored within the Steuben County Sheriff's Office Impound Yard Facility:

a. Civil Proceeding – After the completion of the first full (24) hour period the vehicle or other equipment is stored inside the secure Impound Yard Facility. The date shall begin at 0000 hours on the day following the day the vehicle or equipment is placed inside the secured Impound Yard Facility. This date shall then be completed at 2359 hours on the date the item is removed from this facility.

   Example: A vehicle is seized pursuant to an official property seizure processed by this office through the Civil Division. The vehicle is placed in the Impound Facility at 1600 hours on June 1. The vehicle will be stored free of charge by this office until 0000 hours on June 2, at which time the appropriate fee rate will apply as outlined below.

b. Criminal Investigation – As a matter of the course of business for the operation of a police agency, this office will house and store all vehicles and equipment being investigated by this office free of charge where a pending criminal investigation and the subsequent prosecution is underway. Once the case has been adjudicated by the court system and this office has been served notice that the vehicle or equipment can be released to the rightful or titled owner, this office shall begin to charge a storage fee immediately after 0000 hours on the day after notice is given and the rightful or titled owner has been notified. After this date, the appropriate fee rate will then be applied for the vehicle or piece of equipment as outlined on the fee schedule below.

   Example: A vehicle is seized pursuant to a Burglary Investigation and stored as evidence in the secure Impound Yard Facility. The vehicle is placed in the secure Impound Yard Facility on January 1, but the case is not adjudicated until October 1. There are no storage fees for this vehicle in the secure Impound Yard Facility from January 1 through October 1. This office is then notified by the District Attorney's Office the vehicle can be released to the titled owner on October 2 and the titled owner is contacted and advised the vehicle can be released on the same day. At 0000 hours on October 3 the Impound Fee Rate below will begin until the vehicle is removed from the secure Impound Yard Facility by the titled owner or his /her agent.

5. The purpose of the above outline for charging fees for the storage of vehicles or equipment being seized and impounded by this office is to cover the growing cost of running a storage facility of this type. The secure Impound Yard Facility area requires constant maintenance to the yard and buildings located therein and bi-annual clean-up dates with members assigned is costly. Also there are other expenses to running this facility, which if outsourced to a private company, would be of great cost to Steuben County and could result in potential chain of custody issues to arise in criminal proceedings. Other maintenance items that need to be addressed is the paving of the facility, yearly snow removal in inclement weather, electric to run the buildings and lights, as well as the manpower as outlined above.

6. The fee schedule for vehicles and other equipment or evidence stored in the secure Impound Yard Storage Facility shall be as follows:

All storage rates are for one (24) hour period that will begin daily at 0000 hours and conclude at 2359 hours the same day. If the item is still inside the secure Impound Yard Facility at 0000 hours the following day another day's storage fee will be applied.

		Outside Storage	Inside Storage
a.	Motor Vehicles:	$10.00 a day	$15.00 a day
b.	Motorcycles	$5.00 a day	$10.00 a day
c.	ATVs / Snowmobiles	$5.00 a day	$10.00 a day
d.	Heavy Equipment	$20.00 a day	N/A
e.	Tractor Trailers Combo	$20.00 a day	N/A
f.	Vehicle Trailers	$5.00 a day	N/A
g.	Small Equipment (Chainsaws)	N/A	$2.00 a day

B. Authorizations, Limitations and Procedures Relating to Fees

1. Only the Sheriff's Office (2) designated members that control the daily operations of the secure Impound Yard Facility will be allowed to receive funds for this office when a vehicle or piece of equipment as outlined above is released. **NO OTHER DEPUTY SHERIFF OR INVESTIGATOR IS AUTHORIZED TO ACCEPT ANY FORM OF PAYMENT.**

   This office **WILL NOT** accept payment in the form of US Currency from any member of the public. All secure Impound Yard Fees that are paid to this office will be in the form of a Cashier's Check or Money Order that is made payable to:

   Sheriff of Steuben County

   7007 Rumsey Street Extension

   Bath, New York 14810

   a. In a Criminal matter, it will be the responsibility of the titled owner of the vehicle or rightful owner of the equipment as designated by Court Order to pay the Impound Storage Fee before any item as outlined above is released from the Sheriff's Office Storage Facility.

   b. In a Civil matter, it will be the responsibility of the creditor or attorney to pay the Impound Storage Fee out of the escrow that is paid before the vehicle/equipment is taken. The designated member that is responsible for the Impound Yard Facility will meet with the Supervisor of the Civil Division before any vehicle or piece of equipment is released from the Impound Yard Facility to ensure these funds have been transferred to the established Impound Yard revenue account.

2. Once payment has been received by this office, the Cashier's Check or Money Order will be turned over to the Sheriff's Confidential Secretary for deposit in the designated SCSO Revenue Line Item. This payment shall have a copy of the Impound Yard Seizure Form attached as well as the Impound Yard Fee Calculation Sheet. A copy of all paperwork generated will also be placed in the appropriate secure Impound Yard Facility File Cabinet – Inactive Vehicles, located in the Communications Center at the Public Safety Building for future reference.

3. Any expenditures out of this Impound Yard Facility Revenue Account will be used solely for the purpose to maintenance and improve the secure Impound Yard Facility for this office. All expenditures out of this revenue account will be at the sole discretion of the Sheriff of Steuben County.

AND BE IT FURTHER RESOLVED, a Public Hearing on the within Local Law has been held on August 24, 2015 at 10:00 A.M. at the Legislative Chambers, Village of Bath, New York; and be it further

RESOLVED, the Clerk of the Legislature has caused a Notice of said Public Hearing to be posted at the Courthouses in the municipalities of Bath, Corning and Hornell, said Notice published for one insertion in the two official newspapers of the County, and has caused such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with the proof of posting and publication filed in the Office of the Clerk of the Legislature; and be it further

RESOLVED, within twenty (20) days after the final adoption by this County Legislature of said County of Steuben, Local Law Tentatively No. Five for the Year 2015, the Clerk of this Legislature shall cause one certified copy thereof to be filed in the in the Office of the Secretary of State of the State of New York, and said Secretary of State is to be requested to publish the Local Law in the supplement to the Session Laws and the Steuben County Clerk is to be requested to file the Local Law in a separate book kept by her for such records; and be it further

RESOLVED, the Clerk of the Legislature, in accordance with Section 214, shall cause a true copy of said Local Law to be published in the two County official newspapers within ten (10) days after such Local Law has become effective; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager and the Steuben County Sheriff.

Vote: Roll Call – Adopted.

RESOLUTION NO. 115-15

Introduced by L. Crossett. Seconded by D. Farrand.

EXTENDING THE INCREASE OF THE RATE OF TAXES ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, AND ON OCCUPANCY OF HOTEL ROOMS AND AMUSEMENT CHARGES, PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK.

Be it enacted by the Legislature of the County of Steuben, as follows:

Section 1. The first sentence of section two of Resolution No. 321 as enacted in 1967, as amended, is amended to read as follows:

SECTION 2. Imposition of sales tax.

On and after March 1, 1972, there is hereby imposed and there shall be paid a tax of three percent upon, and for the period commencing December 1, 1992 and ending November 30, 2017, there is hereby imposed and there shall be paid an additional tax of one percent upon:

Section 2. Subdivision (g) of section three of Resolution 321 as enacted in 1967, as amended, is amended to read as follows:

(g) With respect to the additional tax of one percent imposed for the period commencing December 1, 1992, and ending November 30, 2017, the provisions of subdivisions (a), (b), (c), (d) and (e) of this section apply, except that for the purposes of this subdivision, all references in said subdivisions (a), (b), (c) and (d) to an effective date shall be read as referring to December 1, 1992, all references in said subdivision (a) to the date four months prior to the effective date shall be read as referring to August 1, 1992, and the reference in said subdivision (b) to the date immediately preceding the effective date shall be read as referring to November 30, 1992. Nothing herein shall be deemed to exempt from tax at the rate in effect prior to December 1, 1992 any transaction, which may not be subject to the additional tax, imposed effective on that date.

Section 3. Section four of Resolution No. 321 as enacted in 1967, as amended, is amended to read as follows:

SECTION 4. Impositions of compensating use tax.

(a) Except to the extent that property or services have already been or will be subject to the sales tax under this enactment, there is hereby imposed on every person a use tax for the use within this taxing jurisdiction on and after December 1, 1992, except as otherwise exempted under this enactment, (A) of any tangible personal property purchased at retail, (B) of any tangible personal property (other than computer software used by the author or other creator) manufactured, processed or assembled by the user, (i) if items of the same kind of tangible personal property are offered for sale by him in the regular course of business or (ii) if items are used as such or incorporated into a structure, building or real property, by a contractor, subcontractor or repairman in erecting structures or buildings, or building on, or otherwise adding to, altering, improving, maintaining, servicing or repairing real property, property or land, as the terms real property, property or land are defined in the real property tax law, if items of the same kind are not offered for sale as such by such contractor, subcontractor or repairman or other user in the regular course of business, (C) of any of the services described in paragraphs (1), (7) and (8) of subdivision (c) of section two, (D) of any tangible personal property, however acquired, where not acquired for purposes of resale, upon which any of the services described under paragraphs (2), (3) and (7) of subdivision (c) of section two have been

performed, (E) of any telephone answering service described in subdivision (b) of section two and (F) of any computer software written or otherwise created by the user if the user offers software of a similar kind for sale as such or as a component part of other property in the regular course of business.

(b) For purposes of clause (A) of subdivision (a) of this section, for the period commencing December 1, 1992, and ending November 30, 2017, the tax shall be at the rate of four percent, and on and after December 1, 2017, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for such property, or for the use of such property, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one, but excluding any credit for tangible personal property accepted in part payment and intended for resale.

(c) For purposes of subclause (i) of clause (B) of subdivision (a) of this section, for the period commencing December 1, 1992, and ending November 30, 2017, the tax shall be at the rate of four percent, and on and after December 1, 2017, the tax shall be at the rate of three percent, of the price at which items of the same kind of tangible personal property are offered for sale by the user, and the mere storage, keeping, retention or withdrawal from storage of tangible personal property by the person who manufactured, processed or assembled such property shall not be deemed a taxable use by him.

(d) For purposes of subclause (ii) of clause (B) of subdivision (a) of this section, for the period commencing December 1, 1992, and ending November 30, 2017, the tax shall be at the rate of four percent, and on and after December 1, 2017, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property manufactured, processed or assembled into the tangible personal property the use of which is subject to tax, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one.

(e) Notwithstanding the foregoing provisions of this section, for purposes of clause (B) of subdivision (a) of this section, there shall be no tax on any portion of such price which represents the value added by the user to tangible personal property which he fabricates and installs to the specifications of an addition or capital improvement to real property, property or land, as the terms real property, property or land are defined in the real property tax law, over and above the prevailing normal purchase price prior to such fabrication of such tangible personal property which a manufacturer, producer or assembler would charge an unrelated contractor who similarly fabricated and installed such tangible personal property to the specifications of an addition or capital improvement to such real property, property or land.

(f) For purposes of clauses (C), (D) and (E) of subdivision (a) of this section, for the period commencing December 1, 1992, and ending November 30, 2017, the tax shall be at the rate of four percent, and on and after December 1, 2017, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the service, including the consideration for any tangible personal property transferred in conjunction with the performance of the service and also including any charges for shipping and delivery of the property so transferred and of the tangible personal property upon which the service was performed as such charges are described in paragraph three of subdivision (b) of section one.

(g) For purposes of clause (F) of subdivision (a) of this section, for the period commencing December 1, 1992, and ending November 30, 2017, the tax shall be at the rate of four percent, and on and after December 1, 2017, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property which constitutes the blank medium, such as disks or tapes, used in conjunction with the software, or for the use of such property, and the mere storage, keeping, retention or withdrawal from storage of computer software described in such clause (F) by its author or other creator shall not be deemed a taxable use by such person.

Section 4. Subdivision (k) of section six of Resolution No. 321 as enacted in 1967, as amended, is amended to read as follows:

(k) Exemption of certain energy sources and related services from <u>additional</u> one percent rate of tax. Notwithstanding any inconsistent provision of this resolution, receipts from the retail sale or use of fuel oil and coal used for residential purposes; the receipts from the retail sale or use of wood used for residential heating purposes; and the receipts from every sale, other than for resale, or use of propane (except when sold in containers of less than one hundred pounds), natural gas, electricity, steam and gas, electric and steam services used for residential purposes shall be exempt from the

additional one percent rate of sales and compensating use taxes imposed, by Sections 2 and 4, respectively, of this resolution for the period commencing December 1, 1992, and ending November 30, 2017.

Section 5. Paragraph (B) of Subdivision one of section eleven of Resolution No. 321 as enacted in 1967, as amended, is amended to read as follows:

(B) With respect to the additional tax of one percent imposed for the period beginning December 1, 1992, and ending November 30, 2017, in respect to the use of property used by the purchaser in this County prior to December 1, 1992.

Section 6. Subdivision (d) of section fourteen of Resolution No. 321 as enacted in 1967, as amended, is amended to read as follows:

(d) Notwithstanding any provision of law or this resolution to the contrary, of the net collections received from the additional one percent rate of sales and compensating use taxes imposed, respectively, by sections two and four of this resolution during the period beginning December 1, 2015 and ending November 30, 2017, the County shall annually pay or cause to be paid to the City of Hornell the sum of seven hundred sixty five thousand dollars ($765,000.00), to the City of Corning the sum of seven hundred sixty five thousand dollars ($765,000.00), and the sum of seven hundred fifty thousand dollars ($750,000.00) to the towns and villages of the County, on the basis of the ratio which the full valuation of real property in each town or village bears to the aggregate full valuation of real property in all of the towns and villages in such area. The remainder of the net collections received from such additional one percent rate of sales and compensating use taxes imposed during such period shall be set aside for County purposes and shall be available for any County purpose.

Section 7. This resolution shall take effect December 1, 2015.

Section 8. Certified copies of this resolution shall be forwarded to Bruce Kastor, Esq., New York State Dept. of Taxation and Finance, W.A. Harriman Campus, Bldg. 9, Room 100, Albany, NY 12227-0125; Deborah R. Liebman, Esq., Deputy Counsel, New York State Dept. of Taxation and Finance, W. A. Harriman Campus, Building 9, Room 123, Albany, NY 12227-0125; Cesar A. Perales, Secretary of State, Office of the Secretary of State, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231; Thomas P. DiNapoli, Comptroller, Office of the State Comptroller, 110 State St., Albany, NY 12236; Judith M. Hunter, County Clerk; Jack K. Wheeler, County Manager; Patrick F. Donnelly, Commissioner of Finance; and Alan P. Reed, County Attorney.

Vote: Roll Call – Adopted.

RESOLUTION NO. 116-15

Introduced by M. Hanna. Seconded by G. Swackhamer.

AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO ACCEPT A CHANGE ORDER FOR ADDITIONAL ENGINEERING COSTS ASSOCIATED WITH THE BATH LANDFILL CELL # 3 CONSTRUCTION PROJECT.

Pursuant to Steuben County Charter Section 2.07.

WHEREAS, the County has constructed a Cell # 3 at the Bath Landfill; and

WHEREAS, the County contracted Barton & Loguidice, DPC as the design and construction inspection engineer; and

WHEREAS, Barton & Loguidice, DPC has incurred additional costs as the result of construction delays by the contractor; and

WHEREAS, the agreement between the contractor and the County authorizes the County to withhold additional engineering fees and a daily per diem charge of $800/day for the contractors lack of timeliness in completing the project; and

WHEREAS, Barton & Loguidice, DPC has incurred an additional $100,000 in engineering fees due to the contractors lack of timeliness for completing the project; and

WHEREAS, Barton & Loguidice, DPC seeks compensation for the additional charges.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Public Works is directed to accept the Barton & Loguidice, DPC change order for $100,000 contingent upon the submission of an invoice; and be it further

RESOLVED, the Commissioner of Public Works is authorized to withhold payment from the contractor additional engineering fees and per diem charges in the amount of $252,000 with the understanding that the $800/day per diem charge will continue to accrue until substantial completion of the contract; and be it further

RESOLVED, that a certified copy of this resolution should be forwarded to the Commissioner of the Department of Public Works.

Vote: Roll Call – Adopted.

RESOLUTION NO. 117-15

Introduced by B. Schu. Seconded by R. Lattimer.

AUTHORIZING THE SHERIFF TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION BUREAU OF MARINE SERVICES.

Pursuant to Steuben County Charter Section 2.07.

WHEREAS, the Steuben County Sheriff's Office will receive two Bombardier personal watercraft with trailers to be used by the Steuben County Sheriff's Office Navigation Patrol for the enforcement of the Navigation Law; and

WHEREAS, such equipment shall remain the property of the Office of Parks, Recreation and Historic Preservation Bureau of Marine Services (OPRHP) and shall at no time be or become the property of the Steuben County Sheriff's Office; and

WHEREAS, the provision shall continue only until such time as the Office ceases to use the equipment for Navigation Law purposes.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Sheriff is authorized to enter into an intergovernmental agreement with the New York State Office of Parks, Recreation and Historic Preservation Bureau of Marine Services to receive the above mentioned vessels and equipment without cost to the County; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and the Steuben County Sheriff.

Mr. Weaver stated that he understands the concept that this equipment is free. His concern is how will these be maintained? What use do we have for these and what is the true cost to the County?

Mr. Wheeler replied the Sheriff has not shared any figures regarding the potential maintenance costs. Major Whitmore commented our cost is mainly for the maintenance of the jet skis and trailer. He is not sure what that amount is. With regard to how we are going to man them, we have part-time navigation staff on the lake during the summer months. They are certified police officers.

Mr. Weaver stated we have a boat with two officers and now we will need two more people to use the jet skis. Are you hiring more staff? Mr. Wheeler replied no. There is no additional money in the budget for that.

Mr. Weaver asked how will the jet skis be used? How are they different from the boat? This is another toy and he cannot support this. He does not see how having the jet skis will be helpful.

Vote: Roll Call – Adopted. Yes – 7705; No – 1444; Absent – 723.
(No – Legislators Maio, Swackhamer and Weaver; Absent – Legislator Roush)

RESOLUTION NO. 118-15

Introduced by C. Ferratella and L. Crossett. Seconded by R. Weaver.

AUTHORIZING THE DIRECTOR OF THE OFFICE FOR AGING TO ACCEPT A REIMBURSEMENT GRANT FROM THE NEW YORK STATE OFFICE FOR THE AGING TO DEFRAY THE COSTS OF PAY INCREASES FOR DIRECT CARE WORKERS.

Pursuant to Steuben County Charter Section 2.07 and Part I of Chapter 60 of the Laws of 2014.

WHEREAS, Steuben County Office for the Aging (OFA) recently received notification of the availability of funding from the New York State Office for the Aging (NYSOFA); and

WHEREAS, this funding will be used solely to support salary increases up to 2% and salary-related fringe benefit increases for OFA and its contract agencies' direct care staff, direct support professionals, and clinical staff as defined by the Director of the New York State Office for the Aging that have occurred or will occur after January 1, 2014.

NOW THEREFORE, BE IT

RESOLVED, that the Director of OFA is authorized to execute any and all agreements, certifications or other documents necessary to accept this funding; and be it further

RESOLVED, that the Director of OFA is hereby authorized to accept up to $6,207.00 as revenue and appropriate as follows:

DIRECT CARE WORKER Total = $6,207.00

$1,188.80 (CSE)
Expense: 677300 51100000
Revenue: 677300 43772770

$676.20 (CSE)
Expense: 677500 5440740
Revenue: 677500 43772770

$2,884.00 (SNAP)
Expense: 677400 5440528
Revenue: 677400 43772710

$1,458.00 (EISEP)
Expense: 677600 5440780
Revenue: 677600 43772780

AND BE IT FURTHER RESOLVED, certified copies of this resolution shall be forwarded to the Director of the Office for the Aging and the Commissioner of Finance.

Vote: Roll Call – Adopted.

RESOLUTION NO. 119-15

Introduced by P. McAllister. Seconded by C. Ferratella.

AUTHORIZING THE ANNUAL RPS V4 CHARGEBACK TO THE TOWNS AND CITIES FOR LICENSE AND SUPPORT FEES.

Pursuant to County Law, Section 233a.

WHEREAS, the Administration Committee has approved the report of RPS V4 charges by Assessing unit which includes an annual charge for the New York State Office of Real Property Services License Fee and a fee for County support of this system; and

WHEREAS, the Administration Committee has approved the invoicing of the fees to the Cities and Towns; and

WHEREAS, the Real Property Tax Service Agency has paid the assessing units' annual license fee charge to the State for this fiscal year.

NOW THEREFORE, BE IT

RESOLVED, the Real Property Tax Office will invoice each City and Town for their share of the Real Property System Version 4 (RPS V4) License and Support Charge; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance, the Director of the Real Property Tax Service Agency, and to each Town and City.

Mr. Mullen commented on the range in the ORPS license fee ranges from $150 to $750; is that something we set? Mrs. Flaitz replied the rates are set by the New York State Office of Real Property Services and they are ranked on a per parcel basis.

RPS V4 TO BE BILLED FOR 1/1/16 LEVY

.rpsv4chargeback/resolutions 08/03/2015

Swis	Municipalaity	Parcel Count	ORPS License Fee	County Support Fee	Total Chargeback
4603	Corning City	4,251	$1,500	$200	$1,700
4606	Hornell City	3,735	$1,300	$200	$1,500
4620	Addison	1,288	$1,000	$200	$1,200
4622	Avoca	1,328	$1,000	$200	$1,200
4624	Bath	5,166	$1,500	$200	$1,700
4626	Bradford	572	$850	$200	$1,050
4628	Cameron	751	$850	$200	$1,050
4630	Campbell	1,603	$1,000	$200	$1,200
4632	Canisteo	2,035	$1,200	$200	$1,400
4634	Caton	1,288	$1,000	$200	$1,200
4636	Cohocton	1,840	$1,000	$200	$1,200
4638	Corning Town	3,251	$1,300	$200	$1,500
4640	Dansville	1,263	$1,000	$200	$1,200
4642	Erwin	3,209	$1,300	$200	$1,500
4644	Fremont	786	$850	$200	$1,050
4646	Greenwood	725	$850	$200	$1,050
4648	Hartsville	567	$850	$200	$1,050
4650	Hornby	994	$850	$200	$1,050
4652	Hornellsville	2,410	$1,200	$200	$1,400
4654	Howard	1,229	$1,000	$200	$1,200
4656	Jasper	879	$850	$200	$1,050
4658	Lindley	1,031	$1,000	$200	$1,200
4660	Prattsburgh	1,865	$1,000	$200	$1,200
4662	Pulteney	1,710	$1,000	$200	$1,200
4664	Rathbone	762	$850	$200	$1,050
4666	Thurston	983	$850	$200	$1,050
4668	Troupsburg	939	$850	$200	$1,050
4670	Tuscarora	887	$850	$200	$1,050
4672	Urbana	1,990	$1,000	$200	$1,200
4674	Wayland	2,301	$1,200	$200	$1,400
4676	Wayne	1,603	$1,000	$200	$1,200
4678	West Union	535	$850	$200	$1,050
4680	Wheeler	1,000	$850	$200	$1,050
4682	Woodhull	1,161	$1,000	$200	$1,200
		55,937	$34,550	$6,800	$41,350

ORPS License Fee Schedule

Number of Parcels	Fee
0-500	$750
501-1000	$850
1001-2000	$1,000
2001-3000	$1,200
3001-4000	$1,300
4001-6000	$1,500

Steuben County
Real Property Tax Service Agency
3 E. Pulteney Square
Bath, New York 14810
Wendy Flaitz, Director

Vote: Roll Call – Adopted.

RESOLUTION NO. 120-15

Introduced by R. Weaver. Seconded by R. Lattimer.

AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE DEPARTMENT OF HOUSING AND COMMUNITY RENEWAL FOR A COMMUNITY DEVELOPMENT BLOCK GRANT.

Pursuant to the Steuben County Charter Section 2.07.

WHEREAS, Steuben County is an eligible applicant for the Community Development Block Grant (CDBG) Small Cities Program; and

WHEREAS, Arbor Development, Inc. is desirous of continuing its program of housing rehabilitation for low and moderate income households; and

WHEREAS, said housing rehabilitation activities are an eligible expenditure of CDBG funds; and

WHEREAS, under the CDBG Program, Steuben County is permitted to contract with Arbor Development, Inc. to provide said rehabilitation.

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Planning Department is hereby authorized to submit an application to the Department of Housing and Community Renewal for a Community Development Block Grant to provide funding for housing rehabilitation; and be it further

RESOLVED, the Planning Director is hereby authorized to sign the application on behalf of Steuben County; and be it further

RESOLVED, that should said grant be awarded to Steuben County, the Steuben County Commissioner of Finance is hereby authorized to deposit said grant in the appropriate line item in the Steuben County Budget; and be it further

RESOLVED, that the Steuben County Planning Director is hereby authorized to sign all appropriate and necessary documents to implement said grant; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Steuben County Planning Director, and to the Executive Director, Arbor Development, Inc., 26 Bridge St., Corning NY 14830.

Vote: Roll Call – Adopted.

RESOLUTION NO. 121-15

Introduced by R. Weaver. Seconded by D. Farrand.

COMMENCING THE REVIEW PERIOD FOR AGRICULTURAL DISTRICT NO. 5.

Pursuant to Article 25-AA, Section 303-a, of the Agriculture and Markets Law of the State of New York.

WHEREAS, owners of certain lands in the Towns of Avoca, Cohocton, Dansville, Fremont, Prattsburgh, and Wayland did submit to the Steuben County Board of Supervisors a proposal to create an agricultural district within the specified areas of said Towns; and

WHEREAS, said proposal was filed with the Steuben County Board of Supervisors and the appropriate procedures were thereafter followed which led to a certification of the creation of said district effective May 5, 1976; and

WHEREAS, a Notice of Review has been received from the State of New York, Department of Agriculture and Markets, and that, pursuant to said Law, the procedure for the necessary review of the Steuben County Agricultural District No. 5 is required to commence; and

WHEREAS, said review must be completed by the Review Date of May 5, 2016.

NOW THEREFORE, BE IT

RESOLVED, that the Review period of the said Agricultural District located in the Towns of Avoca, Cohocton, Dansville, Fremont, Prattsburgh, and Wayland, County of Steuben and State of New York commences effective upon filing of a Notice of Review with the office of the Steuben County Clerk, said Review period to be for a period of thirty (30) days; and be it further

RESOLVED, that the Clerk of this Legislature is hereby directed to file said Notice of Review in the Office of the Steuben County Clerk and provide notice of such review by publishing the "Notice" in the Corning Leader and the Hornell Evening Tribune, which are two (2) newspapers having general circulation within the said District, and by posting such "Notice" in five (5) conspicuous places within the said district. Said "Notice" shall contain information as required in accordance with Section 303-a of the Agriculture and Markets Law of the State of New York; and be it further

RESOLVED, that the Clerk of this Legislature shall file the necessary affidavits of publication and posting of such "Notice" with this County Legislature, and this Legislature shall receive any proposals for modification of said district which may be submitted by landowners or municipalities, within thirty (30) days of the filing of the Notice of Review in the Steuben County Clerk's Office; and be it further

RESOLVED, that upon termination of said thirty (30) day period such review and any proposed modifications shall be referred by this Legislature to the Steuben County Agricultural and Farmland Protection Board, which Board shall report to the Steuben County Legislature its recommendations concerning the review and proposed modifications, and thereafter the County Legislature shall hold a Public Hearing as required by Law; and be it further

RESOLVED, that the Clerk of this Legislature shall forward certified copies of this resolution to the Steuben County Clerk, Chairman of the County Agricultural and Farmland Protection Board, the Chairman and Director of the Steuben County Planning Department; and the County Cooperative Extension Office at Bath, New York.

Vote: Acclamation – Adopted.

RESOLUTION NO. 122-15

Introduced by R. Weaver. Seconded by H. Lando.

DESIGNATING THE STEUBEN COUNTY CONFERENCE & VISITORS' BUREAU AS THE OFFICIAL TOURISM PROMOTION AGENCY FOR THE COUNTY OF STEUBEN.

Pursuant to Article 5 of the County Law of the State of New York.

WHEREAS, the New York State Grants Program is designed to encourage tourism promotion throughout the regions of New York State; and

WHEREAS, the Steuben County Conference and Visitors' Bureau, a non-profit organization established by the Steuben County Legislature through adoption of Resolution No. 156-93 on October 25, 1993, has requested to be designated in 2015-2016 as the official tourism promotion agency for Steuben County for the purpose of the New York State Grants Program.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Conference and Visitors' Bureau is designated by the Steuben County Legislature to make application for and receive grants on behalf of the County of Steuben pursuant to the New York State Tourism Promotion Act; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to Peggy Coleman, President, Steuben County Conference and Visitors' Bureau, Inc., 1 West Market Street, Suite 301, Corning, NY 14830.

Mr. Swackhamer commented that he would like to stress this is for the County of Steuben.

Vote: Acclamation – Adopted.

RESOLUTION NO. 123-15

Introduced by B. Schu. Seconded by G. Swackhamer.

OPPOSING ASSEMBLY BILL A6430A AND SENATE BILL S983A REGARDING THE TREATMENT OF PREGNANT INMATES.

WHEREAS, in the waning days of the legislative session, NYS Assembly Bill A6430A and Senate Bill S983A were discharged expeditiously through committee of both houses and various entities were never given an opportunity to make comments; and

WHEREAS, the bill makes amendments to the current law on security restraints for female pregnant prisoners on how and when they may be used, as well as "no restraint" provisions, and that a Sheriff must find extraordinary circumstances exist, must seek medical consultation, must justify use in writing, must not have corrections staff present during birth yet be responsible for security, must give written notice to any female incarcerated and again if pregnant, must provide annual training for all correctional transport staff, and must report in writing annually to the (1) Governor, (2) the Temporary President of the Senate, (3) the Minority Leader of the Senate, (4) the Speaker of the Assembly, (5) the Minority Leader of the Assembly, (6) the Chairperson of the Senate Crime Victims, (7) the Crime and Correction Committee and (8) the Chairperson of the Assembly Correction Committee every time the use of restraints on a woman under this bill; and

WHEREAS, everyone involved in the custody of a pregnant female needs to understand the different medical issues involved and that she be dealt with accordingly and safely, however the language in this bill is excessive, overstated and extraordinarily burdensome in many ways resulting in an unfunded mandate, and an increase in the overtime of corrections costs to the counties, and in some circumstances will jeopardize safety, create escape possibilities, and security concerns of all involved, and this is not the time for such issues.

NOW THEREFORE, BE IT

RESOLVED, that this Legislature urges the nonsupport of this legislation, and that the extreme provisions be amended to avoid the unfunded mandate to counties while maintaining the safety of the female and the security of the incarceration for everyone; and be it further

RESOLVED, that the Clerk of the Legislature is hereby authorized and directed to forward certified copies of this resolution to Honorable Andrew M. Cuomo, New York State Governor, New York State Capitol Building, Albany, NY 12224; Honorable John J. Flanagan, Senate Majority Leader, 330 State Capitol Building, Albany, NY 12247; Honorable Jeffrey Klein, NYS Senate Coalition Co-Leader, 913 Legislative Office Building, Albany, NY 12247; Honorable Andrea Stewart-Cousins, Minority Leader, New York State Senate, 907 Legislative Office Building, Albany, NY 12247; Honorable Carl Heastie, Speaker, New York State Assembly, 522 Legislative Office Building, Albany, NY 12248; Honorable Joseph D. Morelle, Majority Leader, New York State Assembly, 926 Legislative Office Building, Albany, NY 12248; Honorable Brian M. Kolb, Minority Leader, New York State Assembly, 933 Legislative Office Building, Albany, NY 12248; Honorable Thomas M. O'Mara, New York State Senator, 415 Legislative Office Building, Albany, NY 12247; Honorable Philip A. Palmesano, New York State Assemblyman, 723 Legislative Office Building, Albany, NY 12248; Honorable Joseph M. Giglio, New York State Assemblyman, 439 Legislative Office Building, Albany, NY 12248; Honorable Bill Nojay, New York State Assemblyman, 527 Legislative Office Building, Albany, NY

12248; Honorable Tom Reed, 89 West Market Street, Corning, NY 14830; Honorable Charles E. Schumer, 15 Henry Street, Room 100 A-F, Binghamton, NY 13901; Honorable Kirsten Gillibrand, Kenneth B. Keating Federal Office Building, 100 State Street, Room 4195, Rochester, NY 14614; Stephen J. Acquario, Esq., Executive Director, New York State Association of Counties, 540 Broadway, Albany, NY 12207; New York State Sheriffs' Association, Inc., 27 Elk Street, Albany, NY 12207, and the Steuben County Sheriff.

Mr. Maio stated he voted against this in committee for a couple of reasons. First, the document we are asked to vote on is not very persuasive. Second, it talks about this being an unfunded mandate. That is a buzzword that we throw out, legitimately in most cases. The question that we do not ask is how is not handcuffing a pregnant inmate an unfunded mandate? How is the Sheriff doing less an unfunded mandate? What this resolution is really saying is do we, as a County, want the State Legislature to tell the Sheriff how to run the jail. Do we feel that pregnant inmates ought to be handcuffed? With this resolution as it currently is, we are being disingenuous about what we are doing here. If we want to pass a resolution saying what we really mean, and revised it, than he might be able to support it. In its present guise, I do not feel that it does what we want it to do. There is nothing in here that he sees burdens the Sheriff in any way. He cannot support this.

Mr. Schu clarified this is simply a memorializing resolution. We are not taking any action.

Mrs. Lando asked is the Sheriff asking us to do this? Mr. Wheeler replied yes. The New York State Sheriff's Association put this together and is asking all of the counties to support it.

Mr. McAllister commented just from reading the resolution, it mentions safety is an issue, and that is the real issue being addressed. We are trying to protect our workers and he thinks that comes through in the resolution. The Sheriff set forth an example where a pregnant inmate jeopardized the safety of the workers.

Vote: Acclamation – Adopted. No – 993; Absent – 723.
(No – Legislators Maio and Weaver; Absent – Legislator Roush)

Motion to Adjourn Regular Session and Reconvene in Executive Session Pursuant to Public Officers' Law, Article 7 §105.1.d. Discussions regarding Proposed, Pending or Current Litigation made by Mrs. Lando. Seconded by Mr. Mullen and duly carried.

RESOLUTION NO. 124-15

Introduced by S. Van Etten. Seconded by H. Lando.

MATTER(S) PERTAINING TO THE SETTLEMENT OF CLAIM(S) BY OR AGAINST THE COUNTY.

Pursuant to Steuben County Charter Section 2.07(12) and Administrative Code Part IX (C)(2).

WHEREAS, a disciplinary matter was commenced against an employee in the District Attorney's Office; and
WHEREAS, during the course of the discipline, the employee raised a potential claim against the County; and

WHEREAS, while the claim is disputed, the parties are desirous of settling the claim and such settlement is determined to be in the best interests of the County; and

WHEREAS, it is determined that the claim is properly payable through the Judgments and Claims account to the extent such account is not subject to the provisions of General Municipal Law §6-n.

NOW THEREFORE, BE IT

RESOLVED, that the County does hereby approve and ratify the Stipulation of Settlement and General Release executed by the District Attorney on July 13, 2015 requiring the payment of $47,074 on the part of the County; and be it further

RESOLVED, that the Commissioner of Finance is authorized and directed to make the following transfer

$43,648.97 from DA account #116500 51100000
to Judgments and Claims account #193000 5410500

AND BE IT FURTHER RESOLVED, that the Commissioner of Finance is authorized and directed to pay the sum of $43,648.97 to Schlather, Stumbar, Parks & Salk, LLP, Attorneys for the claimant; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the District Attorney, Commissioner of Finance, County Manager and the County Attorney.

Vote: Roll Call – Adopted.

Motion to Adjourn Executive Session and Reconvene in Regular Session made by Mrs. Lando. Seconded by Mr. Crossett and duly carried.

Motion to Adjourn made by Mr. McAllister. Seconded by Mrs. Lando and duly carried.

REGULAR MEETING
Morning Session
Monday, September 28, 2015
Legislative Chambers, Bath, New York

The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers, Bath, NY on Monday, the 28th day of September, 2015 at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members present except Legislators Mullen, Weaver and Van Etten.

Mrs. Ferratella provided the Invocation and the Pledge of Allegiance was led by Mrs. Lando.

Chairman Hauryski asked Anne Collson to come forward. Mrs. Collson is an employee in the Law Department. He presented her with a Certificate of Appreciation and a pin in recognition of her 25 years of service to Steuben County.

Chairman Hauryski asked John Bowers to come forward. Mr. Bowers is the County Auditor. He presented him with a Certificate of Appreciation and a plaque in recognition of his retirement with 25 years of service to Steuben County.

Chairman Hauryski asked Steve Bates to come forward. Mr. Bates is the Director of Weights & Measures. He presented him with a Certificate of Appreciation and a plaque in recognition of his retirement with 36 years of service to Steuben County.

Chairman Hauryski opened the floor for comments by members of the public. There being none, he declared the opportunity for public comment closed.

Dr. Douglas thanked the Legislature for the opportunity to present her proposal and the college appreciates the support that we have always felt. We are one of sixty-four community colleges in the SUNY system. The SUNY system requires us every five years to do a Facilities Master Plan. In August, our regional board of trustees approved the facilities master plan and authorized us to present it to each of our County Legislatures for approval. Dr. Douglas presented a PowerPoint overview of the Facility Master Plan.

Dr. Douglas informed the committee that they worked with SWBR Architects to come up with a plan that focuses on our learning environment. We came up with a list of priorities, which included investing in our core, the main campus, and bringing our labs and classrooms into the 21st century. We also want to address our building deficiencies, look at building improvements and site design. She stated we are the only community college in the nation that has a planetarium and nature system and we want to maximize that and would like to expand the facility around the planetarium. Additionally, we are looking at constructing a new multi-purpose assembly and performance building. There is also the potential for the creation of a Collegetown Center. The proposal would be to build this across from the site of the old hospital. Our plan is to bring all of our health education programs, credit and non-credit, to a single location. In conjunction with that, we would also construct market rate housing which will look similar to the buildings that are located on Market Street.

Mr. Carr explained our capital plan includes the new concepts as well as the building maintenance. The total amount of the five-year plan is $73 million. Of that, $52 million will be used for Spencer Hill. The Master Plan is divided between building maintenance of $20 million and the balance of $50 million to be used on the construction of new concepts. He explained that standard financing for the college is 50 percent State funded and we raise 50 percent from our capital chargebacks. We also hope to raise donation funds. We would be able to afford $14 million of this $73 million project on our own using

standard financing. With market financing, we would have to look elsewhere for funding. An example of that would be a CFA (consolidated funding application), and the success of that is yet to be determined.

Mr. McAllister commented that he likes your look forward. He had not been to the campus in 15 or 20 years and recently had an opportunity to go. He was very impressed with the campus. It is a well-kept and beautiful educational facility and he is in favor of the five-year master plan.

Mr. Swackhamer asked Dr. Douglas to explain what they plan to do with solar and wind energy. Dr. Douglas replied in addition to utilizing it for our campus, we will also offer a curriculum to train students as technicians. ***Chairman Hauryski thanked Dr. Douglas for her presentation.***

Motion adopting the minutes of the previous meeting(s) made by Mr. Swackhamer. Seconded by Mr. Hanna and duly carried.

Mr. Farrand stated that he would like to recognize Mrs. Dlugos and her group for the outstanding job they did with this year's Farm-City Day. He also would like to recognize the Public Works Department and their construction and paint crews, as they have done an outstanding job this construction season.

Chairman Hauryski commented that he would also like to recognize the Public Works Department and the Mobile Work Crew for the work they did on the First Responders Honor Park in Erwin. Kudos to the staff for a nice job.

Chairman Hauryski reminded the Legislators that the Youth-In-Government Interns will be attending the October 13th Administration Committee in the Chambers. They also will be attending the October 26th Legislative Meeting, with lunch to follow.

RESOLUTION NO. 126-15

Introduced by L. Crossett. Seconded by D. Farrand.

MATTERS PERTAINING TO COUNTY REAL PROPERTY TAX SALES, CORRECTIONS OF ASSESSMENTS, PROPERTY TAXES, AND OTHER REAL PROPERTY ACQUISITIONS AND DISPOSITIONS.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

RESOLVED, the Chairman of the Steuben County Legislature, in accordance with the applications filed herewith, is hereby authorized and empowered on behalf of this Legislature to execute the necessary documentation for the disposition of applications for correction of real property taxes levied on the parcels contained in Schedule "A"; and be it further

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized to make the proper tax adjustment, and/or refund, with respect to the parcels contained in Schedule "A", as set forth in the approved applications, copies of which shall be forwarded to the taxpayer and collecting authority; and be it further

RESOLVED, the Steuben County Commissioner of Finance is further authorized and directed to convey those parcels sold at the Delinquent Tax Auction held on July 10, 2015, contained in Schedule "B", and he is further authorized and directed, in the event of a default by the highest bidder by failure to make full payment within thirty (30) days, to convey those parcels to the second highest bidder, as upon the "Notice to Bidders and Terms of Sale – 2015" as applicable and said transfers made pursuant hereto be and the same hereby are ratified; and be it further

RESOLVED, the said grantee(s) as herein previously recited must accept the parcel(s) "as is" together with the obligation of removing any persons, if any, claiming any interest in the parcel(s) if need be; and be it further

RESOLVED, the Chairman of the Steuben County Legislature is hereby authorized and empowered on behalf of this Legislature to execute the necessary document(s) for the providing of a temporary easement with respect to County lands adjoining the parcel(s) contained in Schedule “C”, as it is in the best interests of the County to grant the recited easement; and be it further

RESOLVED, that certified copies of this resolution contained in Schedule "A" shall be forwarded to the Director of the Steuben County Real Property Tax Service Agency and the Steuben County Commissioner of Finance, together with the approved applications executed in duplicate by the Chairman of the County Legislature, and the Chairman of the Board of Assessors; and certified copies of this resolution contained in Schedule "B" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, the Clerk of the Board of Education of the appropriate School District, and the grantee(s); and certified copies of this resolution contained in Schedule “C” shall be forwarded to the Commissioner of Public Works and the grantee(s).

SCHEDULE "A”

Resolution No.	A-1
Name	J. Cody and Hillary N. Slayton
Parcel No.	101.00-01-001.100
Municipality	Wheeler
Disposition	Correction

Resolution No.	A-2
Name	J. Cody and Hillary N. Slayton
Parcel No.	101.00-01-002.000
Municipality	Wheeler
Disposition	Correction

Resolution No.	A-3
Name	Cole WG Bath NY LLC (Walgreens)
Parcel No.	158.12-02-028.100
Municipality	Bath Village
Disposition	Correction and Refund

Resolution No.	A-4
Name	World Kitchen LLC
Parcel No.	318.10-01-001.200
Municipality	Corning City
Disposition	Court-ordered Refund

Resolution No.	A-5
Name	Patricia A. Smith
Parcel No.	299.13-02-003.200
Municipality	Painted Post Village
Disposition	Refund

Resolution No.	A-6
Name	Triple-H Ranch, Inc.
Parcel No.	217.00-01-025.000
Municipality	Canisteo
Disposition	Split

Resolution No.	A-7
Name	Domonick R. & Louis D. DeGuarde
Parcel No.	042.16-01-001.100
Municipality	Town of Cohocton
Disposition	Split

SCHEDULE "B"

Resolution No.	B-1 (Correction to C-4, Resolution 112-15)
Former Owner	June E. Belknap
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 75)
Parcel No.	318.19-01-001.000
Municipality	Town of Corning
Highest Bidder	Steven F. Learn and Janine D. Learn
Highest Bidder's Address	6080 Learn Rd., Cameron Mills, NY 14820
Consideration	$13,380.00, together with buyer's premium and recording fees
Second Highest Bidder	Keana Fletcher
Second Highest Bidder's Address	344 Dodge Ave. Ext., Corning, NY 14830

Resolution No.	B-2 (Correction to C-5, Resolution 112-15)
Former Owner	Lena B. Carnes Estate, c/o Cole & Valkenburgh PC
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 90 & 91)
Parcel No.	213.00-01-014.000 & 213.00-01-016.000
Municipality	Town of Hartsville
Highest Bidder	Jeffrey Carnes and Donna Carnes
Highest Bidder's Address	5104 Purdy Creek Rd, Hornell, NY 14843
Consideration	$17,230.00, together with buyer's premium and recording fees
Second Highest Bidder	Levi Kull
Second Highest Bidder's Address	41 Jane Street Lower, Hornell, NY 14843

Resolution No.	B-3 (Correction to C-13, Resolution 112-15)
Former Owner	Christy Armenta
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	134.00-01-022.000
Parcel No.	July 10, 2015 (Sale No. 23)
Municipality	Town of Bradford
Highest Bidder	Lance D. Rizzon and Dominic Rizzon
Highest Bidder's Address	9690 Munson Rd., Bradford, NY 14815
Consideration	$2,615.00, together with buyer's premium and recording fees
Second Highest Bidder	Rick Machuga
Second Highest Bidder's Address	Bath, NY 14810

Resolution No.	B-4 (Correction to C-17, Resolution 112-15)
Former Owner	Eric Stewart & Angenette Stewart
In Rem Index No.	2010-1966CV Judgment filed April 29, 2014
Date of Tax Sale:	197.15-03-007.000
Parcel No.	July 10, 2015 (Sale No. 41)
Municipality	Village of Canisteo
Highest Bidder	Amy Crissy and James Crissy
Highest Bidder's Address	35 Maple Street, Canisteo NY 14823
Consideration	$9,970.00, together with buyer's premium and recording fees
Second Highest Bidder	BARSCO, LLC.
Second Highest Bidder's Address	5811 Unionville Road, Bath, NY 14810

Resolution No.	B-5 (Correction to C-40, Resolution 101-15)
Former Owner	John L. Jenkins & Arthur A. Jenkins
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 127)
Parcel No.	275.00-01-016.120
Municipality	Town of Rathbone
Highest Bidder	Sarkis Y. Matossian & Jeanne L. Matossian
Highest Bidder's Address	1871 Wildey Road, Nunda, NY 14517
Consideration	$8,555.00, together with buyer's premium & recording fees
Second Highest Bidder	R C Strasburg II
Second Highest Bidder's Address	60 Maple Avenue, Cohocton, NY 14826

Resolution No.	B-6 (Correction to C-34, Resolution 101-15)
Former Owner	Jerome M. Breese
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 110)
Parcel No.	164.07-01-012.000
Municipality	Village of Almond
Highest Bidder	Daniel L. Washburn and Pam Washburn
Highest Bidder's Address	3 Maple Ridge Road, Almond, NY 14804
Consideration	$1,405.00, together with buyer's premium & recording fees
Second Highest Bidder	None
Second Highest Bidder's Address	-

Resolution No.	B-7 (Correction to C-10, Resolution 101-15)
Former Owner	Gordon A. Hakes & Gloria A. Hakes
In Rem Index No.	90918, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 30)
Parcel No.	244.00-01-092.000
Municipality	Town of Campbell
Highest Bidder	James F. Drumm & Theresa A. Hakes-Drumm
Highest Bidder's Address	4566 Meads Creek Rd, Painted Post, NY 14870
Consideration	$8,005.00, together with buyer's premium & recording fees
Second Highest Bidder	Larrie Hakes
Second Highest Bidder's Address	4615 Meads Creed Rd, Painted Post, NY 14870

Resolution No.	B-8
Former Owner	Brian Wilcox and Sara R. Wilcox, now Sara R. Simpson
In Rem Index No.	2010-1966CV, Judgment filed April 29, 2014
Date of Tax Sale:	July 10, 2015 (Sale No. 66)
Parcel No.	318.54-02-043.000
Municipality	City of Corning
Highest Bidder	Daniel & Kristy Saggiomo
Highest Bidder's Address	351 Sunset Drive, Corning, NY 14830
Consideration	$16,130.00, together with buyer's premium and recording fees
Second Highest Bidder	Andrea J. Haradon
Second Highest Bidder's Address	3069 B Spencer Hill Rd,, Corning, NY 14830

Resolution No.	B-9
Former Owner	Jeff E. Chrisler
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 71)
Parcel No.	299.14-05-006.000
Municipality	Town of Corning
Highest Bidder	Daniel & Kristy Saggiomo
Highest Bidder's Address	351 Sunset Drive, Corning, NY 14830
Consideration	$5,680.00, together with buyer's premium and recording fees
Second Highest Bidder	Cheryl A. Smith
Second Highest Bidder's Address	371 Brewster Street, Painted Post, NY 14870

Resolution No.	B-10
Former Owner	Sandra Carson
In Rem Index No.	2012-1440CV Judgment Filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 115)
Parcel No.	387.00-01-006.000
Municipality	Town of Lindley
Highest Bidder	Daniel & Kristy Saggiomo
Highest Bidder's Address	351 Sunset Drive, Corning, NY 14830
Consideration	$16,130.00, together with buyer's premium and recording fees
Second Highest Bidder	Amber Bates
Second Highest Bidder's Address	549 Chambers Rd, Horseheads, NY 14845

Resolution No.	B-11
Former Owner	Shannon S. Lewis
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Date of Tax Sale:	July 10, 2015 (Sale No. 148)
Parcel No.	340.18-01-034.000
Municipality	West Union
Highest Bidder	Tracey G. Bernd
Highest Bidder's Address	4960 County Rte. 125, Campbell, NY 14821
Consideration	$3,590.00, together with buyer's premium and recording fees
Second Highest Bidder	Joseph Bacon
Second Highest Bidder's Address	PO Box 292, Addison, NY 14801

SCHEDULE "C"

Resolution No.	C-1
Name	Bill Shear
Dominant Estate Parcel No.	232.00-01-031.000
Servient Estate Parcel Nos.	232.00-01-039.000 and 250.00-01-028.000
Municipality	Town of Hartsville
Disposition	Temporary Easement [ingress/egress roadway]

Vote: Roll Call – Adopted.

RESOLUTION NO. 127-15

Introduced by J. Hauryski. Seconded by G. Roush.

RECEIVING AND ACCEPTING THE SEPTEMBER 28, 2015 COMMUNICATIONS LOG AS PREPARED BY THE STEUBEN COUNTY MANAGER'S OFFICE.

BE IT RESOLVED, that the following communications were received, accepted and filed by the County of Steuben, and **referred to the appropriate Standing Committee and/or Department Head for information and/or action,** to wit:

August 14, 2015
Steuben County Industrial Development Agency – Re: 2016 budget request in the amount of $45,000. ***Referred to: A.I.P. Committee; Finance Committee; and Amy Dlugos, Planning Director.***

Steuben County Soil and Water Conservation District – Re: Support in the designation of the year of 2015 as the International Year of Soils (IYS) and locally led conservation. ***Referred to: A.I.P. Committee; Joseph Hauryski, Legislature Chairman; and Amy Dlugos, Planning Director.***

August 17, 2015
NYS Office for the Aging – Re: Revised Notification of Grant Award (NGA) and Annual Implementation Plan for the CRC program for the period of April 1, 2014 through March 31, 2015. ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

NYS Department of Transportation – Re: Notification of recently sent vouchers to the State Comptroller that distributes the second quarter SFY 2015-2016 Statewide Mass Transportation Operating Assistance (STOA) payments. ***Referred to: Amy Dlugos, Planning Director.***

August 19, 2015
NYS Office for the Aging – Re: Notification of Grant Awards (NGAs) for the Title III-B, Title III-C-1, Title III-C-2, Title III-D, and Title III-E for the period of January 1, 2015 through December 31, 2015. ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

New York State Office of Parks, Recreation and Historic Preservation – Re: Notification of the Lincoln School located at 373 Canisteo Street in Hornell, NY 14843 is being nominated to the State Register of Historic Places at the next meeting scheduled on September 17, 2015***. Referred to: A.I.P. Committee; and Eleanor Silliman, County Historian.***

New York State Association of Counties – Re: 2015 County Salary Survey and Employment Benefits Report. ***Referred to: Jack Wheeler, County Manager.***

Glenn O. Hawbaker Inc. – Re: Video recording located on a USB drive of the preconstruction condition of the detour route for the Pennsylvania P3 JV 133 SR 4017, Section 017, Tioga County, MPMS No. 7347 Bridge Construction Project including NY Route 101, NY Route 100, NY Route 99, Brook Road, McCaslin Road, Sealy Road, PA SR 4017, PA SR 49 and PA SR 4021. ***Referred to: Public Works Committee; and Vincent Spagnoletti, Commissioner of Public Works.***

August 20, 2015

Southern Tier Library System – Re: 2016 Budget request in the amount of $123,829. ***Referred to: A.I.P. Committee; Finance Committee; and Jack Wheeler, County Manager.***

Chemung Valley Audubon Society – Re: Protecting land along the Chemung River in East Corning. ***Referred to: A.I.P. Committee; and Joseph Hauryski, Legislature Chairman.***

August 26, 2015

The ARTS Council of the Southern Finger Lakes – Re: 2016 Budget request in the amount of $36,700. ***Referred to: A.I.P. Committee; Finance Committee; and Jack Wheeler, County Manager.***

August 28, 2015

Cornell Cooperative Extension – Re: 2016 Budget Request and Economic Impact Statement. ***Referred to: A.I.P. Committee; Finance Committee; Patrick Donnelly, Commissioner of Finance; and Jack Wheeler, County Manager.***

NYS Office for the Aging – Re: Notification of Grant Awards (NGAs) and Annual Implementation Plan budget for the Community Services for the Elderly (CSE), Congregate Services Initiative (CSI), Expanded In-home Services for the Elderly (EISEP), and Wellness in Nutrition (WIN), State Transportation, Caregiver Resource Center (CRC- if applicable), the Health Insurance Information Counseling and Assistance (HIICAP) and the Direct Care Worker programs for the period of April 1, 2015 through March 31, 2016. ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

August 31, 2015

NYS Homeland Security and Emergency Services – Re: Notification of Steuben County being awarded $2,946,865 under the Round (4) Statewide Interoperable Communications Grant (SICG). ***Referred to: Public Safety & Corrections Committee; Tim Marshall, EMO Director; and Sheriff Cole.***

NYSEG – Semiannual Inventory Report of the PCB Equipment Retired from service January 1, 2015 through June 30, 2015. This is submitted in accordance to Section 66(23) of the Public Service Law. ***Referred to: filed with the Clerk of the Legislature, Brenda Mori.***

September 2, 2015

Steuben County Industrial Development Agency – Re: Notice of public hearing regarding the Steuben County Industrial Development Agency and Crane Girls Properties, LLC is scheduled for Wednesday, September 16, 2015 @ 9:00am at the Addison Village Hall Conference Room located at 35 Tuscarora Street, Addison, New York. ***Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.***

September 3, 2015

City of Corning – Re: Request for Steuben County to contribute its pro-rata share of appraisal costs for the Corning Federal Credit Union v. The Board of Assessors and/or the Assessor of the City of Corning, and the Board of Assessment Review. ***Referred to: Alan Reed, County Attorney; Patrick Donnelly, Commissioner of Finance; and Jack Wheeler, County Manager.***

City of Corning – Re: Request for Steuben County to contribute its pro-rata share of appraisal costs for the Pavilion Realty, LLC v. The Board of Assessors and/or the Assessor of the City of Corning, and the Board of Assessment Review. ***Referred to: Alan Reed, County Attorney; Patrick Donnelly, Commissioner of Finance; and Jack Wheeler, County Manager.***

Western Regional Off-Track Betting – Re: Check in the amount of $2,796, which represents the July 2015 surcharge revenues for Steuben County. ***Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.***

September 8, 2015

Harris Beach, PLLC, Attorneys at Law – Re: Steuben County Industrial Development Agency and Corning Historic Preservation LLC for property located at 147 Pine Street, City of Corning, NY amended payment in lieu of tax agreement. ***Referred to: Finance and Administration Committees; Patrick Donnelly, Commissioner of Finance; Wendy Flaitz, RPTSA Director; and Alan Reed, County Attorney.***

Corning Community College – Re: Notification of the change in the county chargeback rate ($2,872 per FTE) and an estimate of the total chargeback's (Jan-Dec 2016: Operating $2,837,988/Capital $312,775). ***Referred to: Human Services/Health & Education Committee; Finance Committee; and Patrick Donnelly, Commissioner of Finance.***

Vote: Acclamation – Adopted.

RESOLUTION NO. 128-15

Introduced by B. Schu and P. McAllister. Seconded by H. Lando.

PRESENTING LOCAL LAW TENTATIVELY NO. SIX FOR THE YEAR 2015, AMENDING THE STEUBEN COUNTY CHARTER, ESTABLISHING THE OFFICE OF CONFLICT DEFENDER.

Pursuant to Steuben County Charter Sections 2.07(7) and 13.05.

WHEREAS, Steuben County is constitutionally and statutorily obligated to provide Indigent Legal Services to all qualifying individuals; and

WHEREAS, Steuben County regularly evaluates its Indigent Legal Services Programs to determine the most cost-effective and efficient delivery of Indigent Legal Services; and

WHEREAS, the Steuben County Bar Association has approved a Plan that permits the Steuben County Legislature to create a Conflict Defender's Office for criminal cases; and

WHEREAS, it appears that the creation of a Conflict Defender's Office could result in significant financial savings and the more efficient delivery of Indigent Legal Services; and

WHEREAS, Steuben County has adopted a Charter form of government as approved by the voters of Steuben County on November 5, 2013; and

WHEREAS, it is appropriate to amend the Charter to create new offices.

NOW THEREFORE, BE IT

RESOLVED, there is hereby presented to each member of this Steuben County Legislature Local Law Tentatively No. Six for the Year 2015, Amending the Steuben County Charter, Establishing the Office of Conflict Defender.

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. SIX FOR THE YEAR 2015

A Local Law, Amending the Steuben County Charter, Establishing the Office of Conflict Defender.

Be it enacted by the Legislature of the County of Steuben as follows:

SECTION 1. LEGISLATIVE INTENT: It is the intent of the Steuben County Legislature to amend the Steuben County Charter to establish the Office of Conflict Defender.

SECTION 2. AMENDMENT TO THE STEUBEN COUNTY CHARTER: The Steuben County Charter, be and the same, hereby is amended by adding a new Section 12.04 to read as follows:

12.04 Office of Conflict Defender, Conflict Defender

There shall be an Office of Conflict Defender, headed by a Conflict Defender, who shall be an attorney admitted to practice law in the State of New York and a resident of the County of Steuben, responsible for representing clients in legal matters where the Public Defender has determined that a conflict exists which disqualifies the Office of Public Defender from the representation. Such representation shall be in accordance with any Plan of the Steuben County Bar Association adopted pursuant to Section 722 of the County Law. The Conflict Defender shall be appointed by the County Manager, subject to confirmation of the Steuben County Legislature. The Conflict Defender shall have and exercise all powers and duties now or hereafter conferred or imposed by the County Manager, County Legislature, Administrative Code, and applicable law and/or regulation.

Former Sections 12.04 – 12.20 shall be renumbered as follows:

12.05 Office of the County Clerk; County Clerk.
12.06 Office of the District Attorney; District Attorney.
12.07 Office of Emergency Services; Director.
12.08 Department of Information Technology; Director.
12.09 Office for the Aging; Director.
12.10 Department of Planning; Director.
12.11 Department of Probation; Director.
12.12 Office of Public Defender; Public Defender.
12.13 Public Health & Nursing Services; Director.
12.14 Department of Purchasing; Director.
12.15 Real Property Tax Service Agency; Director.
12.16 Risk Manager.
12.17 Office of the Sheriff; Sheriff.
12.18 Veterans' Service Agency; Director.
12.19 Office of Weights and Measures; Director.
12.20 Other County Boards; Appointment.
12.21 Miscellaneous Administrative Functions.

SECTION 3. EFFECTIVE DATE: The within Local Law shall be effective immediately upon adoption.

BE IT FURTHER RESOLVED, before said Local Law is adopted by the County Legislature, a Public Hearing shall be held on October 26, 2015 at 10:00 A.M. in the Steuben County Legislative Chambers, 3 East Pulteney Square in the Village of Bath, New York; and be it further

RESOLVED, the Clerk of the Legislature shall cause a notice of said Public Hearing to be posted at the Courthouses in the municipalities of Bath, Corning and Hornell, have said notice published for one insertion in the two official newspapers of the County, and shall cause such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with proof of posting and publication to be filed in the Office of the Clerk of the Legislature; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, Public Defender, Conflict Defender, Personnel Officer, Commissioner of Finance, and the County Attorney.

Vote: Acclamation – Adopted.

RESOLUTION NO. 129-15

Introduced by M. Hanna. Seconded by G. Swackhamer.

GRANTING AN EASEMENT TO VERIZON.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, the New York State Department of Transportation (NYSDOT) wishes to abandon its maintenance jurisdiction to the County of Steuben for approximately 300 feet of old State Route 414 located in the northeast quadrant of the intersection of Winfield Street and Baker Street in the Town of Corning in two parcels as follows: Parcel 1 being the user-highway portion, roughly 300' x 49.5' and Parcel 2 being a portion of land taken by the County in 1926 for old State Route 414, roughly 300' x 10' (reference NYSDOT Surplus Property Case# 06-111-285); and

WHEREAS, the Steuben County Legislature passed a resolution July 28, 2014, approving the acceptance of this maintenance jurisdiction from the NYSDOT for these two said parcels of land and, upon receiving the Official Order of the transfer of maintenance jurisdiction from the NYSDOT, the conveyance of both of these parcels to the adjacent landowner, the North Corning Volunteer Fire Department located at 3344 Baker Street, including any and all rights the County may have to the land; and

WHEREAS, it has since been discovered that Verizon has a communication line beneath Parcel 1 (reference the attached map), and, together with the NYSDOT, is requesting that Steuben County grant Verizon an easement for this existing line to remain beneath old State Route 414 in the Town of Corning.

NOW THEREFORE, BE IT

RESOLVED, that this Steuben County Legislature does hereby approve of conveying an easement to Verizon for their communication line to remain beneath old State Route 414 in the Town of Corning upon receiving the Official Order for the transfer of maintenance jurisdiction from the NYSDOT; and be it further

RESOLVED, that a certified copy of this resolution shall be mailed to the NYSDOT Region 6 Real Estate Office, Attn: Jim Dimassimo, 107 Broadway, Hornell, NY 14843 and to the North Corning Volunteer Fire Department, 3344 Baker Street, Corning, NY 14830, and to Verizon, Attn: Robert A. Bonanza, 280 Genesee Street, 5th Floor, Utica, NY 13502; and be it further

RESOLVED, that this conveyance shall be recorded in the Steuben County Clerk's Office.

Vote: Roll Call – Adopted.

RESOLUTION NO. 130-15

Introduced by L. Crossett. Seconded by R. Lattimer.

AUTHORIZING THE TRANSFER OF $1,000,000 FROM UNRESTRICTED GENERAL FUND BALANCE TO THE REPAIRS & RENOVATION RESERVE.

WHEREAS, in anticipation of capital project requests in the coming years for repair and maintenance of facilities, additional funding is needed within the Repairs & Renovation Reserve; and

WHEREAS, there are sufficient funds in the Unrestricted General Fund Balance to support this transfer; and

WHEREAS, the Finance Committee has recommended and approved this transfer.

NOW THEREFORE, BE IT

RESOLVED, that the Commissioner of Finance is hereby authorized and directed to transfer $1,000,000 from Unrestricted General Fund Balance to the Repairs & Renovation Reserve; and be it further

RESOLVED, that a certified copy of this resolution shall be sent to the Commissioner of Finance.

Vote: Roll Call – Adopted.

RESOLUTION NO. 131-15

Introduced by L. Crossett. Seconded by H. Lando.

AUTHORIZING THE COUNTY TO PARTICIPATE IN TAX CERTIORARI PROCEEDINGS IN THE CITY OF CORNING.

Pursuant to Article 5 of the County Law of the State of New York.

WHEREAS, it is in the interest of the County to participate in the appraisals for Tax Certiorari Proceedings where the equalized full value is in excess of $2 million for roll section one and six parcels as previously set forth in Resolution 010-93, as amended in Resolution 132-03, and as amended in Resolution 047-12; and

WHEREAS, a requesting assessing unit should have completed in due course a town/city wide reassessment program and filed a cyclical reassessment plan; and

WHEREAS, the City of Corning has completed a cyclical reassessment plan and has further requested the County to participate in two (2) Tax Certiorari Proceedings pursuant to the County's participation policy; and

WHEREAS, the recited requests comply with the policy of the County to so participate; and

WHEREAS, the counsel for the City of Corning has submitted initial preliminary appraisal estimates of $4,500 and $2,800 respectively; and

WHEREAS, the Real Property Tax Service Agency has computed the County's share of participation as set forth under the County's policy to participate at $945 and $588 respectively.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance is authorized and directed to disburse to the properly credentialed and retained appraiser(s) a total sum not to exceed $1,533; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Director of the Real Property Tax Service Agency; Commissioner of Finance; Mark L. Ryckman, Corning City Manager, 500 Nasser Civic Center Plaza, Corning, NY 14830; and Bryan J. Maggs, Esq., Corporation Counsel for the City of Corning, Barclay Damon LLP, 243 Lake Street, Elmira, NY 14901.

Vote: Roll Call – Adopted.

RESOLUTION NO. 132-15

Introduced by C. Ferratella. Seconded by G. Swackhamer.

ACCEPTING AND RECOMMENDING APPROVAL OF THE "FACILITIES MASTER PLAN 2015" FOR CORNING COMMUNITY COLLEGE.

WHEREAS, the State University of New York requires all Community Colleges to prepare a "Facilities Master Plan"; and

WHEREAS, Corning Community College has engaged SWBR Architects to develop and prepare a current "Facilities Master Plan 2015"; and

WHEREAS, the architects and planners have worked with the State University Construction Fund, and the Corning Community College faculty and administration to develop a "Facilities Master Plan 2015" intended to meet the College needs; and

WHEREAS, the "Facilities Master Plan 2015" was presented to members of the Human Services, Health & Education Committee at the Committee's regular monthly meeting on September 2, 2015; and

WHEREAS, the Human Services, Health & Education Committee accepted and recommended approval of the "Facilities Master Plan 2015" for Corning Community College, as presented to the Committee.

NOW THEREFORE, BE IT

RESOLVED, the Legislature hereby accepts and approves the "Facilities Master Plan 2015" for Corning Community College as prepared by SWBR Architects; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to Dr. Katherine P. Douglas, President of Corning Community College, One Academic Drive, Corning, NY 14830.

Vote: Roll Call – Adopted.

RESOLUTION NO. 133-15

Introduced by P. McAllister. Seconded by R. Lattimer.

AUTHORIZING THE RECLASSIFICATION OF A POSITION WITHIN THE DEPARTMENT OF FINANCE.

Pursuant to Steuben County Charter Section 2.07.

WHEREAS, a Tax Clerk in the Department of Finance performs account clerical work; and

WHEREAS, this Tax Clerk will have added duties of reconciling accounts, assisting in the preparation and processing of corrections, reconcile and process returned taxes for towns, cities, schools, and villages and additional related duties, and

WHEREAS, a Senior Account Clerk-Typist position more appropriately performs these duties; and

WHEREAS, the Personnel Officer and the Administration Committee have reviewed said position within the Department of Finance that requires a job title change and have approved the recommended change.

NOW THEREFORE, BE IT

RESOLVED, effective with the adoption of this resolution, the following position in the Department of Finance is hereby reclassified as follows:

Tax Clerk, Grade VIII ($29,198 to $41,221) to
Senior Account Clerk-Typist, Grade X ($31,880 to $45,006)

AND BE IT FURTHER RESOLVED, that the 2015 County Job Classification and Salary Schedule is hereby amended to reflect the above stated changes, and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Commissioner of Finance and the Personnel Officer.

Vote: Roll Call – Adopted.

RESOLUTION NO. 134-15

Introduced by P. McAllister. Seconded by G. Roush.

AUTHORIZING THE RECLASSIFICATION OF A POSITION WITHIN THE DEPARTMENT OF SOCIAL SERVICES.

Pursuant to the Steuben County Charter Section 2.07.

WHEREAS, a Resource Assistant position in the Social Services Department is vacant; and

WHEREAS, the Social Services Department has need of building maintenance duties to be performed; and

WHEREAS, a Building Maintenance Mechanic position more appropriately performs these duties; and

WHEREAS, the Personnel Officer and the Administration Committee have reviewed said position within the Department of Social Services that requires a job title change and have approved the recommended change.

NOW THEREFORE, BE IT

RESOLVED, effective with the adoption of this resolution, the following position in the Department of Social Services is hereby reclassified as follows:

Resource Assistant, Grade VIII ($29,198 to $41,221) to
Building Maintenance Mechanic, Grade IX ($30,442 to $42,979)

AND BE IT FURTHER RESOLVED, that the 2015 County Job Classification and Salary Schedule is hereby amended to reflect the above stated changes, and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Commissioner of Finance, the Personnel Officer and the Commissioner of Social Services.

Mr. Swackhamer asked what reimbursement will we receive from the State for this position? Mr. Wheeler replied we generally get 62 percent reimbursement.

Vote: Roll Call – Adopted.

RESOLUTION NO. 135-15

Introduced by J. Hauryski. Seconded by H. Lando.

SETTING THE DATE AND TIME FOR A SPECIAL LEGISLATIVE MEETING FOR THE PRESENTATION OF THE 2016 BUDGET.

BE IT RESOLVED, a Special Legislative Meeting of the Steuben County Legislature be, and the same hereby is, established for Friday, November 13, 2015, at 10:00 A.M. in the Legislative Chambers, 3 East Pulteney Square, Bath, New York, for the presentation of the 2016 Budget; and be it further

RESOLVED, the Clerk of this Legislature shall forward the necessary, proper and legal notice of the above meeting to all County Legislators and department heads of the County of Steuben.

Vote: Acclamation – Adopted.

RESOLUTION NO. 136-15

Introduced by J. Hauryski. Seconded by C. Ferratella.

SETTING THE TIME FOR THE NOVEMBER 2015 MEETING OF THE STEUBEN COUNTY LEGISLATURE.

BE IT RESOLVED, the regular meeting of the Steuben County Legislature be, and the same hereby is, established for November 2015, on Monday, November 23, 2015, at 3:30 P.M. in the Legislative Chambers, 3 East Pulteney Square, Bath, New York; and be it further

RESOLVED, the date and time of any Public Hearings arising by virtue of the within meeting which are inconsistent with this resolution be and the same hereby are amended to reflect the date and time above-stated; and be it further

RESOLVED, the Clerk of this Legislature shall forward the necessary, proper and legal notice of the above meeting to all County Legislators and department heads of the County of Steuben.

Vote: Acclamation – Adopted.

Motion to Adjourn Regular Session and Reconvene in Executive Session Pursuant to Public Officers' Law, Article 7§ 105.1.D. Discussions Regarding Proposed, Pending or Current Litigation made by Mr. Roush. Seconded by Mr. Schu and duly carried.

Motion to Adjourn Executive Session and Reconvene in Regular Session made by Mr. Swackhamer. Seconded by Mr. McAllister and duly carried.

Motion to Adjourn made by Mr. Swackhamer. Seconded by Mr. Crossett and duly carried.

REGULAR MEETING
Morning Session
Monday, October 26, 2015
Legislative Chambers, Bath, New York

The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers, Bath, NY on Monday, the 26th day of October, 2015, at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members present except Legislator Roush.

Mrs. Lando provided the Invocation and the Pledge of Allegiance was led by Mr. Mullen.

Chairman Hauryski asked Rebecca Lewis to come forward. Ms. Lewis is an employee in the Department of Social Services. He presented her with a Certificate of Appreciation and a pin in recognition of her 10 years of service to Steuben County.

Chairman Hauryski asked Susan Baker to come forward. Ms. Baker is an employee in the Department of Social Services. He presented her with a Certificate of Appreciation and a pin in recognition of her 15 years of service to Steuben County.

Chairman Hauryski asked Betty McCaslin to come forward. Ms. McCaslin is an employee in the Department of Social Services. He presented her with a Certificate of Appreciation and a pin in recognition of her 25 years of service to Steuben County.

Mr. Gallagher introduced the Youth-in-Government Interns for the Fall 2015 semester.

Chairman Hauryski opened the floor for comments by members of the public. There being none, he declared the opportunity for public comment closed.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs for Posting for the Public Hearing Upon Local Law Tentatively No. Six for the Year 2015, Amending the Steuben County Charter, Establishing the Office of Conflict Defender. Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being none, he declared the Public Hearing closed.

Motion adopting the minutes from the previous meeting(s) made by Mr. Van Etten, seconded by Mrs. Ferratella and duly carried.

RESOLUTION NO. 137-15

Introduced by L. Crossett. Seconded by S. Van Etten.

MATTERS PERTAINING TO COUNTY REAL PROPERTY TAX SALES, CORRECTIONS OF ASSESSMENTS, PROPERTY TAXES, AND OTHER REAL PROPERTY ACQUISITIONS AND DISPOSITIONS.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

RESOLVED, the Chairman of the Steuben County Legislature, in accordance with the applications filed herewith, is hereby authorized and empowered on behalf of this Legislature to execute the necessary documentation for the disposition of applications for correction of real property taxes levied on the parcels contained in Schedule "A"; and be it further

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized to make the proper tax adjustment, and/or refund, with respect to the parcels contained in Schedule "A", as set forth in the approved applications, copies of which shall be forwarded to the taxpayer and collecting authority; and be it further

RESOLVED, as it appears to be in the best interest of the County to sell the property(ies) listed on Schedule "B" for the consideration offered, the Steuben County Commissioner of Finance is hereby authorized and directed to convey and deliver a County Tax Deed to the grantee(s) upon receipt of the consideration indicated within thirty (30) days from the date hereof and as upon the "Notice to Bidders and Terms of Sale – 2015" as applicable; and be it further

RESOLVED, the said grantee(s) must accept the parcel(s) "as is" together with the obligation of removing any persons, if any, claiming any interest in the parcel(s) if need be; and be it further

RESOLVED, as it appears to be in the best interest of the County to accept a conveyance of title of the property(ies) listed on Schedule "C" in lieu of the County prosecuting a tax foreclosure proceeding against the recited property(ies), the Steuben County Commissioner of Finance is authorized and directed to execute the necessary document(s) to convey title of the property from Johnathon B. and Lenore M. Lousley to Steuben County, pursuant to Real Property Tax Law §1170; and be it further

RESOLVED, that certified copies of this resolution contained in Schedule "A" shall be forwarded to the Director of the Steuben County Real Property Tax Service Agency and the Steuben County Commissioner of Finance, together with the approved applications executed in duplicate by the Chairman of the County Legislature, and the Chairman of the Board of Assessors; and certified copies of this resolution contained in Schedule "B" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, and the grantee(s); and certified copies of this resolution contained in Schedule "C" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, and the Chairman of the Board of Assessors of the appropriate municipality.

SCHEDULE "A"

Resolution No.	A-1
Name	Larry Baker Jr. & Jennifer Baker
Parcel No.	406.06-01-027.000
Municipality	Lindley
Disposition	Correction

Resolution No.	A-2
Name	Daniel & Deborah Stewart
Parcel No.	405.00-01-042.000
Municipality	Lindley
Disposition	Correction

Resolution No.	A-3
Name	Daniel & Deborah Stewart
Parcel No.	405.00-01-041.200
Municipality	Lindley
Disposition	Correction

SCHEDULE "B"

Resolution No.	B-1
Former Owner	Nancy R. Plaisted
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	361.00-01-035.000 (Previously listed as Sale No. 136)
Municipality	Troupsburg
Grantee(s)	Douglas F. Baker
Grantee(s) Address	3170 Owens Road, Cameron Mills, NY 14820
Consideration	$680.00, inclusive of recording fees

SCHEDULE "C"

Resolution No.	C-1
Former Owner	Johnathon B. & Lenore M. Lousley
Parcel No.	378.16-01-003.000
Municipality	Town of Troupsburg
Grantee(s)	County of Steuben
Disposition	Deed in lieu of foreclosure [RPTL §1170]

Vote: Roll Call – Adopted.

RESOLUTION NO. 138-15

Introduced by J. Hauryski. Seconded by H. Lando.

RECEIVING AND ACCEPTING THE OCTOBER 26, 2015 COMMUNICATIONS LOG AS PREPARED BY THE STEUBEN COUNTY MANAGER'S OFFICE.

BE IT RESOLVED, that the following communications were received, accepted and filed by the County of Steuben, and **referred to the appropriate Standing Committee and/or Department Head for information and/or action,** to wit:

September 14, 2015
NYS Department of Environmental Conservation – Re: Notification of investigation underway at the State Superfund site at the Former Days Inn located at 23 Ferris Street in Corning, N.Y. 14830 (DEC Site#851054).
Referred to: A.I.P. Committee; Amy Dlugos, Planning Director; and Steuben County Environmental Management Council.

September 18, 2015
Chemung County Legislature – Re: Copy of adopted resolution accepting and approving the facilities master plan for Corning Community College. ***Referred to: Filed with Brenda Mori, Clerk of the Legislature.***

September 24, 2015
NYS Division of Homeland Security and Emergency Services – Re: Notification of award in the amount of $3,169,693 for funding for Round 2 of the Statewide Interoperable Communications Grant (SICG under contract #C198338) will consider requests for up to a one year extension (2/3/2016), if needed. ***Referred to: Public Safety & Corrections Committee; Tim Marshall, EMO Director; and Dave Hopkins, 911 Director.***

NOAA-National Weather Service Office – Re: Notification of the StormReady re-certification for Steuben County is valid for three more years and will expire on February 1, 2018. ***Referred to: Public Safety & Corrections Committee; and Tim Marshall, EMO Director.***

September 25, 2015
Everpower – Notification of the third wind farm information open house on the Baron Winds Wind Farm is scheduled for Thursday, October 8, 2015 from 6:00pm-8:00pm at the Wayland Fire Department located at 14 East Naples Street in Wayland, NY 14572. ***Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.***

September 30, 2015
NYS Office of Parks, Recreation and Historic Preservation – Re: Notification of the Lincoln School located at 373 Canisteo Street, Hornell, NY 14843 is now listed on the New York State Register of Historic Places and nominated to the National Register of Historic Places. ***Referred to: A.I.P. Committee; and Eleanor Silliman, County Historian.***

October 1, 2015

NYS Department of Agriculture and Markets – Re: Approval of the Steuben County Agricultural and Farmland Protection Plan. Referred to: ***A.I.P. Committee; and Amy Dlugos, Planning Director.***

October 2, 2015
NYS Unified Court System – Re: Notification of the reappointment of Joseph Hauryski to the Board of Trustees for the Steuben County Supreme Court Law Library, for a two-year term commencing October 3, 2015.
Referred to: Joseph Hauryski, Legislature Chairman.

October 5, 2015
Western Regional Off-Track Betting Corporation – Re: Check in the amount of $3,110, which represents the August 2015 surcharge revenues for Steuben County. ***Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.***

NYS Office for the Aging – Re: Revised notification of Grant Award (NGA) and Annual Implementation Plan for the EISEP and WIN programs for the period of April 1, 2014 through March 31, 2015. ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

October 13, 2015
Municipal Electric & Gas Alliance (MEGA) – Re: Request for a letter of support for the Community Choice Aggregation (CCA) program. ***Referred to: Jack Wheeler, County Manager.***

Vote: Acclamation – Adopted.

RESOLUTION NO. 139-15

Introduced by B. Schu and P. McAllister. Seconded by D. Farrand.

FINAL ADOPTION OF LOCAL LAW TENTATIVELY NO. SIX FOR THE YEAR 2015, AMENDING THE STEUBEN COUNTY CHARTER, ESTABLISHING THE OFFICE OF CONFLICT DEFENDER.

Pursuant to Steuben County Charter Sections 2.07(7) and 13.05.

WHEREAS, there has been duly presented to the members of the Steuben County Legislature on September 28, 2015, County of Steuben Local Law Tentatively No. Six for the Year 2015, Amending the Steuben County Charter, Establishing the Office of Conflict Defender, preliminarily adopted said Local Law on September 28, 2015, making the final adoption of said Local Law subject to a Public Hearing to be held on October 26, 2015; and

WHEREAS, in accordance with said resolution and Notice of Public Hearing, this County Legislature of the County of Steuben did conduct a Public Hearing on October 26, 2015, at 10:00 A.M., and all persons appearing were given the opportunity to be heard, and the Clerk of this Legislature having filed proof of the publication and posting of the Notice of Public Hearing.

NOW THEREFORE, BE IT

RESOLVED, that County of Steuben Local Law Tentatively No. Six for the Year 2015, as hereinafter set forth be, and the same hereby is, finally adopted, to wit:

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. SIX FOR THE YEAR 2015

A Local Law, Amending the Steuben County Charter, Establishing the Office of Conflict Defender.

Be it enacted by the Legislature of the County of Steuben as follows:

SECTION 1. LEGISLATIVE INTENT: It is the intent of the Steuben County Legislature to amend the Steuben County Charter to establish the Office of Conflict Defender.

SECTION 2. AMENDMENT TO THE STEUBEN COUNTY CHARTER: The Steuben County Charter, be and the same, hereby is amended by adding a new Section 12.04 to read as follows:

12.04 Office of Conflict Defender, Conflict Defender

There shall be an Office of Conflict Defender, headed by a Conflict Defender, who shall be an attorney admitted to practice law in the State of New York and a resident of the County of Steuben, responsible for representing clients in legal matters where the Public Defender has determined that a conflict exists which disqualifies the Office of Public Defender from the representation. Such representation shall be in accordance with any Plan of the Steuben County Bar Association adopted pursuant to Section 722 of the County Law. The Conflict Defender shall be appointed by the County Manager, subject to confirmation of the Steuben County Legislature. The Conflict Defender shall have and exercise all powers and duties now or hereafter conferred or imposed by the County Manager, County Legislature, Administrative Code, and applicable law and/or regulation.

Former Sections 12.04 – 12.20 shall be renumbered as follows:

12.05 Office of the County Clerk; County Clerk.
12.06 Office of the District Attorney; District Attorney.
12.07 Office of Emergency Services; Director.
12.08 Department of Information Technology; Director.
12.09 Office for the Aging; Director.
12.10 Department of Planning; Director.
12.11 Department of Probation; Director.
12.12 Office of Public Defender; Public Defender.
12.13 Public Health & Nursing Services; Director.
12.14 Department of Purchasing; Director.
12.15 Real Property Tax Service Agency; Director.
12.16 Risk Manager.
12.17 Office of the Sheriff; Sheriff.
12.18 Veterans' Service Agency; Director.
12.19 Office of Weights and Measures; Director.
12.20 Other County Boards; Appointment.
12.21 Miscellaneous Administrative Functions.

SECTION 3. EFFECTIVE DATE: The within Local Law shall be effective immediately upon adoption.

AND BE IT FURTHER RESOLVED, a Public Hearing on the within Local Law has been held on October 26, 2015 at 10:00 A.M. at the Legislative Chambers, Village of Bath, New York; and be it further

RESOLVED, the Clerk of the Legislature has caused a Notice of said Public Hearing to be posted at the Courthouses in the municipalities of Bath, Corning and Hornell, said Notice published for one insertion in the two official newspapers of the County, and has caused such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with the proof of posting and publication filed in the Office of the Clerk of the Legislature; and be it further

RESOLVED, within twenty (20) days after the final adoption by this County Legislature of said County of Steuben, Local Law Tentatively No. Six for the Year 2015, the Clerk of this Legislature shall cause one certified copy thereof to be filed in the in the Office of the Secretary of State of the State of New York, and said Secretary of State is to

be requested to publish the Local Law in the supplement to the Session Laws and the Steuben County Clerk is to be requested to file the Local Law in a separate book kept by her for such records; and be it further

RESOLVED, the Clerk of the Legislature, in accordance with Section 214, shall cause a true copy of said Local Law to be published in the two County official newspapers within ten (10) days after such Local Law has become effective; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, Public Defender, Conflict Defender, Personnel Officer, Commissioner of Finance, and the County Attorney.

Mr. Swackhamer asked for an explanation. Mr. Wheeler replied that pursuant to Federal and State mandates, counties are required to provide indigent legal services. When there are cases with co-defendants within the Public Defenders' Office, one client is represented by the Public Defender and the other is represented by Assigned Counsel, at a rate of $75.00 per hour. We have the option of having a Conflict Defender, which would be staffed by County personnel that could take some of those cases that would normally be assigned out. This would help reduce the cost per case. The proposal to have a Conflict Defenders' Office was approved by the County Bar Association and with the amendment to the Charter, we would establish the Office of Conflict Defender and staff it with two part-time attorneys; a Conflict Defender and an Assistant Conflict Defender. The Public Defender has indicated that with the criminal court cases, he believes the Conflict Defenders' Office could handle 80 percent of those cases, which would result in a net savings of $130,000 per year.

Mr. Weaver asked will this expand the number of attorneys in the Public Defender's Office? Mr. Wheeler replied the Public Safety & Corrections Committee noted that there is a demand for this service. He believes starting the positions as part-time is a good idea. You will likely in the future have a need to look at making the Conflict Defender a full-time position. We could look at doing that in 2017. Even if we did that, it should still result in savings.

Mr. Weaver asked will we still retain Assigned Counsel? Mr. Wheeler replied yes. The Conflict Defender is a separate office and reports to the County Manager. We will still need the Assigned Counsel Administrator as the County Bar Association only approved a Conflict Defender's Office for criminal cases, not family court cases.

Vote: Roll Call – Adopted.

RESOLUTION NO. 140-15

Introduced by L. Crossett. Seconded by R. Lattimer.

PRESENTING LOCAL LAW TENTATIVELY NO. SEVEN FOR THE YEAR 2015, AMENDING LOCAL LAW NO. SIX OF THE YEAR 1987, PERMITTING THE STEUBEN COUNTY TREASURER TO COLLECT DELINQUENT VILLAGE TAXES.

Pursuant to Real Property Tax Law §1442(1).

WHEREAS, Steuben County has previously passed Local Law No. Six of the Year 1987; and

WHEREAS, Steuben County has historically interpreted its own recited local law to exclude certain village assessments as not being within the definition of "delinquent taxes"; and

WHEREAS, the Comptroller of the State of New York has recently opined such assessments should include the definition of "delinquent taxes"; and

WHEREAS, it is determined to not be in the best interest of Steuben County to so include such assessments in the definition of "delinquent taxes"; and

WHEREAS, the Real Property Tax Law §1150 otherwise provides for agreements between taxing districts to enter into separate agreements relating to tax parcels.

NOW THEREFORE, BE IT

RESOLVED, there is hereby presented to each member of this Steuben County Legislature Local Law Tentatively No. Seven for the Year 2015, Amending Local Law No. Six of the Year 1987, Permitting the Steuben County Treasurer to Collect Delinquent Village Taxes.

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. SEVEN FOR THE YEAR 2015

A Local Law, Amending Local Law No. Six of the Year 1987, Permitting the Steuben County Treasurer to Collect Delinquent Village Taxes.

Be it enacted by the Legislature of the County of Steuben as follows:

Permitting the Steuben County ~~Treasurer~~ Commissioner of Finance to Collect Delinquent Village Taxes.

SECTION 1. LEGISLATIVE INTENT

It is the intent of the within Local Law to establish and adopt a procedure permitting the Steuben County ~~Treasurer~~ Commissioner of Finance to collect delinquent village taxes upon request by a village in said County.

SECTION 2. DEFINITION OF TERMS

COUNTY ~~TREASURER~~ COMMISSIONER OF FINANCE: the duly elected, appointed, fiscal officer of the County of Steuben designated to perform the duties prescribed by law and directed by the County Legislature.

VILLAGE: any duly incorporated village in Steuben County authorized by the State of New York to function as a municipal corporation.

DELINQUENT TAXES: any village tax as defined under the Real Property Tax §102(20) which remains due and unpaid after the last date for collection of said tax, levied after passage of this local law. For the purposes of this Local Law, "delinquent village taxes" shall not include any assessments imposed by such board of trustees on real property for the cost of demolition, repair, clean-up, or code enforcement work undertaken by a village.

SECTION 3. PROCEDURE

1. The Village Treasurer shall, within two weeks after the last date authorized by law for the collection of said tax, prepare the account and certification, as required by law, of the remaining unpaid taxes and shall forward same to the respective village legislative body for appropriate approval and forwarding to the Steuben County ~~Treasurer~~ Commissioner of Finance.

2. Within two weeks prior to the levy of the town and county taxes, the account and certification of delinquent village taxes remaining unpaid shall be transmitted by the County ~~Treasurer~~ Commissioner of Finance to the County Legislative body, which shall cause the amount of such unpaid taxes, together with seven per centum of the amount of principal and interest, to be relevied upon the real property upon which the same were originally imposed by the village. The amount relevied pursuant to this section shall include village taxes payable in installments which shall have remained unpaid after the date upon which the last installment was due. After relevy on the town and county tax roll, all such relevied amounts shall become a part of the total tax to be collected. Such relevied amounts shall be considered due and owing to the County ~~Treasurer~~ Commissioner of Finance to reimburse the County for the amounts advanced pursuant to subdivision tow of this section.

3. The County ~~Treasurer~~ Commissioner of Finance shall, on or before the first day of April following the receipt of the account and certification of delinquent village taxes, pay to the village treasurer, the amount of returned delinquent village taxes remaining unpaid, including interest accumulated to the time of the return of the tax roll and warrant by the village treasurer to the village board of trustees, provided that the County ~~Treasurer~~ Commissioner of Finance shall retain the per centum penalty imposed as provided by Paragraph (a) of Subdivision Four of Section Fourteen Hundred Thirty-Six of the Real Property Tax Law of the State of New York.

4. The same proceedings in all respects shall be had for the collection of the amount so directed to be raised by the County Legislature as are provided by law in relation to the County taxes.

5. Invalidity of Local Law. In the event that any provision of this Local Law shall be adjudged by any court competent jurisdiction to be invalid, ineffective, or unenforceable, this Local Law and Local Law No. Six of the year 1987 shall both be deemed to be immediately repealed in their entirety and the County of Steuben shall immediately cease to collect, enforce, or guarantee any delinquent village taxes.

NOTE: Old law is ~~strikeout~~ and deleted;
New matter is underlined.

BE IT FURTHER RESOLVED, before said Local Law is adopted by the County Legislature, a Public Hearing shall be held on November 23, 2015 at 3:30 P.M. in the Steuben County Legislative Chambers, 3 East Pulteney Square in the Village of Bath, New York; and be it further

RESOLVED, the Clerk of the Legislature shall cause a notice of said Public Hearing to be posted at the Courthouses in the municipalities of Bath, Corning and Hornell, have said notice published for one insertion in the two official newspapers of the County, and shall cause such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with proof of posting and publication to be filed in the Office of the Clerk of the Legislature; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, Commissioner of Finance, and the County Attorney.

Vote: Acclamation – Adopted.

RESOLUTION NO. 141-15

Introduced by P. McAllister. Seconded by H. Lando.

DIRECTING THE FILING OF THE TENTATIVE BUDGET AND THE BUDGET MESSAGE WITH THE CLERK OF THE LEGISLATURE AND FIXING THE TIME AND PLACE FOR THE PUBLIC HEARING ON THE TENTATIVE BUDGET.

Pursuant to Sections 354, 355, 356 and 359 of the County Law.

WHEREAS, the Budget Officer shall prepare and the Finance Committee shall present the Steuben County Tentative Budget and the Budget Message for the Fiscal Year 2016 with its recommendations to this Steuben County Legislature, which Tentative Budget and Budget Message together with copies, shall be filed with the Clerk of the Legislature on or before November 15, 2015.

NOW THEREFORE, BE IT

RESOLVED, the Tentative Budget and the Budget Message setting forth the appropriations for the conduct of County Government for the Fiscal Year 2016, shall be filed with the Clerk of this County Legislature on or before November 15, 2015, and shall be received and filed with this Legislature by filing same with the Clerk thereof as the

official record of the filing of the same and that said Tentative Budget shall serve as the proposed appropriation resolution; and be it further

RESOLVED, the Public Hearing on the Tentative Budget for Steuben County for the Fiscal Year 2016, as herein filed, shall be held on November 23, 2015, at 6:00 P.M. in the Legislative Chambers, Bath, New York, and the Clerk of this Legislature is hereby authorized and directed to publish the Notice of Public Hearing as required by Section 359 of the County Law in the two official newspapers of the County; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Commissioner of Finance.

Vote: Acclamation – Adopted.

RESOLUTION NO. 142-15

Introduced by P. McAllister. Seconded by C. Ferratella.

FIXING THE TIME AND PLACE OF THE PUBLIC HEARING ON THE COMPLETION AND FILING OF THE ASSESSMENT ROLL FOR THE MARSH DITCH WATERSHED PROTECTION DISTRICT.

Pursuant to Section 270 of the County Law and upon the recommendation of the Administration Committee.

RESOLVED, the Public Hearing on the Assessment Roll for the Year 2015, for the Budget Year of 2016, for the Marsh Ditch Watershed Protection District shall be held on November 23, 2015 at 6:00 P.M. in the Legislative Chambers, County Office Building, East Pulteney Square in the Village of Bath, New York and the Clerk of the Legislature is hereby authorized and directed to publish the Notice of Public Hearing as required by Section 270 of the County Law in the two official newspapers of the County, and the Clerk is further directed to forward a certified copy of this resolution to the Attorney for the Watershed District, to the President of the Board of Managers for said Watershed District, to the Director of Real Property Tax Service Agency, and the Commissioner of Finance.

Vote: Acclamation – Adopted.

RESOLUTION NO. 143-15

Introduced by P. McAllister. Seconded by R. Weaver.

FIXING THE TIME AND PLACE OF THE PUBLIC HEARING ON THE COMPLETION AND FILING OF THE ASSESSMENT ROLL FOR THE UPPER FIVE MILE CREEK WATERSHED PROTECTION DISTRICT.

Pursuant to Section 270 of the County Law and upon the recommendation of the Administration Committee.

RESOLVED, that the Public Hearing on the Assessment Roll for the Year 2015, for the Budget Year of 2016 for the Upper Five Mile Creek Watershed Protection District shall be held on November 23, 2015 at 6:00 P.M. in the Legislative Chambers, County Office Building, East Pulteney Square in the Village of Bath, New York and the Clerk of the Legislature is hereby authorized and directed to publish the Notice of Public Hearing as required by Section 270 of the County Law in the two official newspapers of the County, and the Clerk is further directed to forward a certified copy of this resolution to the President of the Board of Managers for said Watershed District, to the Director of Real Property Tax Service Agency, and the Commissioner of Finance.

Vote: Acclamation – Adopted.

RESOLUTION NO. 144-15

Introduced by P. McAllister. Seconded by G. Swackhamer.

FIXING THE TIME AND PLACE OF THE PUBLIC HEARING ON THE COMPLETION AND FILING OF THE ASSESSMENT ROLL FOR THE LAMOKA/WANETA LAKES' PROTECTION AND REHABILITATION DISTRICT.

Pursuant to Section 270 of the County Law and upon the recommendation of the Administration Committee.

RESOLVED, the Public Hearing on the Assessment Roll for the Year 2015, for the Budget Year of 2016, for the Lamoka/Waneta Lakes' Protection and Rehabilitation District shall be held on November 23, 2015 at 6:00 P.M. in the Legislative Chambers, County Office Building, East Pulteney Square in the Village of Bath, New York and the Clerk of the Legislature is hereby authorized and directed to publish the Notice of Public Hearing as required by Section 270 of the County Law in the two official newspapers of the County, and the Clerk is further directed to forward a certified copy of this resolution to the Schuyler County Legislature, 105 Ninth Street, Unit 6, Watkins Glen, NY 14891; Director of Real Property Tax Service Agency, and the Commissioner of Finance.

Vote: Acclamation – Adopted.

RESOLUTION NO. 145-15

Introduced by L. Crossett and B. Schu. Seconded by H. Lando.

AUTHORIZING THE COMMISSIONER OF FINANCE TO TRANSFER $174,428 FROM THE CONTINGENT FUND TO THE JAIL BUDGET FOR THE CAMERA SYSTEM UPGRADE.

Pursuant to Section 2.07 of the Steuben County Charter.

WHEREAS, it is determined to be in the best interests of Steuben County to replace the existing camera system which has been in place since 1993; and

WHEREAS, it is further in the best interests of Steuben County to utilize the Contingent Fund in the amount of $174,428 together with existing budgeted allocations in the amount of approximately $70,000 from the locking system replacement line for a total replacement cost of $234,428.

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature declares and ratifies the replacement of the camera system; and be it further

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized and directed to transfer the sum of $174,428 from the Contingent Fund to the Jail's 2015 Capital Budget (3150H7 – 5250000); and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance, County Manager and the Sheriff.

Vote: Roll Call – Adopted.

RESOLUTION NO. 146-15

Introduced by B. Schu. Seconded by S. Van Etten.

AUTHORIZING THE STEUBEN COUNTY SHERIFF TO ACCEPT A DONATION FROM THE SGT. DEVIN A. SNYDER MEMORIAL FOUNDATION.

Pursuant to Section 2.07 of the Steuben County Charter.

WHEREAS, the Sgt. Devin A. Snyder Memorial Foundation has offered to cover the cost of a bite suit and two Tasers for the K9 Officers in the amount of $4,733.74; and

WHEREAS, the Sgt. Devin A. Snyder Memorial Foundation has sent in the donation of $1,000 for the upkeep of the K9 for the year; and

WHEREAS, the Sgt. Devin A. Snyder Memorial Foundation has made $5,733.74 available to Steuben County for such purposes.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Commissioner of Finance be and the same hereby is authorized and directed to accept the donation of $5,733.74 as revenue and appropriate the amount of to $2,000.00 to 311000-5416300 Canine Supplies and $3,733.74 to 311000-5298000; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Sgt. Devin A. Snyder Memorial Fund, c/o Edward & Dineen Snyder, 14 North Dansville Street, Cohocton, NY 14826, the Commissioner of Finance and the Sheriff.

Vote: Roll Call – Adopted.

RESOLUTION NO. 147-15

Introduced by C. Ferratella and L. Crossett. Seconded by H. Lando.

AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE FINGER LAKES PERFORMING PROVIDER SYSTEM.

Pursuant to Section 2.07 of the Steuben County Charter.

WHEREAS, the Finger Lakes Performing Provider System, Inc. ("FLPPS") is a collaboration to improve the availability, accessibility and quality of the health services for the Medicaid, Medicaid Managed Care and Uninsured population in the 13-County Finger Lakes Region of New York State to promote better health, lower costs, and reduce health disparities through an integrated delivery system ("IDS"); and

WHEREAS, FLPPS has the opportunity through federal funding opportunities for Delivery System Reform Incentive Payment Program Projects ("DSRIP projects") to pursue critical prioritized improvements for eligible populations and to develop an infrastructure that will improve the health of the Finger Lakes region populations; and

WHEREAS, FLPPS desires to create a panel of healthcare providers ("Partners") who will agree with the goals of this undertaking and will comply with the specific obligations, measurement, reporting and performance improvement activities, outlined herein; and

WHEREAS, FLPPS and its Partners will seek to promote care that reduces inefficiencies and accessibility issues in the current system, improves quality, reduces total per member annual costs, and improves member satisfaction; and

WHEREAS, FLPPS has indicated a collective amount for the County in the amount of $60,348.00 in order to secure the recited project benefits.

NOW THEREFORE, BE IT

RESOLVED, that the County Manager is authorized to execute a contract(s) together with any other necessary documents with FLPPS to implement the DSRIP projects consistent with the foregoing recitals and contingent upon the review of the County Attorney; and be it further

RESOLVED, upon the execution of a contract as resolved herein, the Commissioner of Finance is authorized and directed to receive $60,348.00 from FLPPS; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Commissioner of Social Services, the Director of Community Services, the Public Health Director; the Director of the Office for the Aging, the County Attorney, and the County Manager.

Mr. Weaver asked since we are in two regions, will we get additional funding? Mr. Wheeler replied likely, yes. Ms. Muller commented our local NOCN is split, but we are still part of FLPPS. Mr. Mullen asked what is this contract for? Mr. Wheeler replied this is a general contract for DSRIP – the Medicaid Redesign. They are looking at more global health care delivery across the State. This is the State's way of having the providers work together to improve service delivery. Our departments have been working on this for quite some time. This contract formally establishes our relationship with FLPPS.

Mr. Mullen asked are there requirements for us to do this? Mr. Wheeler replied we already have been doing this. We have been attending NOCN, FLPPS meetings and providing survey information. This does not commit us to anything that we are not already prepared to do.

Vote: Roll Call – Adopted.

RESOLUTION NO. 148-15

Introduced by C. Ferratella. Seconded by R. Lattimer.

FORMALLY ESTABLISHING AND RECOGNIZING THE EMPLOYEE WELLNESS COMMITTEE.

WHEREAS, employee wellness has long been a priority for Steuben County; and

WHEREAS, County employees have maintained an informal wellness committee and have planned and organized numerous wellness initiatives over the past decade; and

WHEREAS, the formal organization and recognition of an Employee Wellness Committee will enhance the County's effectiveness in developing employee wellness strategies and programs; and

WHEREAS, the establishment and recognition of an Employee Wellness Committee has been recommended by the Human Services, Health, and Education Committee.

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature hereby establishes and recognizes the Employee Wellness Committee; and be it further

RESOLVED, that the Employee Wellness Committee shall be constructed with the following guidelines:

- 10 members will be appointed annually by the Chairman of the Steuben County Legislature; five union employees and five management/confidential employees;
- The Employee Wellness Committee will meet bimonthly (every other month) and the meetings will be a maximum of one hour in duration;
- Employees appointed to the committee can attend meetings during their regular workday, and will not be required to use leave accruals for these bimonthly meetings;
- The Employee Wellness Committee will develop recommendations for programs or initiatives and will present them to the County Manager for approval;
- Any recommendations subject to collective bargaining provisions will be held until the next union contract negotiation;
- Any recommendation that requires additional funding will be presented by the County Manager to the appropriate legislative committee(s) and/or the County Legislature, per guidelines within the Administrative Code.

AND BE IT FURTHER RESOLVED, that certified copies of this resolution shall be forwarded to the Personnel Officer and the County Manager.

Mr. Swackhamer asked what are the positives and negatives of doing this? Mr. Wheeler replied he does not believe there are any negatives. There has been a Wellness Committee for many years. One of the positives of doing this is that we will encourage employee health and generally reduce our County cost. We provide biometric screening for our employees and for those that participate, they receive a reduction in their insurance premium. That is the goal. Currently, there is no process for taking an idea from the Wellness Committee and formally implementing something broader. This committee will be made up of five management employees and five union employees. Most of the ideas that will be generated will be no, or low cost. With this resolution, if this committee has a recommendation they can present it to my office. If it is something that requires funding, then he would present it to the Legislature. This resolution is formalizing the process and reporting mechanism.

Mr. Swackhamer commented that he has concerns that by formalizing this, the committee will get into collective bargaining. Mr. Wheeler replied they cannot collective bargain. The benefit is that in the past the committee has worked, but it was informal and difficult to recruit members without them having to use leave time. With this resolution, members will have one hour every other month to attend the meeting. This is a worthy investment on our part. The County currently is spending $10 million annually on health insurance costs.

Mr. Van Etten commented this gives credibility to that committee. He cannot see how this would be a negative thing.

Mr. Swackhamer asked who will be overseeing attendance? Mr. Wheeler replied the Public Health Educator will continue to chair the committee. He, or his Deputy, and the Personnel Officer will also be in attendance. It will be a good vehicle for us to get feedback.

Vote: Roll Call – Adopted.

RESOLUTION NO. 149-15

Introduced by B. Schu and P. McAllister. Seconded by G. Swackhamer.

AUTHORIZING THE TRANSFER AND RECLASSIFICATION OF A VACANT POSITION IN THE OFFICE OF COMMUNITY SERVICES TO TWO PART-TIME POSITIONS IN THE CONFLICT DEFENDER'S OFFICE.

Pursuant to Section 2.07 of the Steuben County Charter.

WHEREAS, there is a need for one Conflict Defender (PT) and one Assistant Conflict Defender (PT) position; and

WHEREAS, there is one vacant position within Community Services that can be transferred and reclassified; and

WHEREAS, the Administration Committee has approved reclassification of the position listed below and transferring said position to the Conflict Defender's Office.

NOW THEREFORE, BE IT

RESOLVED, effective with the adoption of this resolution, the following positions in Steuben County are reclassified as follows:

TRANSFER AND RECLASSIFY

FROM: Community Services: one (1) Senior Staff Social Worker, Grade 17 ($46,097 – $65,077)
TO: Conflict Defender's Office: one (1) Conflict Defender (PT), Mgmt Grade E ($37,500) and one (1) Assistant Conflict Defender (PT), Mgmt Grade E ($35,000)

AND BE IT FURTHER RESOLVED, the 2015 County Job Classification and Salary Schedule is hereby amended to reflect the above stated changes; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Personnel Officer and the County Manager.

Mr. Van Etten commented that a year from now he would like to see an analysis to see if this is really a cost savings to us. Mr. Wheeler stated that he would make sure this is done.

RESOLUTION NO. 150-15

Introduced by J. Hauryski. Seconded by H. Lando.

CONFIRMING THE APPOINTMENT OF THE PUBLIC HEALTH DIRECTOR.

Pursuant to Section 12.12 of the Steuben County Charter.

WHEREAS, Darlene R. Smith of Campbell, New York, has been appointed by the County Manager as Public Health Director of the Steuben County Department of Public Health in accordance with the Management Salary Plan in Grade H; and

WHEREAS, the Human Services, Health and Education Committee has recommended the Steuben County Legislature confirm said appointment.

NOW THEREFORE, BE IT

RESOLVED, Darlene R. Smith of Campbell, New York, appointed as Public Health Director of the Steuben County Department of Public Health effective November 2, 2015, is hereby confirmed by the Steuben County Legislature; and be it further;

RESOLVED, that certified copies of this resolution be sent to the above-named appointee, the Steuben County Department of Public Health and the Personnel Officer.

Vote: Roll Call – Adopted.

Motion to Adjourn Regular Session and Reconvene in Executive Session Pursuant to Public Officers' Law, Article 7§ 105.1.D. Discussion regarding Proposed, Pending or Current Litigation; Article 7§ 105.1.E. Collective Negotiations Pursuant to Article Fourteen of the Civil Service Law; and Article 7§ 105.1.F. the Medical, Financial, Credit or Employment History of a Particular Person or Corporation, or Matters Leading to the Appointment, Employment, Promotion, Demotion, Discipline, Suspension, Dismissal or Removal of a Particular Person made by Mr. Mullen, seconded by Mr. McAllister and duly carried.

Motion to Adjourn Executive Session and Reconvene in Regular Session made by Mr. Weaver, seconded by Mr. Van Etten and duly carried.

Motion to Adjourn made by Mr. Mullen, seconded by Mr. McAllister and duly carried.

SPECIAL MEETING
Morning Session
Friday, November 13, 2015
Legislative Chambers, Bath, New York

The County Legislature of the County of Steuben convened in Special Session in the Legislative Chambers, Bath, NY on Friday, the 13th day of November, 2015, at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members were present except for Legislators Roush, Schu and Weaver.

Mr. Swackhamer provided the Invocation and the Pledge of Allegiance was led by Mr. Booth.

Chairman Hauryski stated that he would like to change the order of today's proceedings. Following the presentation of the Budget Message, we will move to the resolutions and following that, the Budget Workshop.

Mr. Wheeler, County Manager, presented the following 2016 Budget Message:

PRESENTATION OF BUDGET MESSAGE

Introduction

I am here today to present the proposed 2016 Steuben County Budget. As has been the case for a number of years, this can be viewed as a "maintenance budget". That is to say, we are forced to find funding for state-mandated programs, while continually struggling to maintain non-mandated local programs. It is a delicate balancing act; one that offers limited flexibility in exploring new initiatives or expanded local services. However, with stabilization in the cost of some state mandates, and a detailed review of local program costs, we are able to present you a budget that is within the parameters of the NYS Property Tax Cap for 2016.

The coming year marks another decrease in employer contribution rates for the New York State Retirement System, dropping from an average of 18.5% in 2015 to 16.5% in 2016. This decrease offered a welcomed savings that assisted in absorbing cost escalation in other programs. In addition, the hard cap on Medicaid, which took full effect in 2015, has a positive impact on the overall county budget, keeping this cost center flat for 2016. While the hard cap does represent a significant benefit to the budget, Medicaid still represents $19.59 million in local costs placed on county residents. This single line item equates to 39% of the total tax levy.

Conversely, we are seeing large increases in the cost of state mandates that have a degree of local control. Specifically, court and public safety functions require an increased investment in 2016, resulting from higher prosecution caseloads in the District Attorney's Office, and the anticipation of enhanced requirements for the Public Defender and Probation. In addition, staffing mandates at the Jail have resulted in heightened expenditure. While we are being proactive in confronting these challenges, with initiatives such as the creation of the Conflict Defender's Office, there is clear pressure on these segments of county operations.

Overall, the spending plan for 2016 provides a clear snapshot of both the challenges that Steuben faces, along with the programs and priorities that are critical to our mission. We will continue to see reductions in county-controlled services in order to pay for state-required services. The

Governor and State Legislature continue to rely upon local property taxes to fund their programs, which will ultimately lead to the erosion of local discretionary services.

They have sold the Property Tax Cap and Property Tax Freeze as solutions to the high tax burden in New York, while failing to confront the overarching flaw – state programs are significantly funded by local property taxpayers. To highlight this point, in 2015 the Pew Charitable Trusts conducted a study that revealed that 15% of New York State government revenues are derived from local governments. The average collection of local funds for state programs across the nation is 2%. So when the Governor and State Legislature again question the reason for the property tax burden, they need only look in the mirror.

The first look at the budget in June of 2015 contained a significant tax increase. As has historically been the practice, we will continue to monitor the performance of county departments against their budget goals throughout 2016, while also beginning discussions of the 2017 budget in the coming spring. This continual evaluation provides direction to routine activities throughout the year. Spending constraints and funding availability dictate how we view each and every expenditure. Budget implementation and management is an ongoing team effort, and the department heads are critical to its success.

Recognition

I want to thank all of those who once again have made this budget process work. The Finance Committee with Chairman Larry Crossett, Vice Chairman Gary Swackhamer and committee members, Mike Hanna, Gary Roush, and Scott VanEtten, as well as the Legislative Chairman, Joseph Hauryski, are to be recognized and complimented for their efforts. I would also like to thank the committee chairpersons for their assistance, Pat McAllister, Carol Ferratella, Randy Weaver, Brian Schu, and Mike Hanna. I would point out the key role of the Commissioner of Finance, Pat Donnelly and the Deputy Commissioner of Finance, Tammy Hurd-Harvey have had in the preparation of this budget. Without the Finance Office, this would be virtually impossible. I would also like to thank former County Manager, Mark Alger, whose assistance in the preparation and review of the budget was extremely helpful. We also called upon the Personnel Officer, Nancy Smith for assistance with the personnel impacts. Each Department Head should be recognized and thanked for their cooperation and input into the budget process. They are tasked with controlling costs on the frontline and continue to do an exemplary job of maintaining efficiencies. Finally, all county employees should be recognized for their ability to deliver quality services to our residents in difficult fiscal times.

Budget Goals

The Budget Goals that have been established for 2016 are as follows:

1. Maintain funding for local programs while complying with the state-imposed Tax Cap/Freeze;
2. Continue local support for Public Works construction;
3. Provide adequate funding for state-mandated programs, including Medicaid and Social Services;
4. Continue funding of capital projects and equipment to ensure facilities and assets are properly maintained;
5. Account for increased local cost of public safety and court-related functions.

Total Budget

The total proposed budget for 2016 is $175,040,019, representing a decrease of $1,221,488 or -0.69% in total expenditures. The areas of change include General Government up 6.31%; Public Safety increased 4.03%; Public Works is up 1.35%; Culture and Recreation increased 0.35%; and Capital Projects are up 25.45%. Conversely, Education decreased 5.26%; Health is down 2.63%; Social Services decreased 0.83%; and Home and Community Services is down 2.44%.

The county budgets for the past five years are as follows:

2012	$186,135,290
2013	$187,328,352
2014	$186,970,986
2015	$176,261,507
2016 (Proposed)	$175,040,019

Major Changes By Department

Public Works - Highways

The 2016 budget maintains significant funding for the Department of Public Works to ensure that our roads, bridges, and equipment are well maintained. Without this investment, the county would be merely deferring maintenance and expenses to later years, which would result in deterioration of infrastructure and eventual replacement at a high premium.

The total proposed 2016 budget for Public Works - Highway stands at $25,671,342 compared to $25,521,036 in 2015, for a $150,306 or 0.59% increase, while the county cost for Public Works is increasing $342,306 or 1.35% for 2016. The Finance Committee is proposing an appropriation of $1,000,000 next year to replace key pieces of major equipment and $46,300 in small equipment funding. The budget also contains $263,000 in capital projects for the Caton Shop replacement and for the upgrade of the Gas Boy Fuel System. For 2016, $6,100,426 has been dedicated for highway construction projects, with $4,990,426 in permanent improvement funding and $1,110,000 within the general repairs budget. Once again, this is a significant local program for the county considering the difficult budget times we are experiencing.

Public Works – Landfill

During the budget process, there was close evaluation of both revenue and expense in regards to Landfill operations. As the Commissioner of Public Works has highlighted over the past several years, the Landfill continues to face significant challenges in maintaining the volume of waste to fund current operations and to account for future post-closure costs. As a result, operating expenses were trimmed from $5,481,643 in 2015 to $5,268,045 in 2016, a decrease of $213,589 or -3.90%. This figure is inclusive of capital projects for the Landfill. Conversely, this budget anticipates a decrease in revenue from outside sources of sludge, cover material, and recycling. In addition, the county is currently no longer eligible for carbon credit fees, representing a reduction of $290,000 in revenue. Maintaining income sources will continue to be a critical issue in the coming years. The county will continue to monitor and analyze both revenue and expenses within the Landfill in 2016 and develop mitigation strategies to ensure the financial health of this enterprise fund.

Department of Social Services
The total 2016 county cost for the Department of Social Services decreased slightly, -$273,156 or -.83%, which is a benefit to the overall budget. This drop is largely the result of increased revenue for Child Support, Foster Care, Food Stamps, and Energy Assistance programs. As mentioned, the full implementation of the Medicaid hard cap resulted in a flat county cost of the program. We continue to see a cost-shift from the state in the Safety Net program, as the county cost is anticipated to increase $67,126 or 2.41% in 2016. It is important that we continue to work with our state representatives and NYSAC to highlight the burden that this program continues to place upon local taxpayers.

Sheriff/Jail
The Sheriff's department budget contains a minor increase in county cost of .78% or $22,700. A more significant increase is within Court Security operations, as the county cost is projected to rise $103,273. This is the result of increased allocation of staff time to cover additional courts and for officers who are on medical leave. The Jail also shows a cost escalation of $307,538 or 4.86%, largely attributable to finalizing the increased staffing patterns as required by the NYS Department of Corrections. However, the Sheriff and his administration have been successful in housing a steady amount of federal prisoners, which provides much-needed revenue for operations. It will continue to be critical to maintain these levels of outside inmates to assist in covering the county cost of the Jail.

District Attorney
The 2016 budget shows an increase of $104,973 in the combined District Attorney budgets, or 7.43% over 2015. This is a result of increasing caseloads for the department, coupled with rising operating expenses, such as transcripts, training, postage, and copying. In addition, the budget reflects the addition of two part-time attorneys, primarily to assist with welfare fraud prosecution. Finally, the 2016 budget marks the full implementation and accounting of the Traffic Diversion Program, which does provide some revenue to offset the increased expenditures. The District Attorney cost center demonstrates the impact that caseloads can have on local costs, and will need to be continually monitored in the coming year.

Public Defender/Assigned Counsel/Conflict Defender
On the other side of the aisle of court-related functions, the budgets for public defense also includes a county cost increase of $129,942 or 7.28% over 2015 figures. The majority of this increase is related to the creation of the Conflict Defender Office, which is separate and distinct from the Public Defender. This budget category shows a local cost of $76,955, attributable to the cost of hiring two part-time attorneys. However, we anticipate that as the Conflict Defender's office becomes operational and assumes responsibility for the majority of criminal cases, the county will quickly begin to experience savings within the Assigned Counsel budget. While the 2016 budget does not project a decrease in Assigned Counsel costs due to the unpredictable nature of these expenses, we are confident that we will be able to lower the budgeted costs for criminal assignments starting in 2017.

Elections
The 2016 budget anticipates an increase of $72,058 or 10.61% for the Board of Election budget, which is due to additional elections in the coming year. The Board of Elections will be responsible for overseeing four elections in 2016 – the Presidential primary in April, the federal primary in June, the state and local primary in September, and the general election in November. It is also very likely that the Board will be responsible for managing at least one local school

election in May, with the potential for many more in the future. These facts highlight the glaring need for state action – having separate federal and state/local primaries is extremely inefficient and only results in additional cost to the local taxpayers. Yet, politicians in Albany refuse to address the issue and coordinate with federal officials to consolidate these elections. In addition, the state has provided little guidance in regards to school, city, town, and village elections, and there is a real possibility that the county will need to assume responsibility for those as well. This would necessitate the purchase of additional voting machines, the recruiting and training of additional inspectors and poll workers, and increased operational supplies and costs. The public needs state officials to step up and resolve these issues, instead of favoring political expediency. These will be critical issues in the coming years, and we will work with the Board of Elections to advocate for a reasonable and practical approach.

County Revenues

Sales Tax

Year-to-date collections of sales tax are approximately flat in comparison to 2015. While growth is clearly always the goal, flat collections in the current economic environment in New York should be viewed as a positive. Most counties throughout the state are experiencing mid-to-high single digit decreases in sales tax revenue. 2015 also marked the implementation of a sales tax agreement with the cities of Corning and Hornell, which thus far appears beneficial to all parties.

We continue to budget sales tax conservatively, due to the potential volatility of collections when consumer spending unexpectedly drops. However, as collections have exceeded our budget estimates in recent years, we feel comfortable in slightly increasing the anticipated sales tax figures for 2016.

Budgeted sales tax revenues for the last five years are as follows:

2012	$26,700,000
2013	$27,700,000
2014	$27,700,000
2015	$27,700,000
2016 (Proposed)	$27,800,000

Fund Balance

The tentative budget includes a General Fund appropriation of $5.85 million for 2016, an increase of approximately $1.23 million. This increase is directly tied to the loss of appropriation of fund balance in the D Fund (Highway), which was exhausted in 2015. In addition, there is an appropriation of $620,000 in DM Fund balance (Machinery), which is the same amount as in 2015. All of these appropriations are reasonable and assist in the overall management of funds.

Real Property Taxes

Through careful examination of expenditures, anticipation of a slight increase in sales tax revenue, and a reasonable appropriation of fund balance, we are able to minimize the increase in property taxes for 2016. The proposed tax levy represents an increase of $462,061, or .93%, well within the parameters of the Tax Cap.

In addition, for the second consecutive year, the proposed budget shows a decrease in the average full value tax rate. The average rate for 2016 is estimated at $8.59, representing a

decrease of 1.38% from 2015 levels. This would translate into a savings of $12.00 for a resident with a home valued at $100,000. This demonstrates that coupled with an increase in the full equalized property values within Steuben, the county has been successful in controlling the overall cost of operations while funding state-mandated programs.

The property tax collections and average full value rate for the last five years are as follows:

	Tax Levy	Rate per Thousand
2012	$46,786,950	$8.66
2013	$48,045,574	$8.89
2014	$48,710,297	$8.93
2015	$49,548,516	$8.71
2016 (Proposed)	$50,010,577	$8.59

Conclusion

With the leadership of the Finance Committee, the Chairman of the Legislature, and all other Legislators, we have developed a solid fiscal plan for 2016. The proposed budget is compliant with the Tax Cap, and coupled with the county's submission of the Government Efficiency Plan, residents will be eligible for the county's share of the state rebate in 2016. This will be approximately $12.00 based upon a $100,000 full value assessment. The average will be closer to $6.00 as the average full value assessment in Steuben County is $50,000.

The 2016 budget continues to reflect the organizational changes we've made over the last several years. Your efforts to contain costs and restrain growth in both expenditures and staffing are clearly demonstrated with the budget. We continue to see growth in expenditures and the need for increased staffing in functions with expanding state-mandates, such as the Jail and public defense. Discretionary, local programs continue to be examined and in many cases, reduced to fund state programs. The one continuing exception is Public Works, which consistently maintains significant local support due to the size and scope of our road and bridge systems.

In closing, this budget is very similar to those of the past. We are bound by state law to pay the state's bills for Medicaid and welfare. We must pay for education of handicapped children, community colleges and social services programs. With the limited remaining discretionary funds, the county efforts to maintain support for local programs that our residents value.

We will continue working with our municipal partners to expand shared services and strive to find efficiencies in our operations. You have a very talented management team and hundreds of dedicated staff members that make county government function. We will continue to provide high-quality services at a reasonable cost.

Jack K. Wheeler, MPA
County Manager / Budget Officer

Chairman Hauryski thanked Mr. Wheeler for the presentation of his first Budget Message.

RESOLUTION NO. 151-15

Introduced by: P. McAllister. Seconded by S. Van Etten.

PRESENTING LOCAL LAW TENTATIVELY NO. EIGHT FOR THE YEAR 2015, ESTABLISHING THE ANNUAL SALARIES OF CERTAIN ELECTED OR APPOINTED OFFICIALS AND DEPARTMENT HEADS OF THE COUNTY OF STEUBEN WHO HAVE A FIXED TERM OF OFFICE FOR THE FISCAL YEAR 2016.

Pursuant to Sections 201 and 214 of the County Law and Sections 10, 20 and 24 of the Municipal Home Rule Law of the State of New York and Section 2.07(8) of the Steuben County Charter.

WHEREAS, pursuant to the Steuben County Management Evaluation and Salary Plan, as revised, Management employees, with the exception of elected positions, had performance evaluations conducted; and

WHEREAS, pursuant to the Plan, all salary adjustments for Management employees are based upon the reviews conducted pursuant to said Plan; and

WHEREAS, the Administration Committee has approved salaries for all Management employees, except Legislators, based upon performance evaluations; and

WHEREAS, the Administration Committee has reviewed and studied the evaluations pursuant to the Plan concerning the salaries of certain elected or appointed officials of the County of Steuben who have a fixed term of office for the Fiscal Year 2016, which individuals are presently serving mid-term; and

WHEREAS, said Administration Committee has recommended County of Steuben Local Law Tentatively No. Eight for the Year 2015, establishing the annual salaries of such appointed officials for the Fiscal Year 2016.

NOW THEREFORE, BE IT

RESOLVED, there is hereby presented to each member of this Steuben County Legislature Local Law Tentatively No. Eight for the Year 2015, Establishing the Annual Salaries of Certain Elected or Appointed Officials and Department Heads of the County of Steuben who have a Fixed Term of Office for the Fiscal Year 2016, as follows:

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. EIGHT FOR THE YEAR 2015

A LOCAL LAW, Establishing the Annual Salaries of Certain Elected or Appointed Officials and Department Heads of the County of Steuben who have a Fixed Term of Office for the Fiscal Year 2016.

Be it enacted by the Legislature of the County of Steuben as follows:

SECTION 1: Except where inconsistent by operation of law due to prohibitions of increases of compensation during a fixed term of office for County officers and employees as provided in County Law §201 and Municipal Home Rule Law §24(2)(h), the "Steuben County Management Evaluation and Salary Plan", Administrative Code of the County of Steuben Part XV be, and the same hereby is, applicable to officers and employees having a fixed term of office, whether elected or appointed, as are any and all resolutions of the Steuben County Legislature relative to rights and entitlements of County executive and management personnel.

SECTION 2: Effective with the first county payroll for the County Fiscal Year 2016, the annual salaries of the certain elected or appointed officials and department heads of the County of Steuben who have a fixed term of office are hereby established for the Fiscal Year 2016 as follows, to wit:

TITLE	2015 SALARY	2016 SALARY

Commissioner, Public Works	$ 99,892	$ 101,890
Director, Real Property Tax	$ 68,675	$ 70,049
Sheriff	$ 83,134	$ 84,797
Commissioner, Social Services	$ 96,375	$ 98,303
Commissioner of Finance	$ 86,151	$ 91,272
Personnel Officer	$ 89,081	$ 90,640

SECTION 3: Should any of the above positions become vacant and subsequently filled by one other than the present incumbent, the salary shall in that instance be set by the Legislature prior to filling said vacancy.

SECTION 4: This Local Law shall become effective, subject to a permissive referendum, forty-five (45) days after the date of its final adoption and on the date it is duly filed in the Office of the Secretary of State of the State of New York and in accordance with the provisions of the Municipal Home Rule Law of the State of New York.

BE IT FURTHER RESOLVED, before said Local Law is adopted by the Steuben County Legislature, a Public Hearing shall be held at the Special Legislative Meeting on November 23, 2015, at 6:00 P.M. or such other date and time that may be adjourned, at Steuben County Offices, 3 East Pulteney Square, Bath, New York 14810, and the Local Law is subject to a permissive referendum of the qualified electors of the County of Steuben by filing of a legal petition within forty-five (45) days after its final adoption, with the Clerk of the Legislature of the County of Steuben protesting such Local Law; and be it further

RESOLVED, the Clerk of the Legislature shall cause a notice of said Public Hearing to be posted at the Courthouses in the municipalities of Bath, Corning and Hornell, have said notice published for one insertion in the two official newspapers of the County, and shall cause such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with proof of posting and publication to be filed in the Office of the Clerk of the Legislature; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance, Personnel Officer, and all appointed and elected officials mentioned above.

Vote: Acclamation – Adopted.

RESOLUTION NO. 152-15

Introduced by: P. McAllister. Seconded by: S. Van Etten.

PRESENTING LOCAL LAW TENTATIVELY NO. NINE FOR THE YEAR 2015, ESTABLISHING THE ANNUAL SALARY OF THE ELECTED DISTRICT ATTORNEY OF THE COUNTY OF STEUBEN WHO HAS A FIXED TERM OF OFFICE COMMENCING JANUARY 1, 2016.

Pursuant to Sections 201, 214 and 700(8) of the County Law, Section 20 of the Municipal Home Rule Law of the State of New York, Section 183-a of the Judiciary Law, Chapter 567 Section 1(h) of the Laws of the State of New York 2010, and Section 2.07(8) of the Steuben County Charter.

WHEREAS, the Judiciary Law §183-a establishes the annual salary of a District Attorney whose position has been designated as a full-time position pursuant to County Law §700(8); and

WHEREAS, the annual salary so established is "equivalent to that of county judge in the county which the district attorney is elected"; and

WHEREAS, the Judiciary Law §183-a further provides authorization for "additional compensation as the legislative body of such county may provide by local law"; and

WHEREAS, said Administration Committee has recommended County of Steuben Local Law Tentatively No. Nine for the Year 2015, establishing the annual salary of such elected District Attorney commencing the Fiscal Year 2016.

NOW THEREFORE, BE IT

RESOLVED, there is hereby presented to each member of this Steuben County Legislature Local Law Tentatively No. Nine for the Year 2015, Establishing the Annual Salary of the Elected District Attorney of the County of Steuben who has a Fixed Term of Office Commencing January 1, 2016, as follows:

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. NINE FOR THE YEAR 2015

A LOCAL LAW, Establishing the Annual Salary of the Elected District Attorney of the County of Steuben who has a Fixed Term of Office Commencing January 1, 2016.

Be it enacted by the Legislature of the County of Steuben as follows:

SECTION 1: Effective with the first county payroll for the County Fiscal Year 2016, the annual salary of the elected District Attorney of the County of Steuben who has a fixed term of office is hereby established for the Fiscal Year 2016 as follows, to wit:

TITLE	2016 ANNUAL SALARY
District Attorney	$ 174,000

SECTION 2: In addition to the foregoing annual salary, the District Attorney is authorized to receive further compensation in the form of the taxable value of the use, maintenance and insurance coverage of any vehicle designated to the District Attorney by the County together with the annual costs of the fuel of such vehicle to be limited as provided in the fiscal year budget for the same, to the extent such additional compensation is considered taxable income under the Internal Revenue Code.

SECTION 3: The annual salary as set forth in Section 1 of this local law and the additional other compensation as set forth in Section 2 of this local law shall continue for the fixed term of office of the District Attorney commencing January 1, 2016 to December 31, 2019.

SECTION 4: Should the above position become vacant and subsequently filled by one other than the present incumbent, the salary shall in that instance be set by the Legislature prior to filling said vacancy.

SECTION 5: Pursuant to Chapter 1049 of the Laws of the State of New York of 1974, the County of Steuben shall be entitled to the benefits of the established program of state aid to the County for the $174,000.00 annual salary of the District Attorney at the rate of $10,000.00 per annum, and such other and any future additional state aid the County may be legally entitled to pursuant to the Law of the State of New York.

SECTION 6: This local law shall become effective upon the filing in the Office of the Secretary of State pursuant to Section 27 of the Municipal Home Rule Law.

BE IT FURTHER RESOLVED, before said Local Law is adopted by the County Legislature, a Public Hearing shall be held at the Special Legislative Meeting on November 23, 2015 at 6:00 P.M. in the Steuben County Legislative Chambers, 3 East Pulteney Square in the Village of Bath, New York; and be it further

RESOLVED, the Clerk of the Legislature shall cause a notice of said Public Hearing to be posted at the Courthouses in the municipalities of Bath, Corning and Hornell, have said notice published for one insertion in the two official newspapers of the County, and shall cause such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with proof of posting and publication to be filed in the Office of the Clerk of the Legislature; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance, Personnel Officer, and the elected official mentioned above.

Vote: Acclamation – Adopted.

RESOLUTION NO. 153-15

Introduced by: J. Hauryski. Seconded by: R. Lattimer.

DIRECTING THE CLOSING OF ALL STEUBEN COUNTY OFFICES ON FRIDAY, NOVEMBER 27, 2015.

Pursuant to Section 2.07(12) of the Steuben County Charter and the current agreement between the County of Steuben and the Civil Service Employees' Association, Inc.

WHEREAS, the County of Steuben, by contractual agreement with the employees of Steuben County has declared the day after Thanksgiving day to be a holiday for all employees, with the exception of the County Clerk, the County Finance, the Clerk of this Legislature, and the Sheriff's Office (Administrative Offices); and

WHEREAS, this County Legislature determines because of the lack of the traditional business volume on the day after Thanksgiving, coupled together with the savings of energy costs and unnecessary payroll expenses that it would be in the best interest of the County, the taxpayers and its employees to close all of the offices of Steuben County on the day after Thanksgiving, November 27, 2015.

NOW THEREFORE, BE IT

RESOLVED, that this County Legislature declares November 27, 2015, to be a County holiday pursuant to the present contract with the Civil Service Employees' Association, Inc.; and be it further

RESOLVED, that all of the department heads, in particular the County Clerk, the Commissioner of Finance, the Clerk of this Legislature, and the Sheriff (Administrative Offices), are directed to close their respective offices on said date; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Clerk, Commissioner of Finance, Clerk of the Legislature, and the Sheriff.

Vote: Acclamation – Adopted.

BUDGET WORKSHOP

Mrs. Lando asked is there a possibility that the Board of Elections will be mandated to help with School elections? Mr. Wheeler replied it is not mandatory at this time. The schools are really hurting with how to deal with elections, specifically the City the Corning. The Corning-Painted Post School District has been working with the Board of Election on whether they should purchase their own machines or work with the Board of Elections to help manage those elections.

It is likely that the schools will have to comply and use the same machines that we do, however, there has been no direct mandate. We have been working for the past six months on developing approximate costs if we were to help manage their elections.

Mr. Mullen stated with regard to line item 5407390 Employee Training, last year they spent $10,000 and in 2016 they are requesting $25,000. This year to-date they have spent $1,900.

Motion made by Mr. Mullen to reduce line item 5407390 Employee Training $15,000. Seconded by Mr. Swackhamer for discussion.

Mr. Wheeler commented the year-to-date expenditure represents a timing issue. Next week we will be starting our annual employee training sessions. It is very likely the cost will not be above $15,000. We have been fortunate to find a trainer at a reasonable cost. If we are not so lucky in the future, we do not know what our exposure could be.

<u>Vote</u>: Roll Call – Fails. Yes – 2788; No – 5250; Absent – 1834
(Yes – Legislators Booth, Lando, Lattimer, Mullen and Swackhamer; Absent – Legislators Roush, Schu and Weaver)

Mr. Mullen stated there is an Asphalt Oven listed on the Public Works Major Equipment. What do we currently do and what is the life expectancy of that piece of equipment? Mr. Wheeler replied the Asphalt Oven tests asphalt. Currently we are using a combination of acid testing and other means to test core samples. The oven is more cost effective and is a more reliable method of testing. Mr. Foster explained the life expectancy is 20 – 30 years. The oven takes the asphalt out of any sample we take and comes up with a mix design. In the lab they are using acid to do this and that is a safety issue.

Mr. Mullen asked is the shifting of attorneys from the Law Department to the Department of Social Services the reason for the additional part-time attorneys in the District Attorney's Office? Mr. Wheeler explained originally the attorneys in the Law Department would help with prosecution of welfare fraud. Because of their relocation into the Department of Social Services, they are no longer able to help with welfare fraud prosecutions because the Department of Social Services is the victim. The District Attorney is adding two part-time positions. The first is for welfare fraud cases. The second is due to an increase in caseload. Mr. Mullen asked what is the cost? Mr. Wheeler replied the cost is $32,500 - $37,500 without benefits.

Mr. Mullen stated under Small Equipment, the Department of Social Services has requested 28 chairs for a total cost of $13,425. He believes that cost is high.

Motion made by Mr. Mullen to reduce the cost for replacement chairs for the Department Social Services to $350.00 per chair. Seconded by Mr. Booth.

Mr. Wheeler commented it does seem expensive, however, this is a weighted average in some cases. They need to purchase replacement chairs for ergonomic or other specific conditions and those types of chairs tend to be more expensive. Mr. Crossett asked what is the bottom line cost to the County of a $450 chair? Mr. Wheeler replied about 40 percent.

Ms. Muller explained 20 of the chairs we are replacing were purchased in 1987. The remaining are being replaced due to general wear and tear. We need to have ergonomically correct chairs as well as special sized chairs. We did work with Purchasing to get the pricing. This request is based upon the needs of staff.

<u>Vote</u>: Roll Call – Fails. Yes – 1190; No – 6848; Absent – 1834
(Yes – Legislators Booth and Mullen; Absent – Legislators Roush, Schu and Weaver)

Mrs. Lando stated we are housing more Federal inmates. Is the increased cost in the Jail due to staffing? Mr. Wheeler replied no, not staffing. You are seeing increases in incidentals for lines, food, etc. With the reimbursement from the Federal Government, it is a net positive.

Mr. Van Etten asked do we have any unused capacity in the Jail? Sheriff Cole replied with the increase in Federal inmates we have received $200,000 more in revenue over last year. We are able to manage any type of criminal at our facility. We look at the inmates and place them accordingly. We only house what the Jail can hold.

Mr. Swackhamer asked for an explanation for why we are putting $100,000 into the budget for an additional Sheriff's Deputy and the associated costs. Mr. Wheeler replied that is largely and directly attributed to the discussion at the Public Safety & Corrections Committee about determining whether the County takes a more active role in animal cruelty investigations. The Finger Lakes SPCA had been providing those services, but are no longer in that business. The Sheriff had a vacant Deputy Sheriff position that was funded in the budget and has been for the past four years. The Public Safety & Corrections Committee voted 3-2 to have the County take the lead role in animal cruelty investigations.

Motion made by Mr. Swackhamer to remove funding from the Sheriff's budget designated for Animal Cruelty Investigations. Seconded by Mr. Mullen.

Mr. Swackhamer commented he does not believe we should be in that business. At no point did I know that we wanted to 100 percent take over. Mr. McAllister stated the problem is we are in that business. If the SPCA is out, we have to cover those calls. There will be more work and the Sheriff will need this position to accomplish that. It is better to catch these in the beginning before they turn into another big horse case. You are penny wise and pound foolish if you do not do this. Ms. Lattimer commented she agrees that we are already in the business. If an animal cruelty call goes to another agency and they find 15 horses, they are going to come to the County and we will have to take care of them.

Mr. Booth stated we did not have multiple options presented to us at the Public Safety & Corrections Committee meeting. We voted on one proposal. He doesn't feel that all of the different options were explained. Mr. Hanna commented Mr. Wheeler did an exhaustive job of looking at all of the options.

Mr. Wheeler replied Mr. Reed explored the options of having the County provide these services or contracting with the SPCA or Humane Society. The SPCA providing these services is no longer a possibility. We put out an RFP because the easiest thing to do is contract the service out. We did not receive any responses. We talked with the Sheriff and a number of other individuals to come up with an alternative way to do this. The options that came back were very limited and that is why he presented two options. Those options were to do nothing and let whatever agency respond to the call take the call, or to have the County take over the lead role and take responsibility and have the ability to control your destiny.

Mr. Hanna stated he wished we did not have to have the Sheriff take control, however, the Sheriff really needs to keep a handle on this. There will have to be a defined line with the towns. Mr. Wheeler explained operationally we have a problem because there is no point of contact. No matter which decision you make, we need to establish a point of contact.

Mr. Mullen stated the Sheriff has said that this would not be a full-time position and that this Deputy could do other things. We talked at Finance about getting more data on the number of calls. Mr. Wheeler replied all of the calls are not going to 911. Since the SPCA notified us that they were no longer doing this, 911 has directly received 2 calls. In talking with the SPCA, in September they averaged 3 -5 calls per day and in October they were averaging 2 – 4 calls per day.

Mr. Mullen stated in our previous discussions about a proposed contract, it shows that the SPCA would do an educational component. When people call the SPCA, can we assume that those calls are being handled? Mr. Wheeler replied they do provide education and he assumes they still do. The issue is who is the point of contact? Follow-up needs to happen. Law Enforcement at some point will need to get involved to determine whether a call is animal cruelty.

Mr. Swackhamer asked what percentage of the calls result in criminal charges? Mr. Wheeler replied the numbers that result in an arrest or some sort of seizure is relatively low. We do not have the numbers for September and October, however historically they have had 2 – 10 arrests in any given year. There have been more seizures. Mr. Swackhamer commented this will not stop at a vehicle. Down the road they will need a truck with cages, a trailer and other equipment. We are just getting started.

Mr. Wheeler replied there is that potential, but part of the contract with the SPCA includes transportation. When law enforcement is on scene and there is a seizure, they will need to coordinate with the SPCA for transportation.

Mr. Mullen stated that he would like to see this go to a part-time position.

Mr. Maio commented he voted for this in committee. Under criminal law, these can be felony or misdemeanor cases and we are required to enforce the law. In his estimation, this is something we need to do. If we do not, and it goes to the local agencies, then each municipality will have to have someone trained and it will come back to us in any event. This is an important thing and he did not hear any other viable alternatives.

Sheriff Cole commented an animal cruelty officer is trained in animal protection law. Our road deputies and the State Troopers have not had much training in animal cruelty. We need a police officer doing this and need to avoid liability to the County. I didn't want this responsibility, but I believe that the County needs to do something.

Mr. Van Etten commented over the course of eight years, we have had three different Sheriffs. He stated that he supports this and feels that it is part of our responsibility and need to manage it. However, his concern is the next Sheriff and their willingness to do this. It is good that Sheriff Cole stepped up, but who knows for the future. Mr. Wheeler replied you ultimately have control of the budget and the Sheriff's Office is under your authority. You have the ability to defund and remove the position.

Mr. Crossett commented just because you fund it now does not mean you cannot continue to search for an alternative. Mrs. Ferratella suggested having reports so that we can track the activity and make sure we are getting the bang for our buck. Mr. Wheeler replied we can certainly work with the Sheriff to get those reports.

Mr. Booth stated the bottom line is this needs to be done, but it does not require a full-time position. Mr. Wheeler replied this position will also be serving Civil papers and performing other duties. Mr. Booth commented there will be a potential need for overtime. Mr. Wheeler stated if we take the lead role and there are emergency calls after hours, he would suggest having other deputies trained that could potentially come in on overtime to respond. The Sheriff's overtime line has historically run high and that is another reason why we increased that line item.

<u>Vote</u>: Roll Call – Fails. Yes – 1651; No – 6397; Absent – 1834.
(Yes: Legislators Booth, Mullen and Swackhamer; Absent – Legislators Roush, Schu and Weaver)

There being no further questions or comments, Chairman Hauryski declared the Budget Workshop closed.

Motion to Adjourn Regular Session and Reconvene in Executive Session Pursuant to Public Officers' Law, Article 7§ 105.1.E. Collective Negotiations Pursuant to Article Fourteen of the Civil Service Law made by Mr. Crossett. Seconded by Mrs. Ferratella and duly carried.

RESOLUTION NO. 154-15

Introduced by D. Farrand. Seconded by H. Lando.

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH LOCAL #1000 OF THE CIVIL SERVICE EMPLOYEES' ASSOCIATION, INC., FOR THE YEARS 2016 AND 2017.

Pursuant to the provisions of the New York State Public Employees' Fair Employment Act known as the "Taylor Law" [Civil Service Law Article 14), Section 205 of the County Law of the State of New York and Section 2.07 of the Steuben County Charter.

WHEREAS, the negotiating committee for the Steuben County Legislature has, for several months, been meeting with the negotiating committee of the Steuben County Local #1000 of the Civil Service Employees' Association, Inc. (CSEA),

the bargaining unit for County employees, excepting the Sheriff's Department, as to recommended proposals for terms and working conditions for County employees for the years 2016 and 2017; and

WHEREAS, the CSEA has accepted in whole the aforesaid recommended proposals.

NOW THEREFORE, BE IT

RESOLVED, the proposed Agreement, as recommended by the respective negotiating committees, having heretofore been approved by the members of the said CSEA covering the years 2016 and 2017, be and the same hereby is duly ratified, confirmed and adopted; and be it further

RESOLVED, the Chairman of the Steuben County Legislature is hereby authorized and empowered, for and on behalf of this Legislature and the County of Steuben, to execute a final and complete agreement regarding the terms and conditions of public employment between the County and the Steuben County Local #1000 of the Civil Service Employees' Association, Inc., for the fiscal years 2016 and 2017, which agreement shall be drafted by the County Attorney in accordance with the proposed agreement, and upon its approval by the Administration Committee of the Steuben County Legislature and its prior approval and execution by the President of the Steuben County Local #1000 of the Civil Service Employees' Association, Inc.; and be it further

RESOLVED, when said final agreement is properly and duly executed as above stated, the original agreement shall be properly filed in the Office of the Clerk of the Legislature and a duplicate original shall be delivered to the President of the Steuben County Local #1000 of the Civil Service Employees' Association, Inc., and an additional copy shall be filed with the Public Employees' Relations Board; and be it further

RESOLVED, upon the filing of said agreement with the Clerk of the Legislature, President of CSEA, the filing of the same with the Commissioner of Finance and the Steuben County Personnel Officer, the same shall be, and hereby is, confirmed, ratified and approved as the entire agreement between the County of Steuben and the County employees included in said Employees' Association bargaining unit as to the terms and conditions of employment for the years 2016 and 2017; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, County Attorney, Personnel Officer, Clerk of the Legislature, Commissioner of Finance, and to the President of the Steuben County Local #1000 of the Civil Service Employees' Association, Inc.

Vote: Roll Call – Adopted.

Motion to Adjourn Executive Session and Reconvene in Regular Session made by Mr. Mullen. Seconded by Mr. McAllister and duly carried.

Motion to Adjourn made by Mr. Mullen. Seconded by Mr. McAllister and duly carried.

REGULAR MEETING
Afternoon Session
Monday, November 23, 2015
Legislative Chambers, Bath, New York

The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers, Bath, NY on Monday, the 23rd day of November, 2015, at 3:30 p.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members present except Legislator Roush.

Mr. Mullen provided the Invocation and the Pledge of Allegiance was led by Mr. Crossett.

Chairman Hauryski opened the floor for comments by members of the public. There being none, he declared the opportunity for public comment closed.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs for Posting for the Public Hearing upon County of Steuben Local Law Tentatively No. Seven for the Year 2015, Amending Local Law No. Six of the Year 1987, Permitting the Steuben County Treasurer to Collect Delinquent Village Taxes. Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being no comments, he declared the Public Hearing closed.

Motion approving the minutes of the previous meeting(s) made by Ms. Lattimer, seconded by Mr. McAllister and duly carried.

RESOLUTION NO. 155-15

Introduced by L. Crossett. Seconded by S. Van Etten.

MATTERS PERTAINING TO COUNTY REAL PROPERTY TAX SALES, CORRECTIONS OF ASSESSMENTS, PROPERTY TAXES, AND OTHER REAL PROPERTY ACQUISITIONS AND DISPOSITIONS.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

RESOLVED, the Chairman of the Steuben County Legislature, in accordance with the applications filed herewith, is hereby authorized and empowered on behalf of this Legislature to execute the necessary documentation for the disposition of applications for correction of real property taxes levied on the parcels contained in Schedule "A"; and be it further

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized to make the proper tax adjustment, and/or refund, with respect to the parcels contained in Schedule "A", as set forth in the approved applications, copies of which shall be forwarded to the taxpayer and collecting authority; and be it further

RESOLVED, as it appears to be in the best interest of the County to sell the property(ies) listed on Schedule "B" for the consideration offered, the Steuben County Commissioner of Finance is hereby authorized and directed to convey and deliver a County Tax Deed to the grantee(s) upon receipt of the consideration indicated within thirty (30) days from the date hereof and as upon the "Notice to Bidders and Terms of Sale – 2015" as applicable; and be it further

RESOLVED, the said grantee(s) must accept the parcel(s) "as is" together with the obligation of removing any persons, if any, claiming any interest in the parcel(s) if need be; and be it further

RESOLVED, that certified copies of this resolution contained in Schedule "A" shall be forwarded to the Director of the Steuben County Real Property Tax Service Agency and the Steuben County Commissioner of

Finance, together with the approved applications executed in duplicate by the Chairman of the County Legislature, and the Chairman of the Board of Assessors; and certified copies of this resolution contained in Schedule "B" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, and the grantee(s).

SCHEDULE "A"

Resolution No.	A-1	Resolution No.	A-2
Name	Mitchell A. Parker	Name	Mitchell A. Parker
Parcel No.	145.00-03-036.000	Parcel No.	145.00-03-036.000
Municipality	Town of Bath	Municipality	Town of Bath
Disposition	Refund (2014)	Disposition	Refund (2015)

SCHEDULE "B"

Resolution No.	B-1
Former Owner	Brenda M. St. Mary
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	019.00-02-034.100
Municipality	Town of Prattsburgh
Grantee(s)	Raymond F. Stubbs
Grantee(s) Address	11483 County Route 9, Prattsburgh, NY 14873
Consideration	$5,732.09, inclusive of recording fees

Vote: Roll Call – Adopted.

RESOLUTION NO. 156-15

Introduced by J. Hauryski. Seconded by C. Ferratella.

RECEIVING AND ACCEPTING THE NOVEMBER 23, 2015 COMMUNICATIONS LOG AS PREPARED BY THE STEUBEN COUNTY MANAGER'S OFFICE.

BE IT RESOLVED, that the following communications were received, accepted and filed by the County of Steuben, and **referred to the appropriate Standing Committee and/or Department Head for information and/or action,** to wit:

October 26, 2015
New York State Sheriffs' Association, Inc. – Re: Letter of concern with the upcoming changes to the revenues for the Jail Inmate Phone System. ***Referred to: Public Safety & Corrections Committee; and David Cole, Steuben County Sheriff.***

October 29, 2015
NYS Office for the Aging – Re: Third and final Notification of Grant Award (NGA) for the federal fiscal year 2015 (FFY2015) Nutrition Services Incentive Program (NSIP). ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

NYS Department of Health – Re: Appointment of Steuben County Public Health Director. ***Referred to: Human Services/Health & Education Committee; and Jack Wheeler, County Manager.***

November 2, 2015
National School Choice Week – Re: Request to issue a proclamation commemorating January 24-30, 2016 as Steuben County School Choice Week. ***Referred to: Joseph Hauryski, Legislature Chairman.***

November 4, 2015
NYS Office for the Aging – Re: Notification of Grant Award and approved application for the New York Connects Expansion and Enhancement Program for the period of April 1, 2014 through December 31, 2016. ***Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.***

Western Regional Off-Track Betting Corporation – Re: Check in the amount of $54,777, which represents the third quarter revenues ($52,240) combined with the September 2015 surcharge payment ($2,537) for Steuben County. ***Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.***

November 6, 2015
NYS Office of Parks, Recreation and Historic Preservation – Re: Notification of property located at 12 Church Street, Hornell, N.Y. 14843 (Temple Beth El) in Steuben County is being nominated to the National and State Registers of Historic Places at the State Review Board meeting scheduled for December 3, 2015. ***Referred to: A.I.P. Committee; and Eleanor Silliman, Historian.***

Steuben County Industrial Development Agency – Re: Notice of public hearing regarding the Steuben County Industrial Development Agency and Corning Properties, Inc. is scheduled for Tuesday, November 17, 2015 at 9:00am at the Corning City Hall, 1 Civic Center Plaza, Second Floor Council Chambers, Corning, New York. ***Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.***

Vote: Acclamation – Adopted.

RESOLUTION NO. 157-15

Introduced by L. Crossett. Seconded by G. Swackhamer.

FINAL ADOPTION OF LOCAL LAW TENTATIVELY NO. SEVEN FOR THE YEAR 2015, AMENDING LOCAL LAW NO. SIX OF THE YEAR 1987, PERMITTING THE STEUBEN COUNTY TREASURER TO COLLECT DELINQUENT VILLAGE TAXES.

Pursuant to Real Property Tax Law §1442(1).

WHEREAS, there has been duly presented to the members of the Steuben County Legislature on October 26, 2015, County of Steuben Local Law Tentatively No. Seven for the Year 2015, Amending Local Law No. Six of the Year 1987, Permitting the Steuben County Treasurer to Collect Delinquent Village Taxes, preliminarily adopted said Local Law on October 26, 2015, making the final adoption of said Local Law subject to a Public Hearing to be held on November 23, 2015; and

WHEREAS, in accordance with said resolution and Notice of Public Hearing, this County Legislature of the County of Steuben did conduct a Public Hearing on November 23, 2015, at 3:30 P.M., and all persons appearing were given the opportunity to be heard, and the Clerk of this Legislature having filed proof of the publication and posting of the Notice of Public Hearing.

NOW THEREFORE, BE IT

RESOLVED, that County of Steuben Local Law Tentatively No. Seven for the Year 2015, as hereinafter set forth be, and the same hereby is, finally adopted, to wit:

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. SEVEN FOR THE YEAR 2015

A Local Law, Amending Local Law No. Six of the Year 1987, Permitting the Steuben County Treasurer to Collect Delinquent Village Taxes.

Be it enacted by the Legislature of the County of Steuben as follows:

Permitting the Steuben County ~~Treasurer~~ Commissioner of Finance to Collect Delinquent Village Taxes.

SECTION 1. LEGISLATIVE INTENT

It is the intent of the within Local Law to establish and adopt a procedure permitting the Steuben County ~~Treasurer~~ Commissioner of Finance to collect delinquent village taxes upon request by an village in said County.

SECTION 2. DEFINITION OF TERMS

COUNTY ~~TREASURER~~ COMMISSIONER OF FINANCE: the duly elected, appointed, fiscal officer of the County of Steuben designated to perform the duties prescribed by law and directed by the County Legislature.

VILLAGE: any duly incorporated village in Steuben County authorized by the State of New York to function as a municipal corporation.

DELINQUENT TAXES: any village tax as defined under the Real Property Tax §102(20) which remains due and unpaid after the last date for collection of said tax, levied after passage of this local law. For the purposes of this Local Law, "delinquent village taxes" shall not include any assessments imposed by such board of trustees on real property for the cost of demolition, repair, clean-up, or code enforcement work undertaken by a village.

SECTION 3. PROCEDURE

1. The Village Treasurer shall, within two weeks after the last date authorized by law for the collection of said tax, prepare the account and certification, as required by law, of the remaining unpaid taxes and shall forward same to the respective village legislative body for appropriate approval and forwarding to the Steuben County ~~Treasurer~~ Commissioner of Finance.

2. Within two weeks prior to the levy of the town and county taxes, the account and certification of delinquent village taxes remaining unpaid shall be transmitted by the County ~~Treasurer~~ Commissioner of Finance to the County Legislative body, which shall cause the amount of such unpaid taxes, together with seven per centum of the amount of principal and interest, to be relevied upon the real property upon which the same were originally imposed by the village. The amount relevied pursuant to this section shall include village taxes payable in installments which shall have remained unpaid after the date upon which the last installment was due. After relevy on the town and county tax roll, all such relevied amounts shall become a part of the total tax to be collected. Such relevied amounts shall be considered due and owing to the County ~~Treasurer~~ Commissioner of Finance to reimburse the County for the amounts advanced pursuant to subdivision tow of this section.

3. The County ~~Treasurer~~ Commissioner of Finance shall, on or before the first day of April following the receipt of the account and certification of delinquent village taxes, pay to the village treasurer, the amount of returned delinquent village taxes remaining unpaid, including interest accumulated to the time of the return of the tax roll and warrant by the village treasurer to the village board of trustees, provided that the County ~~Treasurer~~ Commissioner of Finance shall retain the per centum penalty imposed as provided by Paragraph (a) of Subdivision Four of Section Fourteen Hundred Thirty-Six of the Real Property Tax Law of the State of New York.

4. The same proceedings in all respects shall be had for the collection of the amount so directed to be raised by the County Legislature as are provided by law in relation to the County taxes.

5. Invalidity of Local Law. In the event that any provision of this Local Law shall be adjudged by any court competent jurisdiction to be invalid, ineffective, or unenforceable, this Local Law and Local Law No. Six of the year 1987 shall both be deemed to be immediately repealed in their entirety and the County of Steuben shall immediately cease to collect, enforce, or guarantee any delinquent village taxes.

NOTE: Old law is ~~strikeout~~ and deleted;
New matter is underlined.

AND BE IT FURTHER RESOLVED, a Public Hearing on the within Local Law has been held on November 23, 2015 at 3:30 P.M. at the Legislative Chambers, Village of Bath, New York; and be it further

RESOLVED, the Clerk of the Legislature has caused a Notice of said Public Hearing to be posted at the Courthouses in the municipalities of Bath, Corning and Hornell, said Notice published for one insertion in the two official newspapers of the County, and has caused such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with the proof of posting and publication filed in the Office of the Clerk of the Legislature; and be it further

RESOLVED, within twenty (20) days after the final adoption by this County Legislature of said County of Steuben, Local Law Tentatively No. Seven for the Year 2015, the Clerk of this Legislature shall cause one certified copy thereof to be filed in the in the Office of the Secretary of State of the State of New York, and said Secretary of State is to be requested to publish the Local Law in the supplement to the Session Laws and the Steuben County Clerk is to be requested to file the Local Law in a separate book kept by her for such records; and be it further

RESOLVED, the Clerk of the Legislature, in accordance with Section 214, shall cause a true copy of said Local Law to be published in the two County official newspapers within ten (10) days after such Local Law has become effective; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, Commissioner of Finance, and the County Attorney.

Vote: Roll Call – Adopted.

RESOLUTION NO. 158-15

Introduced by P. McAllister and L. Crossett. Seconded by C. Ferratella.

AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS.

Pursuant to Section 261 of the Tax Law of the State of New York:

RESOLVED, that the apportionment of tax on mortgages in the County of Steuben collected by the County Clerk from the 1st day of April, 2015 to the 30th day of September 2015, pursuant to provisions of Section 261 of the Tax Law, as made by the Clerk of this Legislature be and the same hereby is ratified and confirmed, and the statement of such apportionment in compliance with the provisions of said Law, filed with the Commissioner of Finance of this County, is hereby and in all things ratified and confirmed and such statement shall be to the said Commissioner a sufficient Warrant for the payment by him of the various sums as apportioned for the various purposes as designed by Law; and be it further

RESOLVED, that the Clerk of this Legislature shall forward certified copies of this resolution to the Steuben County Commissioner of Finance, the Steuben County Real Property Tax Service Agency, and the Steuben County Clerk:

MORTGAGE TAX APPORTIONMENT

The amount of money in your hands on September 30, 2015, which was received by you from the County Clerk as taxes paid to her upon the real property mortgages filed in her office since April 1, 2015, the date of the last apportionment, and which must be distributed to the various tax districts of the County of Steuben, pursuant to Section 261 of the Tax Law, is the sum of $523,108.11.

You are therefore commanded to pay the various towns and cities the amount placed opposite the name of said towns and cities and pay over to the various village officers the amount hereinafter stated to be the distributive amounts due said districts for village purposes, as follows:

MORTGAGE TAX DISTRIBUTION - November 2015

TOWN & CITIES	TOWN/CITY AMT DUE	VILLAGES	VILLAGES AMT DUE	TOTAL AMT DUE
ADDISON	9,959.77	ADDISON	3,951.67	**13,911.44**
AVOCA	4,904.55	AVOCA	645.77	**5,550.32**
		BATH (1)	8,633.55	
BATH	31,365.81	SAVONA (2)	827.39	**40,826.75**
BRADFORD	1,090.76			**1,090.76**
CAMERON	2,175.80			**2,175.80**
CAMPBELL	16,278.22			**16,278.22**
CANISTEO	8,810.14	CANISTEO	2,549.52	**11,359.66**
CATON	14,025.82			**14,025.82**
COHOCTON	9,803.13	COHOCTON	1,288.04	**11,091.17**
CORNING CITY	65,351.84			**65,351.84**
		RIVERSIDE (1)	2,556.00	
CORNING TOWN	54,000.13	S CORNING (2)	3,933.40	**60,489.53**
DANSVILLE	10,453.15			**10,453.15**
ERWIN	67,521.18	PAINTED POST	5,164.37	**72,685.55**
FREMONT	3,748.33			**3,748.33**
GREENWOOD	1,942.73			**1,942.73**
HARTSVILLE	2,589.96			**2,589.96**
HORNBY	8,785.43			**8,785.43**
HORNELL CITY	19,772.74			**19,772.74**
		ALMOND (1)	36.15	
		ARKPORT (2)	1,398.12	
HORNELLSVILLE	16,122.05	V N HORNELL (3)	1,646.21	**19,202.53**
HOWARD	6,565.40			**6,565.40**
JASPER	4,136.25			**4,136.25**
LINDLEY	12,238.09			**12,238.09**
PRATTSBURGH	8,446.07			**8,446.07**
PULTENEY	24,004.98			**24,004.98**
RATHBONE	1,695.38			**1,695.38**
THURSTON	5,279.32			**5,279.32**
TROUPSBURG	4,209.39			**4,209.39**
TUSCARORA	8,277.19			**8,277.19**
URBANA	18,720.87	HAMMONDSPORT	1,653.40	**20,374.27**
WAYLAND	20,652.80	WAYLAND	3,904.47	**24,557.27**
WAYNE	11,212.49			**11,212.49**
WEST UNION	2,580.43			**2,580.43**
WHEELER	3,209.80			**3,209.80**
WOODHULL	4,990.05			**4,990.05**
TOTAL	**484,920.05**		**38,188.06**	**523,108.11**

Foregoing shall be your sufficient warrant for the payment of said sums as above directed.

DATED at Bath, New York: November ____, 2015

STEUBEN COUNTY LEGISLATURE

_____

By: Joseph J. Hauryski, Chairman

I, Brenda K. Mori, Clerk of the County Legislature of Steuben County, DO HEREBY CERTIFY that the foregoing apportionment of Mortgage Tax, pursuant to Law, is correct.

DATED: November ____, 2015

_____

Brenda K. Mori, Clerk of the Legislature

Vote: Roll Call – Adopted.

RESOLUTION NO. 159-15

Introduced by P. McAllister. Seconded by H. Lando.

DIRECTING THE ADDITION OF OMITTED TAXES AND/OR PRO-RATED OMITTED TAXES ON EXEMPT PARCELS.

Pursuant to Sections 553 and 558 of the Real Property Tax Law of the State of New York.

RESOLVED, the report of the Commissioner of Finance of 2015 omitted taxes, and/or pro-rated omitted taxes on exempt parcels be and hereby is received and filed, and the Director of the Real Property Tax Service Agency is hereby directed to levy the amounts thereof upon the parcels in accordance with said report; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and the Director of the Real Property Tax Service Agency.

Vote: Roll Call – Adopted.

RESOLUTION NO. 160-15

Introduced by P. McAllister. Seconded by R. Weaver.

DIRECTING THE LEVY OF RETURNED UNPAID SCHOOL TAXES FOR THE YEAR 2015.

Pursuant to Article 13 of the Real Property Tax Law of the State of New York.

RESOLVED, the report of the Commissioner of Finance of the several amounts of "Returned Unpaid School Taxes for the Year 2015" be and the same hereby is received and filed; and be it further

RESOLVED, the Director of the Real Property Tax Service Agency be and hereby is directed to levy the amounts set forth in said report upon the respective parcels therein listed; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and the Director of the Real Property Tax Service Agency.

Vote: Roll Call – Adopted.

RESOLUTION NO. 161-15

Introduced by P. McAllister. Seconded by R. Lattimer.

DIRECTING THE LEVY OF RETURNED UNPAID VILLAGE TAXES FOR THE YEAR 2015.

Pursuant to Article 13 of the Real Property Tax Law of the State of New York.

RESOLVED, the report of the Commissioner of Finance of the several amounts of "Returned Unpaid Village Taxes for the Year 2015" be and the same hereby is received and filed; and be it further

RESOLVED, the Director of the Real Property Tax Service Agency be and the same hereby is directed to levy the amounts set forth in said report upon the respective parcels therein listed; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and the Director of the Real Property Tax Service Agency.

Vote: Roll Call – Adopted.

RESOLUTION NO. 162-15

Introduced by P. McAllister. Seconded by H. Lando.

ADOPTING THE TABLE OF EQUALIZATION RATES FOR FISCAL YEAR 2016.

Pursuant to Title 2 of Article 8 of the Real Property Tax Law of the State of New York.

WHEREAS, the Director of the Real Property Tax Service Agency and the Administration Committee have submitted to the Legislature of the County of Steuben, the equalization rates for the spread and levy of the County Tax upon the taxable real property of the several tax districts constituting the County of Steuben, and said Administration Committee has recommended the adoption of such equalization rates.

NOW THEREFORE, BE IT

RESOLVED, the Table of Rates of Equalization for the County of Steuben, as submitted by the Administration Committee, be and the same hereby is received and filed; and be it further

RESOLVED, the several rates therein set forth in said Table of Equalization Rates of the several tax districts constituting the County of Steuben be and the same hereby are adopted as the rates of equalization for the spread and levy of the County Tax for the Fiscal Year 2016; and be it further

RESOLVED, the Clerk of the Legislature is hereby directed to forward to the New York State Office of Real Property Tax Services a certified copy of this resolution, together with the Table of Rates, so that the same may be published in the annual report of said Commissioner; and be it further

RESOLVED, certified copies of this resolution shall also be forwarded to the Commissioner of Finance and the Director of Real Property Tax Service Agency.

TABLE OF COUNTY EQUALIZATION RATES
STEUBEN COUNTY

10/29/2015

MUNICIPALITY	**2015 COUNTY EQUALIZATION RATES FOR 2016 TAX LEVY**
CITY OF CORNING	100.00
CITY OF HORNELL	100.00
ADDISON	100.00
AVOCA	94.00
BATH	45.00
BRADFORD	83.00
CAMERON	100.00
CAMPBELL	100.00
CANISTEO	99.00
CATON	90.00
COHOCTON	90.00
CORNING TOWN	96.00
DANSVILLE	100.00
ERWIN	100.00

FREMONT	100.00
GREENWOOD	100.00
HARTSVILLE	100.00
HORNBY	100.00
HORNELLSVILLE	97.00
HOWARD	44.64
JASPER	4.36
LINDLEY	2.38
PRATTSBURGH	100.00
PULTENEY	100.00
RATHBONE	100.00
THURSTON	3.33
TROUPSBURG	44.23
TUSCARORA	3.13
URBANA	100.00
WAYLAND	100.00
WAYNE	100.00
WEST UNION	45.40
WHEELER	91.00
WOODHULL	100.00

Vote: Roll Call – Adopted.

RESOLUTION NO. 163-15

Introduced by P. McAllister. Seconded by G. Swackhamer.

FILING THE REPORT OF COUNTY EQUALIZATION FOR THE YEAR 2016.

Pursuant to Title 2 of Article 8 of the Real Property Tax Law of the State of New York.

WHEREAS, Title 2 of Article 8 requires the County to determine the total full valuation of taxable real property for all cities and towns within the County by dividing the taxable assessed value of taxable real property of the city or town plus the amount of assessed value partially exempt from County taxation pursuant to Real Property Tax Law Section 458 (Veteran), Section 460 (Clergy), Section 464 (Volunteer Firemen's Association) and at County option Section 458.3, 458A and 458B (Veterans); Section 467 (Senior Citizens) by the corresponding County Equalization rate.

NOW THEREFORE, BE IT

RESOLVED, the Report of County Equalization for the Year 2016, be and the same hereby is received and filed by this Legislature; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Director of the Real Property Tax Service Agency.

REPORT OF COUNTY EQUALIZATION FOR THE YEAR 2016
BASED ON ASSESSMENT ROLLS COMPLETED, VERIFIED AND FILED IN 2015

STEUBEN COUNTY O:\LA22\LA22 tax levy.xls 10/09/2015

SWIS CODE	MUNICIPALITY	TOTAL ASSESSED BEFORE ALL EXEMPTIONS	COUNTY TAXABLE PLUS SR CITIZEN, REG VET, ALT & COLD WAR VETS, CLERGY, & INC VOL FIRE EXEMPTS	EQUAL RATE	TOTAL FULL VALUE	AGGREGATE TAXABLE FOR COUNTY	AGGREGATE TAXABLE FOR TOWN
462089	ADDISON	51,956,003	41,662,206	1.0000	41,662,206	40,379,377	40,801,480
462001	VILLAGE OF ADDISON	98,864,125	55,349,365	1.0000	55,349,365	52,950,401	53,672,085
	TOWN TOTALS	150,820,128	97,011,571		97,011,571	93,329,778	94,473,565
462289	AVOCA	82,997,886	75,807,930	0.9400	80,646,734	73,459,047	74,673,207
462201	VILLAGE OF AVOCA	43,183,734	23,418,548	0.9400	24,913,349	22,055,141	22,645,898
	TOWN TOTALS	126,181,620	99,226,478		105,560,083	95,514,188	97,319,105
462489	BATH	181,178,221	126,923,685	0.4500	282,052,633	123,453,281	125,052,091
462401	VILLAGE OF BATH	182,417,717	100,851,035	0.4500	224,113,411	97,340,290	98,575,686
462403	VILLAGE OF SAVONA	16,173,621	9,742,163	0.4500	21,649,251	9,227,478	9,446,960
	TOWN TOTALS	379,769,559	237,516,883		527,815,295	230,021,049	233,074,737
462600	BRADFORD	37,578,915	31,869,666	0.8300	38,397,188	30,750,408	34,577,159
	TOWN TOTALS	37,578,915	31,869,666		38,397,188	30,750,408	34,577,159
462800	CAMERON	71,135,704	49,851,948	1.0000	49,851,948	47,995,538	49,887,778
	TOWN TOTALS	71,135,704	49,851,948		49,851,948	47,995,538	49,887,778
463000	CAMPBELL	243,189,905	175,760,398	1.0000	175,760,398	169,614,567	172,793,051

	TOWN TOTALS	243,189,905	175,760,398		175,760,398	169,614,567	172,793,051
463289	CANISTEO	84,206,556	73,171,487	0.9900	73,910,593	71,013,046	72,093,004
463201	VILLAGE OF CANISTEO	84,381,359	60,607,576	0.9900	61,219,774	57,063,732	58,716,860
	TOWN TOTALS	168,587,915	133,779,063		135,130,367	128,076,778	130,809,864
463400	CATON	153,015,251	147,938,993	0.9000	164,376,659	144,774,606	146,405,200
	TOWN TOTALS	153,015,251	147,938,993		164,376,659	144,774,606	146,405,200
463689	COHOCTON	221,437,811	80,558,069	0.9000	89,508,966	78,038,705	78,900,605
463601	VILLAGE OF COHOCTON	29,573,471	24,466,831	0.9000	27,185,368	23,370,783	23,869,951
	TOWN TOTALS	251,011,282	105,024,900		116,694,334	101,409,488	102,770,556
463889	CORNING	408,822,006	292,920,554	0.9600	305,125,577	285,409,613	288,806,684
463801	VILLAGE OF RIVERSIDE	35,796,650	31,341,026	0.9600	32,646,902	30,505,237	31,074,591
463803	VILLAGE OF S CORNING	52,704,554	48,543,420	0.9600	50,566,063	46,859,535	47,820,397
	TOWN TOTALS	497,323,210	372,805,000		388,338,542	362,774,385	367,701,672
460300	CITY OF CORNING	827,671,156	640,489,064	1.0000	640,489,064	625,478,204	
	CITY TOTALS	827,671,156	640,489,064		640,489,064	625,478,204	0
464000	DANSVILLE	100,256,528	88,786,873	1.0000	88,786,873	85,969,176	88,750,313
	TOWN TOTALS	100,256,528	88,786,873		88,786,873	85,969,176	88,750,313
464289	ERWIN	672,151,883	519,993,637	1.0000	519,993,637	512,193,606	511,566,513
464201	VILLAGE OF PAINTED POST	124,845,265	87,074,622	1.0000	87,074,622	84,933,312	84,735,472
	TOWN TOTALS	796,997,148	607,068,259		607,068,259	597,126,918	596,301,985
464400	FREMONT	58,213,498	52,143,423	1.0000	52,143,423	50,777,782	51,992,794

	TOWN TOTALS	58,213,498	52,143,423		52,143,423	50,777,782	51,992,794
464600	GREENWOOD	188,733,698	54,503,041	1.0000	54,503,041	52,929,742	55,247,204
	TOWN TOTALS	188,733,698	54,503,041		54,503,041	52,929,742	55,247,204
464800	HARTSVILLE	44,458,649	41,208,521	1.0000	41,208,521	39,973,319	40,901,126
	TOWN TOTALS	44,458,649	41,208,521		41,208,521	39,973,319	40,901,126
465000	HORNBY	90,594,752	82,742,578	1.0000	82,742,578	80,623,522	85,474,245
	TOWN TOTALS	90,594,752	82,742,578		82,742,578	80,623,522	85,474,245
465289	HORNELLSVILLE	179,540,598	145,197,400	0.9700	149,688,041	140,324,002	142,333,330
465201	VILLAGE OF ALMOND	831,848	830,706	0.9700	856,398	772,206	789,045
465203	VILLAGE OF ARKPORT	46,719,703	31,774,126	0.9700	32,756,831	30,051,075	30,517,712
465205	VILLAGE OF N HORNELL	44,869,198	37,260,679	0.9700	38,413,071	35,440,375	35,932,921
	TOWN TOTALS	271,961,347	215,062,911		221,714,341	206,587,658	209,573,008
460600	CITY OF HORNELL	348,968,143	238,510,920	1.0000	238,510,920	231,183,635	
	CITY TOTALS	348,968,143	238,510,920		238,510,920	231,183,635	0
465400	HOWARD	86,719,085	46,285,865	0.4464	103,686,974	45,315,843	45,876,356
	TOWN TOTALS	86,719,085	46,285,865		103,686,974	45,315,843	45,876,356
465600	JASPER	6,984,068	3,129,445	0.0436	71,776,261	3,028,878	3,083,555
	TOWN TOTALS	6,984,068	3,129,445		71,776,261	3,028,878	3,083,555
465800	LINDLEY	3,040,745	2,644,901	0.0238	111,130,294	2,536,109	2,581,765
	TOWN TOTALS	3,040,745	2,644,901		111,130,294	2,536,109	2,581,765

466000	PRATTSBURGH	138,661,054	123,099,390	1.0000	123,099,390	119,519,063	120,786,125
	TOWN TOTALS	138,661,054	123,099,390		123,099,390	119,519,063	120,786,125
466200	PULTENEY	281,782,311	271,271,835	1.0000	271,271,835	266,797,434	269,468,896
	TOWN TOTALS	281,782,311	271,271,835		271,271,835	266,797,434	269,468,896
466400	RATHBONE	74,186,520	59,416,663	1.0000	59,416,663	57,850,872	58,527,661
	TOWN TOTALS	74,186,520	59,416,663		59,416,663	57,850,872	58,527,661
466600	THURSTON	2,759,597	2,627,950	0.0333	78,917,417	2,537,185	2,628,667
	TOWN TOTALS	2,759,597	2,627,950		78,917,417	2,537,185	2,628,667
466800	TROUPSBURG	55,882,633	38,881,304	0.4423	87,907,086	38,427,684	38,624,570
	TOWN TOTALS	55,882,633	38,881,304		87,907,086	38,427,684	38,624,570
467000	TUSCARORA	2,767,720	2,671,751	0.0313	85,359,457	2,613,359	2,658,821
	TOWN TOTALS	2,767,720	2,671,751		85,359,457	2,613,359	2,658,821
467289	URBANA	263,649,855	242,994,624	1.0000	242,994,624	238,712,219	240,257,501
467201	VILLAGE OF HAMMONDSPORT	59,202,813	47,700,965	1.0000	47,700,965	46,483,550	46,549,715
	TOWN TOTALS	322,852,668	290,695,589		290,695,589	285,195,769	286,807,216
467489	WAYLAND	184,539,209	135,760,385	1.0000	135,760,385	132,530,927	133,160,031
467401	VILLAGE OF WAYLAND	71,112,561	63,867,014	1.0000	63,867,014	62,227,350	62,086,170
	TOWN TOTALS	255,651,770	199,627,399		199,627,399	194,758,277	195,246,201
467600	WAYNE	283,120,826	277,303,251	1.0000	277,303,251	274,074,235	274,568,991

	TOWN TOTALS	283,120,826	277,303,251		277,303,251	274,074,235	274,568,991
467800	WEST UNION	24,239,942	20,831,384	0.4540	45,884,106	20,565,169	20,657,430
	TOWN TOTALS	24,239,942	20,831,384		45,884,106	20,565,169	20,657,430
468000	WHEELER	69,012,081	60,205,935	0.9100	66,160,368	57,979,014	59,997,394
	TOWN TOTALS	69,012,081	60,205,935		66,160,368	57,979,014	59,997,394
468200	WOODHULL	132,643,044	120,708,893	1.0000	120,708,893	118,487,728	119,148,050
	TOWN TOTALS	132,643,044	120,708,893		120,708,893	118,487,728	119,148,050
	COUNTY TOTALS	6,546,772,472	4,990,702,045		5,819,048,388	4,864,597,360	4,058,715,060

I DO HEREBY CERTIFY THAT THE PRECEDING IS A TRUE STATEMENT OF THE AGGREGATE ASSESSED VALUATIONS OF THE TAXABLE REAL PROPERTY, THE RATES OF EQUALIZATION AND THE FULL VALUATIONS IN THE CITIES AND TOWNS IN STEUBEN COUNTY, AS DETERMINDED BY THE BOARD OF LEGISLATORS ON THE 23RD DAY OF NOVEMBER, 2015.

SIGNED: WENDY G FLAITZ, DIRECTOR, STEUBEN COUNTY REAL PROPERTY TAX SERVICE AGENCY

DATED: 11/23/15

Vote: Roll Call – Adopted.

RESOLUTION NO. 164-15

Introduced by M. Hanna. Seconded by H. Lando.

AUTHORIZING THE ATTACHMENT OF ANY NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION ENVIRONMENTAL RESTRICTIONS TO THE DEED OF THE OLD BATH LANDFILL PROPERTY.

WHEREAS, Steuben County has closed and remediated the Old Bath Landfill according to New York State Department of Environmental Conservation ("NYSDEC") requirements; and

WHEREAS, NYSDEC for health and safety reasons has implemented environmental restrictions to this property; and

WHEREAS, NYSDEC requires that its environmental restrictions to this property be carried forward to possible future owners of this property.

NOW THEREFORE, BE IT

RESOLVED, that the County Manager shall be and is authorized and directed to execute a deed and such further documents as may be required to attach the NYSDEC restrictions to this Old Bath Landfill property deed substantially as follows:

First, the Property subject to this Declaration of Covenants and Restrictions is as shown on the outlined portion of the map attached to this declaration as Appendix "B" and made a part hereof.

Second, unless prior written approval by the Department or, if the Department shall no longer exist, any New York State agency or agencies subsequently created to protect the environment of the State and the health of the State's citizens, hereinafter referred to as "the Relevant Agency," is first obtained, where contamination remains at the Property subject to the provisions of the Site Management Plan ("SMP"), there shall be no construction, use or occupancy of the Property that results in the disturbance or excavation of the Property which threatens the integrity of the engineering controls or which results in unacceptable human exposure to contaminated soils.

Third, the owner of the Property shall not disturb, remove, or otherwise interfere with the installation, use, operation, and maintenance of engineering controls required for the Remedy, which are described in the SMP, unless in each instance the owner first obtains a written waiver of such prohibition from the Department or Relevant Agency.

Fourth, the owner of the Property shall prohibit the Property from ever being used for purposes other than for its current use as a landfill without the express written waiver of such prohibition by the Department or Relevant Agency.

Fifth, the owner of the Property shall prohibit the use of the groundwater underlying the Property without treatment rendering it safe for drinking water or industrial purposes, as appropriate, unless the user first obtains permission to do so from the Department or Relevant Agency.

Sixth, the owner of the Property shall provide a periodic certification, prepared and submitted by a professional engineer or environmental professional acceptable to the Department or Relevant Agency, which will certify that the institutional and engineering controls put in place are unchanged from the previous certification, comply with the SMP, and have not been impaired.

Seventh, the owner of the Property shall continue in full force and effect any institutional and engineering controls required for the Remedy and maintain such controls, unless the owner first obtains permission to discontinue such controls from the Department or Relevant Agency, in compliance with the approved SMP, which is incorporated and made enforceable hereto, subject to modifications as approved by the Department or Relevant Agency.

Eighth, this Declaration is and shall be deemed a covenant that shall run with the land and shall be binding upon all future owners of the Property, and shall provide that the owner and its successors and assigns consent to enforcement by the Department or Relevant Agency of the prohibitions and restrictions that the Order on Consent requires to be recorded, and hereby covenant not to contest the authority of the Department or Relevant Agency to seek enforcement.

Ninth, any deed of conveyance of the Property, or any portion thereof, shall recite, unless the Department or Relevant Agency has consented to the termination of such covenants and restrictions, that said conveyance is subject to this Declaration of Covenants and Restrictions.

AND BE IT FURTHER RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Public Works, County Manager and County Attorney.

Vote: Roll Call – Adopted.

RESOLUTION NO. 165-15

Introduced by L. Crossett. Seconded by C. Ferratella.

AUTHORIZING THE APPROPRIATION OF $135,000 TO THE SECURITY SYSTEMS CAPITAL PROJECT.

WHEREAS, Steuben County is in receipt of $135,000 in proceeds from a vendor's repurchase of equipment at 911; and

WHEREAS, there is a need for additional funding in the Security Systems Capital Project for forthcoming purchases; and

WHEREAS, the Finance Committee has recommended and approved this appropriation.

NOW THEREFORE, BE IT

RESOLVED, that the Commissioner of Finance is hereby authorized and directed to appropriate $135,000 from the equipment repurchase to the Security Systems Capital Project (HB010-HB0112); and be it further

RESOLVED, that a certified copy of this resolution shall be sent to the Commissioner of Finance.

Vote: Roll Call – Adopted.

RESOLUTION NO. 166-15

Introduced by B. Schu and L. Crossett. Seconded by H. Lando.

AUTHORIZING THE ACCEPTANCE OF THE ROUND 4 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT (SICG).

WHEREAS, Steuben County has a County-wide Communications System to support emergency response; and

WHEREAS, Steuben County emergency responders are dependent on the County-wide Communications System; and

WHEREAS, Steuben County has implemented a County-wide 911 System that makes use of this system for notification and operation of the county responders: and

WHEREAS, Steuben County has identified the need for additional capabilities within the system to address interoperable communications with all response agencies to address operational issues; and

WHEREAS, the New York State Department of Homeland Security and Emergency Services (DHSES) Office of Interoperable & Emergency Communications (OIEC) is responsible for the administration of the Statewide Interoperable Communications Grants; and

WHEREAS, the New York State DHSES has awarded Steuben County grant funds in the amount of $2,946.865.00 to facilitate the development, consolidation and/or improved operations of public safety communications to support and enhance statewide interoperable communications for first responders.

NOW THEREFORE, BE IT

RESOLVED, the County Manager is hereby authorized to execute such documents or agreements with the New York State DHSES to accept funding in the amount of $2,946.865.00, for implementation of the Round 4 Statewide Interoperable Communications Grant to support improved operations of public safety communications and interoperability; and be it further

RESOLVED, the Commissioner of Finance is hereby authorized to increase expenditures of the capital project entitled "Round 4 Interoperable Communications Grant" to the grant award amount of $2,946.865.00; and be it further

RESOLVED, the Steuben County Manager and Commissioner of Finance is hereby authorized to make all necessary budget adjustments and transfers to facilitate the acceptance of revenue and appropriations of funds; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the New York State DHSES OIEC, 1220 Washington Avenue, State Office Building 7A, Albany NY 12226, the Commissioner of Finance, the Director of the 911 Department and the Director of the Office of Emergency Services.

Vote: Roll Call – Adopted.

RESOLUTION NO. 167-15

Introduced by R. Weaver. Seconded by R. Lattimer.

AUTHORIZING A PUBLIC HEARING ON EIGHT-YEAR REVIEW OF AGRICULTURAL DISTRICT NO. 5.

Pursuant to Article 25-AA, Section 303-a, of the Agriculture and Markets Law of the State of New York.

WHEREAS, the Agricultural District No. 5, located in the Towns of Avoca, Cohocton, Dansville, Fremont, Prattsburgh, and Wayland, Steuben County, New York was certified on May 5, 1976; and

WHEREAS, pursuant to said Law said District is now being reviewed; and

WHEREAS, the Clerk of the Legislature did file a copy of the Notice of Review in the Steuben County Clerk's office and did properly publish and have posted the thirty day (30) Notice as required by Law, and the affidavits of publication and posting of the Notice of Review of the Agricultural District having been received and filed on behalf of this Legislature; and

WHEREAS, upon completion of the thirty day review period, any and all proposals filed were referred to the Steuben County Agricultural and Farmland Protection Board and said Board did file written reports with this County Legislature containing their recommendations and any proposed modifications concerning the same. Said reports being hereby approved, ratified, and confirmed by this County Legislature.

NOW THEREFORE, BE IT

RESOLVED, that in accordance with Section 303-a of the Agriculture and Markets Law of the State of New York, a Public Hearing on the review of said Agricultural District together with any modification thereof set forth in the report of the Agricultural and Farmland Protection Board shall be held by this County Legislature at the Legislative Chambers at 3 East Pulteney Square, in the Village of Bath, New York, on the 21st day of December, 2015, at 10:00 a.m.; and be it further

RESOLVED, that the Clerk of this Legislature shall cause a Notice of said Public Hearing to be published and mailed in accordance with Section 303-a of the Agriculture and Markets Law; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Steuben County Planning Director.

Vote: Roll Call – Adopted.

RESOLUTION NO. 168-15

Introduced by P. McAllister. Seconded by S. Van Etten.

REOPENING SECTION 551 AND SECTION 551(e) OF THE RETIREMENT AND SOCIAL SECURITY LAW AS SET FORTH IN CHAPTER 340 OF THE LAWS OF 2015.

Pursuant to Retirement Law Section 551(e).

WHEREAS, the Steuben County Legislature requested special legislation placing individuals titled as "Deputy Sheriff" into the correct retirement plan under Section 551(e) on June 3, 2015; and

WHEREAS, the Governor signed Chapter 340 of the Laws of 2015 on September 25, 2015 authorizing the County of Steuben to offer the optional twenty-five year retirement plan to Deputy Sheriffs Kenneth J. Bauch, Brandon L. Brown, Matthew A. Nortarfonzo, Kenneth L. O'Dell, Brooke C. Payne, Michael Z. Ramirez, Matthew L. Sorge and Alan B. Warriner.

NOW THEREFORE, BE IT

RESOLVED, that the governing board of Steuben County does hereby assume the additional cost required to provide the reopening of Section 551 and Section 551(e) of the Retirement and Social Security Law, pursuant to Chapter 340 of the Laws of 2015; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Personnel Officer, the Sheriff, and the Division of Retirement Services, 110 State Street, Albany, NY 12244.

Mr. Weaver asked didn't we already do this? Mr. Wheeler replied we did and now it has been signed by the Governor. This is the last step of the process.

Mr. Swackhamer asked will we have to do this every time someone meets the qualifications? Mr. Wheeler replied no. They will be placed in the appropriate retirement tier at the time they are hired. This resolution is taking care of those individuals that were previously missed.

Mr. Swackhamer asked what will be the financial impact? Mr. Wheeler replied his understanding is that the cost to catch these employees up will be $100,000. The annual cost to us is approximately $20,000. Ms. Smith explained this was a comedy of errors. We used to use a different title to differentiate the State paid court security officers, however, the State did not recognize those titles and we were not notified that

they did not accept them. This is an opt-in retirement and a couple of these individuals did not fill out the required form. Mr. Wheeler stated this is budgeted for going forward.

Vote: Roll Call – Adopted.

RESOLUTION NO. 169-15

Introduced by P. McAllister. Seconded by B. Schu.

REAPPOINTING THE COUNTY ATTORNEY OF THE COUNTY OF STEUBEN.

Pursuant to Section 500 of the County Law of the State of New York and Section 5.00 of the Steuben County Charter.

WHEREAS, **Alan P. Reed** of Bath, New York, has been recommended by the Administration Committee for reappointment as County Attorney to serve for a five-year term.

NOW THEREFORE, BE IT

RESOLVED, **Alan P. Reed** of Bath, New York, be and the same hereby is reappointed County Attorney for the County of Steuben for a five-year term commencing January 1, 2016 through December 31, 2020; and be it further

RESOLVED, his Oath of Office shall be filed in the Steuben County Clerk's Office, and that the Clerk of this Legislature is directed to file certified copies of this resolution with the above-named appointee, the Steuben County Clerk, the Commissioner of Finance and the Personnel Officer.

Vote: Roll Call – Adopted.

RESOLUTION NO. 170-15

Introduced by P. McAllister. Seconded by H. Lando.

REAPPOINTING THE CLERK OF THE LEGISLATURE OF THE COUNTY OF STEUBEN.

Pursuant to Sections 400 & 475 of the County Law of the State of New York and Section 2.05 of the Steuben County Charter.

WHEREAS, **Brenda K. Mori** of Pulteney, New York, has been recommended by the Administration Committee for reappointment as Clerk of the Legislature to serve for a five-year term.

NOW THEREFORE, BE IT

RESOLVED, **Brenda K. Mori** of Pulteney, New York, be and the same hereby is reappointed Clerk of the Legislature for the County of Steuben for a five-year term commencing January 1, 2016 through December 31, 2020; and be it further

RESOLVED, her Oath of Office shall be filed in the Steuben County Clerk's Office, and that the Clerk of this Legislature is directed to file certified copies of this resolution with the above-named appointee, the Steuben County Clerk, the Commissioner of Finance and the Personnel Officer.

Vote: Roll Call – Adopted.

RESOLUTION NO. 171-15

Introduced by J. Hauryski. Seconded by G. Swackhamer.

SETTING THE DATE FOR THE DECEMBER 2015 MEETING OF THE STEUBEN COUNTY LEGISLATURE.

BE IT RESOLVED, the regular meeting of the Steuben County Legislature be, and the same hereby is, established for December 2015, on Monday, December 21, 2015, at 10:00 A.M. in the Legislative Chambers, 3 East Pulteney Square, Bath, New York, and be it further

RESOLVED, the date and time of any Public Hearings arising by virtue of the within meeting which are inconsistent with this resolution be and the same hereby are amended to reflect the date and time above-stated, and be it further

RESOLVED, the Clerk of this Legislature shall forward the necessary, proper and legal notice of the above meeting to all County Legislators and department heads of the County of Steuben.

Vote: Acclamation – Adopted.

RESOLUTION NO. 172-15

Introduced by J. Hauryski. Seconded by G. Swackhamer.

SETTING THE DATE, TIME AND PLACE OF THE MEETING FOR THE ORGANIZATION OF THE STEUBEN COUNTY LEGISLATURE FOR THE YEARS 2016 AND 2017.

Pursuant to Section 151 and Section 450 of the County Law of the State of New York.

BE IT RESOLVED, this Steuben County Legislature shall meet at the Legislative Chambers on Pulteney Square in the Village of Bath, New York, on Monday, the 4th day of January 2016, at 9:00 A.M. for the purpose of the transaction of any business that may properly come before any regular meeting of this Legislature; and be it further

RESOLVED, the Clerk of this Legislature shall forward the necessary, proper and legal notice of the above meeting to all County Legislators and department heads of the County of Steuben.

Mr. Mullen asked will this change the times of the Public Safety & Corrections and Public Works Committees? Ms. Mori replied yes. Public Safety & Corrections will meet on January 4th at 10:00 a.m. and Public Works will meet at 11:00 a.m.

Vote: Acclamation – Adopted.

BUDGET WORKSHOP

Mrs. Hurd-Harvey reviewed the change in the tax cap. We are increasing the amount we are giving to the towns as a credit to the tax levy due to the change in the full valuation between the towns that took it as a credit and those that take it as cash. This does not change our property tax levy. Mr. Swackhamer asked how many changed? Mr. Donnelly replied the Town of Campbell's equalization went from 3 percent to 100 percent. Mr. Wheeler commented this shows the issues in the tax calculation because due to the revaluation, they picked up more value in the village so the village is entitled to more sales tax. This represents about a $3,000 change and the tax levy will not be impacted.

Mr. Farrand asked will we be able to have the information ahead of time to provide to the towns? Mr. Donnelly replied once we receive the towns' budgets we will be able to send out that information. Mrs.

Hurd-Harvey commented this does not impact the town budgets. It only impacts the levy to the County from the towns.

There being no further questions or comments, Chairman Hauryski declared the Budget Workshop closed.

Motion to Adjourn Regular Session and Reconvene in Executive Session Pursuant to Public Officers' Law, Article 7§ 105.1.D. Discussion Regarding Proposed, Pending or Current Litigation made by Mr. Van Etten, seconded by Mr. McAllister and duly carried.

Motion to Adjourn Executive Session and Reconvene in Regular Session made by Mr. Mullen, seconded by Mr. McAllister and duly carried.

Motion to Adjourn made by Mr. Mullen, seconded by Mr. McAllister and duly carried.

SPECIAL MEETING
Evening Session
Monday, November 23, 2015
Legislative Chambers, Bath, New York

The County Legislature of the County of Steuben convened in Special Session in the Legislative Chambers, Bath, NY on Monday, the 23rd day of November, 2015, at 6:00 p.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members present except Legislator Roush.

Mrs. Ferratella provided the Invocation and the Pledge of Allegiance was led by Ms. Lattimer.

Chairman Hauryski opened the floor for comments by members of the public. There being none, he declared the opportunity for public comment closed.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs for Posting for the Notice of Completion and Filing of the Assessment Roll for the Marsh Ditch Watershed Protection District. Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being no comments, he declared the Public Hearing closed.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs for Posting for the Notice of Completion and Filing of the Assessment Roll for the Upper Five Mile Creek Watershed Protection District. Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being no comments, he declared the Public Hearing closed.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs for Posting for the Notice of Completion and Filing of the Assessment Roll for the Lamoka/Waneta Lakes' Protection and Rehabilitation District. Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being no comments, he declared the Public Hearing closed.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs for Posting Upon County of Steuben Local Law Tentatively No. Eight for the Year 2015, Establishing the Annual Salaries of Certain Elected or Appointed Officials and Department Heads of the County of Steuben who have a Fixed Term of Office for the Fiscal Year 2016. Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being no comments, he declared the Public Hearing closed.

Secretary's Notice: *A Certificate of Necessity issued November 18, 2015, by Chairman Hauryski is on file with the Clerk of the Legislature's Office. This Certificate asks for immediate consideration of an amendment to Local Law Tentatively No. Eight for the Year 2015. The original written draft of this local law did not contain the adjustments in salary for certain officials as contemplated by the Administration Committee. This local law as amended was laid upon the Legislators' desks in final form for less than the requisite number of days as presented and the County Manager has requested this message to permit the immediate consideration of this proposed local law as amended.*

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs for Posting Upon Steuben County Local Law Tentatively No. Nine for the Year 2015, Establishing the Annual Salary of the Elected District Attorney of the County of Steuben who has a Fixed Term of Office Commencing January 1, 2016. Chairman Hauryski asked if anyone wished to

address the Legislature relative to the Public Hearing. There being no comments, he declared the Public Hearing closed.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs for Posting on the Tentative Budget for the Fiscal Year 2016. Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being no comments, he declared the Public Hearing closed.

Mr. Donnelly informed the Legislature that the Tentative 2016 Budget has been filed with the State Comptroller's Office pursuant to the requirements of the Tax Cap Law. Mr. Wheeler commented if there are any modifications, those can be made and the budget can be refiled.

RESOLUTION NO. 173-15

Introduced by P. McAllister. Seconded by G. Swackhamer.

FINAL ADOPTION OF LOCAL LAW TENTATIVELY NO. EIGHT FOR THE YEAR 2015, AS AMENDED, ESTABLISHING THE ANNUAL SALARIES OF CERTAIN ELECTED OR APPOINTED OFFICIALS AND DEPARTMENT HEADS OF THE COUNTY OF STEUBEN WHO HAVE A FIXED TERM OF OFFICE FOR THE FISCAL YEAR 2016.

Pursuant to Sections 201 and 214 of the County Law and Sections 10, 20 and 24 of the Municipal Home Rule Law of the State of New York and Section 2.07(8) of the Steuben County Charter.

WHEREAS, there has been duly presented to the members of the Steuben County Legislature on November 13, 2015, County of Steuben Local Law Tentatively No. Eight for the Year 2015, Establishing the Annual Salaries of Certain Elected or Appointed Officials and Department Heads of the County of Steuben who have a Fixed Term of Office for the Fiscal Year 2016, and this Legislature by resolution, preliminarily adopted said Local Law on November 13, 2015, making the final adoption of said Local Law subject to a Public Hearing to be held on November 23, 2015, and also subject to a permissive referendum; and

WHEREAS, in accordance with said resolution and Notice of Public Hearing, this County Legislature of the County of Steuben did conduct a Public Hearing on November 23, 2015 at 6:00 P.M., and all persons appearing were given the opportunity to be heard, and the Clerk of this Legislature having filed proof of the publication and posting of the Notice of Public Hearing and requirement for a permissive referendum.

NOW THEREFORE, BE IT

RESOLVED, that County of Steuben Local Law Tentatively No. Eight for the Year 2015, as hereinafter set forth be and the same hereby is finally adopted, to wit:

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. EIGHT FOR THE YEAR 2015

A LOCAL LAW, Establishing the Annual Salaries of Certain Elected or Appointed Officials and Department Heads of the County of Steuben who have a Fixed Term of Office for the Fiscal Year 2016.

Be it enacted by the Legislature of the County of Steuben as follows:

SECTION 1: Except where inconsistent by operation of law due to prohibitions of increases of compensation during a fixed term of office for County officers and employees as provided in County Law §201 and Municipal Home Rule Law §24(2)(h), the "Steuben County Management Evaluation and Salary Plan", Administrative Code of the County of Steuben Part XV be, and the same hereby is, applicable to officers and employees having a fixed term of office, whether elected or

appointed, as are any and all resolutions of the Steuben County Legislature relative to rights and entitlements of County executive and management personnel.

SECTION 2: Effective with the first county payroll for the County Fiscal Year 2016, the annual salaries of the certain elected or appointed officials and department heads of the County of Steuben who have a fixed term of office are hereby established for the Fiscal Year 2016 as follows, to wit:

TITLE	2015 SALARY	2016 SALARY
Commissioner, Public Works	$ 99,892	$ 101,890
Director, Real Property Tax	$ 68,675	$ 70,049
Sheriff	$ 83,134	$ 84,797
Commissioner, Social Services	$ 96,375	$ 98,303
Commissioner of Finance	$ 86,151	$ 91,272
Personnel Officer	$ 89,081	$ 90,640
Commissioners, Elections	$ 50,107	$ 51,109

SECTION 3: Should any of the above positions become vacant and subsequently filled by one other than the present incumbent, the salary shall in that instance be set by the Legislature prior to filling said vacancy.

SECTION 4: If any part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the part thereof directly involved in the controversy in which such judgment shall have been rendered.

SECTION 5: This Local Law shall become effective, subject to a permissive referendum, forty-five (45) days after the date of its final adoption and on the date it is duly filed in the Office of the Secretary of State of the State of New York and in accordance with the provisions of the Municipal Home Rule Law of the State of New York.

BE IT FURTHER RESOLVED, within twenty (20) days after such Local Law is adopted the Clerk of this Legislature of the County of Steuben shall cause a copy of the Local Law to be published in the two officially designated county newspapers, the Leader of Corning, New York, and the Evening Tribune of Hornell, New York, together with notice that said Local Law is subject to a permissive referendum of the qualified electors of Steuben County by the filing of a petition within forty-five (45) days from the date of the final adoption of the Local Law with the Clerk of this Legislature demanding such referendum, which petition must be signed by qualified electors of the County registered to vote therein at the last preceding election, in number equal to at least ten per centum (10%) of the total number cast for Governor at the last gubernatorial election in the County; and be it further

RESOLVED, within five (5) days after the expiration of the time for the filing of petitions for a permissive referendum of said Local Law, the Clerk of the Legislature shall cause one certified copy thereof to be filed in the office of the Secretary of State of the State of New York, and the said Secretary of State is to be requested to publish the Local Law in the supplement to the Session Laws and the Steuben County Clerk is to be requested to file the Local Law in a separate book kept by her for such records; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance, the Personnel Officer and all appointed and elected officials mentioned above.

Mr. Reed informed the Legislature that the Chairman of the Legislature issued a Certificate of Necessity due to the fact that the original draft omitted a couple of local officials. In order to add the Certificate of Necessity we were subject to Article 20, Section 4 of Municipal Home Rule as well as Rule 8 under the Legislature's Rules of Procedure. Under the rules of the Legislature, the final adoption of this local law is to occur when the budget is adopted. With that, in order to put in front of you for your consideration, the Chairman issued a Certificate of Necessity and the proposed local law is written in its final form as required by Rule 8 of the Rules of Procedure.

Vote: Roll Call – Adopted.

RESOLUTION NO. 174-15

Introduced by P. McAllister. Seconded by H. Lando.

FINAL ADOPTION OF LOCAL LAW TENTATIVELY NO. NINE FOR THE YEAR 2015, ESTABLISHING THE ANNUAL SALARY OF THE ELECTED DISTRICT ATTORNEY OF THE COUNTY OF STEUBEN WHO HAS A FIXED TERM OF OFFICE COMMENCING JANUARY 1, 2016.

Pursuant to Sections 201, 214 and 700(8) of the County Law, Section 20 of the Municipal Home Rule Law of the State of New York, Section 183-a of the Judiciary Law, Chapter 567 Section 1(h) of the Laws of the State of New York 2010, and Section 2.07(8) of the Steuben County Charter.

WHEREAS, there has been duly presented to the members of the Steuben County Legislature on November 13, 2015, County of Steuben Local Law Tentatively No. Nine for the Year 2015, Establishing the Annual Salary of the Elected District Attorney of the County of Steuben who has a Fixed Term of Office Commencing January 1, 2016, preliminarily adopted said Local Law on November 13, 2015, making the final adoption of said Local Law subject to a Public Hearing to be held on November 23, 2015; and

WHEREAS, in accordance with said resolution and Notice of Public Hearing, this County Legislature of the County of Steuben did conduct a Public Hearing on November 23, 2015, at 6:00 P.M., and all persons appearing were given the opportunity to be heard, and the Clerk of this Legislature having filed proof of the publication and posting of the Notice of Public Hearing.

NOW THEREFORE, BE IT

RESOLVED, that County of Steuben Local Law Tentatively No. Nine for the Year 2015, as hereinafter set forth be, and the same hereby is, finally adopted, to wit:

COUNTY OF STEUBEN
LOCAL LAW TENTATIVELY NO. NINE FOR THE YEAR 2015

A LOCAL LAW, Establishing the Annual Salary of the Elected District Attorney of the County of Steuben who has a Fixed Term of Office Commencing January 1, 2016.

Be it enacted by the Legislature of the County of Steuben as follows:

SECTION 1: Effective with the first county payroll for the County Fiscal Year 2016, the annual salary of the elected District Attorney of the County of Steuben who has a fixed term of office is hereby established for the Fiscal Year 2016 as follows, to wit:

TITLE	2016 ANNUAL SALARY
District Attorney	$ 174,000

SECTION 2: In addition to the foregoing annual salary, the District Attorney is authorized to receive further compensation in the form of the taxable value of the use, maintenance and insurance coverage of any vehicle designated to the District Attorney by the County together with the annual costs of the fuel of such vehicle to be limited as provided in the fiscal year budget for the same, to the extent such additional compensation is considered taxable income under the Internal Revenue Code.

SECTION 3: The annual salary as set forth in Section 1 of this local law and the additional other compensation as set forth in Section 2 of this local law shall continue for the fixed term of office of the District Attorney commencing January 1, 2016 to December 31, 2019.

SECTION 4: Should the above position become vacant and subsequently filled by one other than the present incumbent, the salary shall in that instance be set by the Legislature prior to filling said vacancy.

SECTION 5: Pursuant to Chapter 1049 of the Laws of the State of New York of 1974, the County of Steuben shall be entitled to the benefits of the established program of state aid to the County for the $174,000.00 annual salary of the District Attorney at the rate of $10,000.00 per annum, and such other and any future additional state aid the County may be legally entitled to pursuant to the Law of the State of New York.

SECTION 6: This local law shall become effective upon the filing in the Office of the Secretary of State pursuant to Section 27 of the Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, a Public Hearing on the within Local Law has been held on November 23, 2015 at 6:00 P.M. at the Legislative Chambers, Village of Bath, New York; and be it further

RESOLVED, the Clerk of the Legislature has caused a Notice of said Public Hearing to be posted at the Courthouses in the municipalities of Bath, Corning and Hornell, said Notice published for one insertion in the two official newspapers of the County, and has caused such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with the proof of posting and publication filed in the Office of the Clerk of the Legislature; and be it further

RESOLVED, within twenty (20) days after the final adoption by this County Legislature of said County of Steuben, Local Law Tentatively No. Nine for the Year 2015, the Clerk of this Legislature shall cause one certified copy thereof to be filed in the in the Office of the Secretary of State of the State of New York, and said Secretary of State is to be requested to publish the Local Law in the supplement to the Session Laws and the Steuben County Clerk is to be requested to file the Local Law in a separate book kept by her for such records; and be it further

RESOLVED, the Clerk of the Legislature, in accordance with Section 214, shall cause a true copy of said Local Law to be published in the two County official newspapers within ten (10) days after such Local Law has become effective; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance, Personnel Officer, and the elected official mentioned above.

Vote: Roll Call – Adopted.

RESOLUTION NO. 175-15

Introduced by L. Crossett. Seconded by G. Swackhamer.

FINAL ADOPTION OF THE ANNUAL COUNTY BUDGET FOR THE FISCAL YEAR 2016.

Pursuant to Section 360 of the County Law, Sections 24 and 25 of the Local Finance Law of the State of New York, and Section 2.07(2) of the Steuben County Charter.

WHEREAS, the Tentative Budget, Budget Message and the Proposed Appropriation Resolution of the County of Steuben for the Fiscal Year 2016 were duly filed with the Clerk of the County Legislature on or before November 15, 2015, and appropriate action taken thereupon and fixing the date, time and place for holding the required public hearings; and

WHEREAS, the duly advertised Public Hearings on the Tentative Budget and for the Watershed Protection Districts were opened, held and completed on November 23, 2015, commencing at 6:00 P.M. in the Legislative Chambers in the Village of Bath; and

WHEREAS, all persons attending said above mentioned hearings were given the right to provide written and oral statements and comments concerning the entire Budget.

NOW THEREFORE, BE IT

RESOLVED, the Clerk of the Legislature is hereby directed to cause to be filed in her office proofs of publication of the notices of the hearings on the above stated Tentative Budget and Watershed Protection Districts for the Fiscal Year 2016; and be it further

RESOLVED, pursuant to Sections 356 and 360 of the County Law of the State of New York said Tentative Budget for the County of Steuben for the Fiscal Year 2016 as may have been changed, amended, altered and revised by this County Legislature to date be and the same hereby is adopted by this Legislature as the Budget of the County of Steuben for the Fiscal Year 2016; and be it further

RESOLVED, the Clerk of the Legislature with the assistance of the Budget Officer, in accordance with any such changes, amendments, alterations and revisions of the Tentative Budget to date, enter in the column entitled, "adopted" the estimated expenditures in the Tentative Budget as may have been modified or changed; and be it further

RESOLVED, the Clerk of the Legislature, with the assistance of the Budget Officer, shall enter in the column entitled "adopted" the estimated revenues in the Tentative Budget with any changes or modifications as may have been made to date; and be it further

RESOLVED, the several sums therein mentioned for expenditures and revenues are appropriated for the objects and purposes enumerated, including, but not limited to, the salaries for public officers and officials who are appointed by the Legislature or who are appointed by the Legislature to fixed terms of office commencing January 1, 2016, or thereafter in the Year 2016, and that the salary set forth in the Salary Schedule for Chairman of the Legislature and Legislators be adopted; and be it further

RESOLVED, there be and the same hereby are approved, created and established the following Capital Projects for 2016:

Department / Project	Total Appropriation
Information Technology	**$355,733**
Buildings & Grounds	**587,472**
Real Property Tax	**40,000**
Public Works	**327,000**
Permanent Road Improvements	**4,990,426**
Solid Waste	**470,000**
Emergency Communication	**100,000**
Emergency 911	**25,000**
Sheriff	**231,000**
District Attorney	**25,000**

Emergency Management	**25,000**
	$7,176,631

AND BE IT FURTHER RESOLVED, those Capital Projects denoted as "Buildings and Grounds" are hereby appropriated from the Capital Reserve Building Repairs and Renovations; and be it further

RESOLVED, that those Capital Projects denoted as "District Attorney" are hereby appropriated from Traffic Diversion Program revenue; and be it further

RESOLVED, that the Capital Project previously known as the "Bicentennial Project" (project number 7550H1) shall be renamed to "Hall of Fame Luncheon"; and be it further

RESOLVED, from and after January 1, 2016, the Commissioner of Finance is authorized to issue tax anticipation and revenue anticipation notes in such amounts as may be necessary to pay lawful charges, pending the receipt of the taxes and revenues herein appropriated and not longer than a period to January 1, 2017, without the authority of the Legislature and not in excess of the amount of taxes and revenues herein appropriated, and such notes shall be issued to the capital building reserve fund, without interest, unless the money is not available when such notes may be sold at private sale at not exceeding the legal rate of interest pursuant to the Local Finance Law of the State of New York; and be it further

RESOLVED, the above Budget as herein adopted shall be entered in the minutes of this County Legislature and printed in the annual volume of printed Proceedings for the Year 2015 and within thirty (30) days after the date of the adoption of this resolution the Steuben County Commissioner of Finance is hereby directed to file a certified copy of said 2016 Steuben County Budget with the New York State Comptroller in accordance with State Finance Law, Section 54-a; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Director of Real Property Tax Service Agency; the Commissioner of Finance; and Lawrence P. Crossett, Chairman, Finance Committee.

Vote: Roll Call – Adopted.

RESOLUTION NO. 176-15

Introduced by L. Crossett. Seconded by R. Weaver.

AMENDING THE STEUBEN COUNTY BUDGET AND ADOPTING THE APPROPRIATION RESOLUTION FOR THE FISCAL YEAR 2016.

Pursuant to Section 360 of the County Law of the State of New York, the official Rules and Regulations of the New York State Department of Audit and Control, Section 520 of the Real Property Tax Law, and Section 2.07(2) of the Steuben County Charter.

WHEREAS, the Legislature, by resolution on even date herewith, has adopted a Budget for the Fiscal Year 2016, for the County of Steuben; and

WHEREAS, Chapter 4 of the official Rules and Regulations of the New York State Department of Audit and Control provides that Sales taxes used to reduce real property taxes on a part-county basis shall not be applied until after the Budget has been adopted and recorded, and that the County Budget shall then be amended by increasing estimated revenues (Account A-1115, Non-Property Taxes to Reduce Town Tax Levy) and reducing the amount to be raised by real property taxes (Account A-1001, Real Property Taxes); and

WHEREAS, Section 360, subdivision 3, of the County Law provides for the raising of the taxes required by the County Budget.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Budget for the Fiscal Year 2016, as previously adopted on even date herewith, is hereby amended to provide that the amount for non-property taxes be applied to the Towns' share of the County tax levy so that the Sales taxes anticipated shall be used to reduce real property taxes on a part-County basis, and hereby directing that the anticipation of Sales tax credit is to be applied on a part-County basis against the County-wide tax levy; and be it further

RESOLVED, other than the amendment, as set forth in the above paragraph of this resolution, the Steuben County Budget for the Fiscal Year 2016 shall remain the same as recorded and adopted in accordance with said prior Budget adoption resolution of even date herewith; and be it further

RESOLVED, the several amounts specified in the 2016 County Budget be and hereby are appropriated for the objects and purposes enumerated therein; and be it further

RESOLVED, the total appropriation required in the Steuben County Budget for the Fiscal Year 2016 to be raised by taxes amounting to the sum of $50,010,577.00 reduced by the pro-rata and omitted taxes of $44,983.38 and also reduced by anticipation of the sales tax credit in the amount of $7,539,429.42 in accordance with the above-stated regulation as to application, shall be levied and assessed upon the property within the County liable therefore for the Fiscal Year beginning January 1, 2016; and be it further

RESOLVED, pursuant to Sections 356 and 360 of the County Law of the State of New York, the Proposed Appropriation Resolution presented November 13, 2015, and filed with the Clerk of the Legislature on November 13, 2015 for the Year 2016, and as amended, altered, or revised by this County Legislature to date, be and the same hereby is adopted by this Legislature as the appropriation resolution for Fiscal Year 2016; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Director of Real Property Tax Service Agency, and the Commissioner of Finance.

Vote: Roll Call – Adopted.

RESOLUTION NO. 177-15

Introduced by P. McAllister. Seconded by D. Farrand.

COMPLETION AND FILING OF THE ASSESSMENT ROLL FOR THE YEAR 2015 FOR THE MARSH DITCH WATERSHED PROTECTION DISTRICT.

Pursuant to Sections 270 and 271 of the County Law of the State of New York.

WHEREAS, the assessment roll for the Year 2015, for the Marsh Ditch Watershed Protection District in the Towns of Dansville and Hornellsville, in the County of Steuben, and State of New York for the Budget Year 2016, has been completed and properly filed with the Steuben County Real Property Tax Service Agency at its office in the Steuben County Office Building, 3 East Pulteney Square in the Village of Bath, New York for review and inspection by the public and interested parties; and

WHEREAS, proper notice of the completion and filing of said assessment roll, and also proper notice that the Public Hearing on the assessment roll would be held by the County Legislature of the County of Steuben in the Legislative Chambers of the County Office Building in the Village of Bath, New York on November 23, 2015, at 6:00 P.M. to hear and consider any objections pertaining to said assessment roll; and

WHEREAS, due and proper proof of the publication of the notice of the aforesaid Public Hearing has been filed in the Office of the Clerk of the Legislature; and

WHEREAS, the aforesaid Public Hearing was duly held on November 23, 2015, and any persons appearing in regard to the said assessment roll having been heard.

NOW THEREFORE, BE IT

RESOLVED, said assessment roll for the Year 2015 for the Marsh Ditch Watershed Protection District in the Towns of Dansville and Hornellsville in the County of Steuben and State of New York be and the same hereby is approved as completed and filed in the Office of the Steuben County Real Property Tax Service Agency; and be it further

RESOLVED, the Director of the Steuben County Real Property Tax Service Agency and the Commissioner of Finance shall see to the proper procedure for the levy and collection of the appropriate taxes on the several real properties situate and benefited within said Water Protection District; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Director of the Real Property Tax Service Agency; Commissioner of Finance; the Attorney for said District; and President of the Board of Directors of the said District.

Vote: Roll Call – Adopted.

RESOLUTION NO. 178-15

Introduced by P. McAllister. Seconded by D. Farrand.

ACCEPTING THE 2016 BUDGET OF THE MARSH DITCH WATERSHED PROTECTION DISTRICT.

Pursuant to Article 5-D of the County Law of the State of New York.

RESOLVED, the Budget for the Marsh Ditch Watershed Protection District be and the same hereby is established in the amount of $12,500 of which sum $12,500 shall be appropriated from surplus; and be it further

RESOLVED, the Steuben County Legislature hereby accepts the report of the Marsh Ditch Watershed Protection District and adopts the respective Budget for 2016; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Director of the Real Property Tax Service Agency; Attorney for the District; and the President of the Administrative Board of the Marsh Ditch Watershed Protection District.

Vote: Roll Call – Adopted.

RESOLUTION NO. 179-15

Introduced by P. McAllister. Seconded by G. Swackhamer.

COMPLETION AND FILING OF THE ASSESSMENT ROLL FOR THE YEAR 2015 FOR THE UPPER FIVE MILE CREEK WATERSHED PROTECTION DISTRICT.

Pursuant to Sections 270 and 271 of the County Law of the State of New York.

WHEREAS, the assessment roll for the Year 2015 for the Upper Five Mile Creek Watershed Protection District in the Towns of Prattsburgh, Wheeler and Urbana in the County of Steuben and State of New York for the Budget Year 2016 has been completed and properly filed with the Steuben County Real Property Tax Service Agency at its office in the Steuben County Office Building, 3 East Pulteney Square in the Village of Bath, New York for review and inspection by the public and interested parties; and

WHEREAS, proper notice of the completion and filing of said assessment roll, and also proper notice that the Public Hearing on the assessment roll would be held by the County Legislature of the County of Steuben in the Legislative Chambers of the County Office Building in the Village of Bath, New York on the 23rd day of November 2015, at 6:00 P.M. to hear and consider any objections pertaining to said assessment roll; and

WHEREAS, due and proper proof of the publication of the notice of the aforesaid Public Hearing has been filed in the Office of the Clerk of the Legislature; and

WHEREAS, the aforesaid Public Hearing was duly held on the 23rd day of November 2015, and any persons appearing in regard to the said assessment roll having been heard.

NOW THEREFORE, BE IT

RESOLVED, said assessment roll for the Year 2015 for the Upper Five Mile Creek Watershed Protection District in the Towns of Prattsburgh, Wheeler and Urbana in the County of Steuben and State of New York, be and the same hereby is, approved as completed and filed in the Office of the Steuben County Real Property Tax Service Agency; and be it further

RESOLVED, the Director of the Steuben County Real Property Tax Service Agency and the Commissioner of Finance shall see to the proper procedure for the levy and collection of the appropriate taxes on the several real properties situate and benefited within said Water Protection District; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Director of the Real Property Tax Service Agency; Commissioner of Finance; and President of the Board of Directors of the said District.

Vote: Roll Call – Adopted.

RESOLUTION NO. 180-15

Introduced by P. McAllister. Seconded by C. Ferratella.

DIRECTING THE LEVY OF THE UPPER FIVE MILE CREEK WATERSHED PROTECTION DISTRICT FOR TAXES DUE JANUARY 2016.

Pursuant to Article 5-D of the County Law of the State of New York.

RESOLVED, the report of the Administrative Board of the Upper Five Mile Creek Watershed Protection District of the several amounts of taxes due January 2016, levied upon the various parcels of land in the said Protection District in the amount of $21,000 to be received and filed, and the Director of the Steuben County Real Property Tax Service Agency is directed to levy the amount upon the various parcels therein mentioned in accordance with said report; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Director of the Real Property Tax Service Agency; and the President of the Administrative Board of the Upper Five Mile Creek Watershed Protection District.

Vote: Roll Call – Adopted.

RESOLUTION NO. 181-15

Introduced by P. McAllister. Seconded by H. Lando.

COMPLETION AND FILING OF THE ASSESSMENT ROLL FOR THE YEAR 2015 FOR THE LAMOKA/WANETA LAKES' PROTECTION AND REHABILITATION DISTRICT.

Pursuant to Sections 270 and 271 of the County Law of the State of New York.

WHEREAS, the assessment roll for the Year 2015 for the Lamoka/Waneta Lakes' Protection and Rehabilitation Districts in the Towns of Wayne and Bradford in the County of Steuben and State of New York for the Budget Year 2016 has been completed and properly filed with the Steuben County Real Property Tax Service Agency at its office in the Steuben County Office Building, 3 East Pulteney Square in the Village of Bath, New York for review and inspection by the public and interested parties; and

WHEREAS, proper notice of the completion and filing of said assessment roll and also proper notice that the Public Hearing on the assessment roll would be held by the County Legislature of the County of Steuben in the Legislative Chambers of the County Office Building in the Village of Bath, New York on November 23, 2015, at 6:00 P.M. to hear and consider any objections pertaining to said assessment roll; and

WHEREAS, due and proper proof of the publication of the notice of the aforesaid Public Hearing has been filed in the Office of the Clerk of the Legislature; and

WHEREAS, the aforesaid Public Hearing was duly held on 23rd day of November 2015, and any persons appearing in regard to the said assessment roll having been heard.

NOW THEREFORE, BE IT

RESOLVED, said assessment roll for the Year 2015 for the Lamoka/Waneta Lakes' Protection and Rehabilitation Districts in the Towns of Wayne and Bradford in the County of Steuben and State of New York be and the same hereby is approved as completed and filed in the Office of the Steuben County Real Property Tax Service Agency; and be it further

RESOLVED, the Director of the Steuben County Real Property Tax Service Agency and the Commissioner of Finance shall see to the proper procedure for the levy and collection of the appropriate taxes on the several real properties situate and benefited within said Lakes' Protection and Rehabilitation Districts; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Schuyler County Legislature, 105 Ninth Street, Unit 6, Watkins Glen, NY 14891; Director of the Real Property Tax Service Agency, and the Commissioner of Finance.

Vote: Roll Call – Adopted.

RESOLUTION NO. 182-15

Introduced by P. McAllister. Seconded by G. Swackhamer.

DIRECTING THE LEVY OF THE LAMOKA/WANETA LAKES' PROTECTION AND REHABILITATION DISTRICT FOR TAXES DUE JANUARY 2016.

Pursuant to Article 5-D of the County Law of the State of New York.

RESOLVED, the report of the Lamoka/Waneta Lakes' District Commission of the several amounts of taxes due January 2016, levied upon the various parcels of land in the said Lakes' Protection and Rehabilitation Districts in the amount of $29,796.70 to be received and filed, and the Director of the Steuben County Real Property Tax Service Agency is directed to levy the amount upon the various parcels therein mentioned in accordance with said report; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Schuyler County Legislature, 105 Ninth Street, Unit 6, Watkins Glen, NY 14891; Director of the Real Property Tax Service Agency, and the Commissioner of Finance.

<u>Vote</u>: Roll Call – Adopted.

Chairman Hauryski stated that he would like to thank Mr. Wheeler, our County Manager, and Mr. Donnelly and Mrs. Hurd-Harvey, as well as all of the Department Heads and other individuals who contributed to the 2016 Budget. Each year it is more difficult for us to accomplish a good budget that is reasonable. He thanked everyone for their diligent efforts to reach this end.

Mr. Wheeler commented this is a budget that you can be really pleased with. The budget stays within the limit of the property tax cap, which means our residents will be eligible for their approximately $6.00 rebate. We have complied with the tax cap since its inception and, while we have done an override to protect ourselves in the past, we have always stayed below the percentage threshold. The tax rate is going down 1.38 percent. This is a maintenance budget and we are maintaining the core services that we provide. We are largely paying for State programs. We are able to fund our operations with sales tax and some grants. The budget is in good shape and sets a good course for 2016.

Motion to Adjourn made by Mr. Mullen, seconded by Mrs. Lando and duly carried.

REGULAR MEETING
Morning Session
Monday, December 21, 2015
Legislative Chambers, Bath, New York

The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers, Bath, NY on Monday, the 21st day of December, 2015, at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members present except Legislators Crossett and Mullen.

Mrs. Lando provided the Invocation and the Pledge of Allegiance was led by Mr. Peoples.

Chairman Hauryski asked Janet English to come forward. Ms. English is an employee in the Department of Social Services. He presented her with a Certificate of Appreciation and a pin in recognition of her 25 years of service to Steuben County.

Chairman Hauryski asked Wendy Kimmey to come forward. Ms. Kimmey is an employee in the Department of Social Services. He presented her with a Certificate of Appreciation and a pin in recognition of her 25 years of service to Steuben County.

Chairman Hauryski opened the floor for opportunity for public comments. There being none, he declared the opportunity for public comments closed.

Chairman Hauryski stated it is that time of year again for the annual Fruitcake Presentation. He asked last year's recipient, Eric Rose to come forward. Mr. Rose provided the following presentation:

Christmas is filled with traditions galore
Like shopping, and shopping, and shopping some more
But one of the favorites in Steuben you must know
Is passing on fruitcake (made many, MANY years ago)

Each year everyone waits patiently
To see who the next recipient will be
As you all know last year it was me
But as of today I am fruitcake free

I get to choose who will keep it next year
Right about now you're all experiencing some fear
But my decision was easy, the answer was clear
It must be another newbie here

Running and hunting and wrists filled with bling,
These are a few of her favorite things
It is with great pleasure I present to you forthwith
This year's recipient is Darlene Smith.

Mr. Rose asked Ms. Smith to come forward. He presented her with the fruitcake in a pink, camoflauge gift back adorned with sparkly bling. He commented that Ms. Smith has been very helpful with the cleaning downstairs; however, now that they have a bond with the fruitcake, this does not change the real estate issue downstairs. ***Congratulations Darlene!***

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs of Posting for the Public Hearing upon the implementation and effectiveness of the Steuben County Septic & Water Well Program funded by a Community Development Block Grant through New York State Homes and Community Renewal (HCR). Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being no comments, he declared the Public Hearing closed.

The Clerk of the Legislature read the Official Notice of Public Hearing and submitted for filing Proofs of Publication and Proofs of Posting for the Public Hearing upon the Agricultural District within the Towns of Avoca, Cohocton, Dansville, Fremont, Prattsburgh and Wayland, New York, known as Agricultural District No. 5, to consider the recommendations of the County Planning Board and the Agricultural and Farmland Protection Board, and any proposed modifications of the District. Chairman Hauryski asked if anyone wished to address the Legislature relative to the Public Hearing. There being no comments, he declared the Public Hearing closed.

Motion adopting minutes of the previous meeting(s) made by Mrs. Lando, seconded by Mr. McAllister and duly carried.

Mrs. Flaitz informed the committee all of the taxes are now printed and ready to be sent out. Each Legislator should have received a packet of information regarding the 2016 Town and County tax levy. If you have any questions, please contact me.

RESOLUTION NO. 183-15

Introduced by G. Swackhamer. Seconded by C. Ferratella.

MATTERS PERTAINING TO COUNTY REAL PROPERTY TAX SALES, CORRECTIONS OF ASSESSMENTS, PROPERTY TAXES, AND OTHER REAL PROPERTY ACQUISITIONS AND DISPOSITIONS.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

RESOLVED, the Chairman of the Steuben County Legislature, in accordance with the applications filed herewith, is hereby authorized and empowered on behalf of this Legislature to execute the necessary documentation for the disposition of applications for correction of real property taxes levied on the parcels contained in Schedule "A"; and be it further

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized to make the proper tax adjustment, and/or refund, with respect to the parcels contained in Schedule "A", as set forth in the approved applications, copies of which shall be forwarded to the taxpayer and collecting authority; and be it further

RESOLVED, as it appears to be in the best interest of the County to sell the property(ies) listed on Schedule "B" for the consideration offered, the Steuben County Commissioner of Finance is hereby authorized and directed to convey and deliver a County Tax Deed to the grantee(s) upon receipt of the consideration indicated within thirty (30) days from the date hereof and as upon the "Notice to Bidders and Terms of Sale – 2015" as applicable; and be it further

RESOLVED, the said grantee(s) must accept the parcel(s) "as is" together with the obligation of removing any persons, if any, claiming any interest in the parcel(s) if need be; and be it further

RESOLVED, the Steuben County Commissioner of Finance is further authorized and directed to convey the parcel(s) sold at the Special Public Auction held on December 8, 2015, contained in Schedule "C", and he is further authorized and directed, in the event of a default by the highest bidder by failure to make full payment within thirty (30) days, to convey those parcels to the second highest bidder, as upon the “Notice to Bidders and Terms of Sale – December 8, 2015” as applicable and said transfers made pursuant hereto be and the same hereby are ratified; and be it further

RESOLVED, the said grantee(s) must accept the parcel(s) "as is" together with the obligation of removing any persons, if any, claiming any interest in the parcel(s) if need be; and be it further

RESOLVED, as it appears to be in the best interest of the County to convey the property(ies) contained in Schedule "D" for the consideration offered, the Steuben County Manager is hereby authorized and directed to convey and deliver a deed to the grantee(s) to convey those parcel(s) designated as Steuben County surplus property sold at the Special Public Auction held on December 8, 2015; and the County Manager is further authorized and directed, in the event of a default by the highest bidder by failure to make full payment within thirty (30) days, to convey those parcels to the second highest bidder, as upon the "Notice to Bidders and Terms of Sale – December 8, 2015" as applicable and said transfers made pursuant hereto be and the same hereby are ratified; and be it further

RESOLVED, the said grantee(s) must accept the parcel(s) "as is" together with the obligation of removing any persons, if any, claiming any interest in the parcel(s) if need be; and be it further

RESOLVED, as it appears to be in the best interest of the County to execute a Boundary Line Affidavit regarding the property contained in Schedule "E", with the recited land being located along State Route 414 in the Town of Corning, County of Steuben, the County Manager is hereby authorized and directed to execute a Boundary Line Affidavit identifying the boundary of a certain parcel of land owned now or formerly by the County of Steuben; and

RESOLVED, that certified copies of this resolution contained in Schedule "A" shall be forwarded to the Director of the Steuben County Real Property Tax Service Agency and the Steuben County Commissioner of Finance, together with the approved applications executed in duplicate by the Chairman of the County Legislature, and the Chairman of the Board of Assessors; and certified copies of this resolution contained in Schedules "B" and "C" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, and the grantee(s); and certified copies of this resolution contained in Schedule "D" shall be forwarded to the Steuben County Manager, the Director of the Steuben County Real Property Tax Service Agency, Steuben County Commissioner of Finance, the Chairman of the Board of Assessors of the appropriate municipality(ies), and the grantee(s); and certified copies of this resolution contained in Schedule "E" shall be forwarded to the Commissioner of Public Works, the Director of the Steuben County Real Property Tax Service Agency, and Christopher J. Ferratella Esq., 145 West High Street, Painted Post, NY 14870.

SCHEDULE "A"

Resolution No.	A-1	Resolution No.	A-2
Name	Brett & Ann Cochran	Name	John P. & Kathleen A. Bell
Parcel No.	206.00-03-017.000	Parcel No.	203.00-02-021.000
Municipality	Town of Campbell	Municipality	Town of Bath
Disposition	Correction	Disposition	Correction

SCHEDULE "B"

Resolution No.	B-1
Former Owner	YLIME, LLC
In Rem Index No.	2013-1427CV, Judgment filed May 6, 2015
Parcel No.	174.00-01-047.000
Municipality	Town of Bath
Grantee(s)	Kenneth F. Freeborn and Colleen E. Freeborn
Grantee(s) Address	6636 State Route 415 S, Bath, NY 14810
Consideration	$2,626.79, inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

Resolution No.	B-2
Former Owner	Jeanna M. Hyde
In Rem Index No.	2012-1440CV, Judgement filed May 6, 2015
Parcel No.	049.00-01-056.000
Municipality	Town of Pulteney
Grantee(s)	Jeanna M. Hyde
Grantee(s) Address	10519 County Route 76, Hammondsport, NY 14840
Consideration	$2,316.15 inclusive of recording fees

Any and all liens and/or judgments filed against the party of the second part, which had not been satisfied prior to the County obtaining title, will be reinstated with the recording of this deed.

SCHEDULE “C”

Resolution No.	C-1
Former Owner	William Morse (Mearl Morse)
In Rem Index No.	2012-1440CV, Judgment filed May 6, 2015
Date of Tax Sale:	December 8, 2015
Parcel No.	279.16-01-003.000
Municipality	Town of Erwin
Highest Bidder	Reginald J. Tostanoski Sr.
Highest Bidder’s Address	4289 Meads Creek Road, Painted Post, NY 14870
Consideration	$9,000.00, together with buyer’s premium and recording fees
Second Highest Bidder	Alva May
Second Highest Bidder’s Address	281 Sunset Drive, Corning, NY 14830

SCHEDULE “D”

Resolution No.	D-1
Former Owner	The Steuben County, New York District Attorney’s Office
Date of Public Auction:	December 8, 2015
Parcel No.	349.12-01-007.000
Municipality	Village of Addison
Highest Bidder	Chris A. Myers & Crystal E. Myers husband and wife, tenants by the entirety
Highest Bidder’s Address	6583 Holden Road, Addison, NY 14801
Consideration	$10,000.00, together with buyer’s premium and recording fees
Second Highest Bidder	Joy Goodsell
Second Highest Bidder’s Address	38 Main Street, Savona, NY 14879

Resolution No.	D-2
Former Owner	Steuben County (from Deutsche Bank National Trust Co.)
Date of Public Auction:	December 8, 2015
Parcel No.	364.05-02-002.000
Municipality	Town of Woodhull
Highest Bidder	Nathan Clark LLC
Highest Bidder’s Address	1060 County Route 82, Troupsburg, NY 14885
Consideration	$15,250.00, together with buyer’s premium and recording fees
Second Highest Bidder	Richard Wallace
Second Highest Bidder’s Address	664 County Route 85, Addison, NY 14801

SCHEDULE "E"

Resolution No.	E-1
Owner	Steuben County
Parcel Identified	Highway Appropriation along State Route 414
Adjacent Parcel	282.00-02-039.000
Municipality	Town of Corning
Disposition	Boundary Line Affidavit

Mr. Reed explained with regard to Schedule “E”, the County was requested to examine two competing surveys concerning a property along State Route 417. Consistent with the State’s view, and ours, we feel that the historical survey from 1929 was in fact accurate and based upon that, there is no encumbrance upon any other property. The County will assert the accuracy of the 1929 survey based upon the State’s request as well.

Mrs. Ferratella stated she will abstain as her son is involved with this action.

Vote: Roll Call – Adopted. Yes – 8157; No – 0; Absent 1202; Abstained – 513
(Absent – Legislators Crossett and Mullen; Abstained – Legislator Ferratella)

RESOLUTION NO. 184-15

Introduced by J. Hauryski. Seconded by G. Roush.

RECEIVING AND ACCEPTING THE DECEMBER 21, 2015 COMMUNICATIONS LOG AS PREPARED BY THE STEUBEN COUNTY MANAGER'S OFFICE.

BE IT RESOLVED, that the following communications were received, accepted and filed by the County of Steuben, and **referred to the appropriate Standing Committee and/or Department Head for information and/or action,** to wit:

November 16, 2015
Town of Wayne – Re: Request on the future plans of Steuben County's GIS (Geographic Information Systems) program. ***Referred to: Joseph Hauryski, Legislature Chairman; and Amy Dlugos, Planning Director.***

November 19, 2015
Ontario County – Re: Copy of a resolution requesting expedited decision making by the New York State Department of Environmental Conservation concerning the Ontario County Landfill expansion permits. ***Referred to: Steuben County Legislature; and Vince Spagnoletti, Commissioner of Public Works.***

November 20, 2015
US Salt, LLC – Re: Finger Lakes PLG storage project. ***Referred to: A.I.P. Committee; Amy Dlugos, Planning Director; and Steuben County Environmental Management Council.***

NYS Office of Information Technology Services – Re: Opportunity to partner with the Office of Information Technology Services (ITS) in the Statewide Digital Ortho-imagery Program. ***Referred to: A.I.P. Committee; Public Safety & Corrections Committee; Amy Dlugos, Planning Director; Dave Hopkins, 911 Director; and Tim Marshall, EMO Director.***

December 1, 2015
NYS Department of Transportation – Re: Notification of vouchers recently sent to the State Comptroller that distributes the third quarter 2015-2016 Statewide Mass Transportation Operating Assistance (STOA) payments to the upstate formula bus systems. ***Referred to: Amy Dlugos, Planning Director.***

NYS Office for the Aging – Re: Notifications of Grant Awards (NGAs) for funding for the FFY 2015 Title III-B, Title III-C-1, Title III-C-2, Title III-D and the Title III-E programs. ***Referred to: Human Services/Health & Education Committee; and Patty Baroody, OFA Director.***

NYS Homes & Community Renewal – Re: Notification of the Annual Performance Report (APR) must be submitted no later than January 11, 2016 (via email to OCRINFO@nyshcr.org) for the NYS Community Development Block Grant Project #1115HR3-13. ***Referred to: Amy Dlugos, Planning Director.***

NYS Department of Labor – Re: Notification of approval of the Chemung/Schuyler/Steuben Local Workforce Investment Board (LWIB) local plan for the common measurers performance on the Workforce Investment Act and Wagner-Pesyer Act Programs. ***Referred to: Joseph Hauryski, Legislature Chairman.***

December 2, 2015
Energy Curtailment Specialists, Inc. – Re: Checks totaling in the amount of $2,982.77, which represents payment for participation in the PowerPay New York program for the summer 2015 participation period (5/1/15-10/31/15). ***Referred to: Jack Wheeler, County Manager.***

NYS Office of the State Comptroller – Re: Email notification from the Local Government School Accountability Monitoring indicating the status of the "Tax Limit form" for the County of Steuben fiscal year ending 12/31/2016 has been changed to "Certified". ***Referred to: Patrick Donnelly, Commissioner of Finance.***

NYS Office of Parks, Recreation and Historic Preservation – Re: Notification of the Lincoln School located at 373 Canisteo Street in Hornell, NY 14843 is now listed on the National Register of Historic Places**.** ***Referred to: A.I.P. Committee; and Eleanor Silliman, County Historian.***

Western Regional Off-Track Betting Corporation – Re: Check in the amount of $3,040, which represents the October 2015 surcharge revenue for Steuben County. ***Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.***

Town of Wayne – Re: Correspondence letter on the generous support provided by the Steuben County Soil and Water Conservation District. ***Referred to: A.I.P. Committee; and Joseph Hauryski, Legislature Chairman.***

December 7, 2015
NYS Department of Health – Re: Appointment of Steuben County Public Health Director. ***Referred to: Human Services/Health & Education Committee; Jack Wheeler, County Manager; and Nancy Smith, Personnel Director.***

Vote: Acclamation – Adopted.

RESOLUTION NO. 185-15

Introduced by P. McAllister. Seconded by G. Swackhamer.

APPROVING THE STATEMENT OF TAXES DUE AND DIRECTING DELIVERY OF THE COMPLETED TAX ROLLS WITH ATTACHED WARRANTS.

Pursuant to Sections 900, 902, 904 and 1330 of the Real Property Tax Law and Section 360 of the County Law of the State of New York.

WHEREAS, this County Legislature pursuant to Section 360 of the County Law of the State of New York, is deemed to have passed a budget for Fiscal Year 2016, and also by prior resolution duly adopted, made appropriations for the conduct of the County government for the Fiscal Year 2016; and

WHEREAS, the County Real Property Tax Service Director has prepared the statement of taxes due January 1, 2016, for all towns and cities showing the respective real property tax levies and tax rates; and

WHEREAS, upon the tax rolls of the several tax districts, the several taxes have been duly extended as provided by Law and said completed tax rolls have been laid before this County Legislature for its approval.

NOW THEREFORE, BE IT

RESOLVED, the said statement of taxes due January 1, 2016, tax rates and tax rolls for the taxes for the Year 2016 extended on the several assessment valuations of parcels of land of the several tax districts for County and Town purposes be approved as so completed; that the taxes so extended upon the tax rolls in the several amounts extended against each parcel of property upon the said rolls are hereby determined to be the taxes due thereon as set forth therein; and be it further

RESOLVED, there be annexed to each of said rolls a tax warrant in the form prepared by the Clerk of the Legislature and heretofore laid before this Legislature for its approval, as provided by Section 904 of the Real Property Tax Law; that such Warrants shall be in the respective amounts heretofore authorized to be levied upon each of said rolls; that the several Warrants be signed by the Chairman and Clerk of this Legislature, under the Seal of the Legislature; and that the said rolls

with the said Warrants annexed thereto be forthwith delivered to the respective collectors of the several tax districts in the County; and be it further

RESOLVED, the Warrant shall designate the amount payable to the Commissioner of Finance and the amount payable to the Supervisor, and shall constitute the authority of such collectors of taxes to collect and receive the several amounts thereof to be paid over to the respective Commissioner of Finance and Supervisor on or before April 1, 2016; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and the Director of Real Property Tax Service Agency.

Vote: Roll Call – Adopted.

RESOLUTION NO. 186-15

Introduced by J. Hauryski. Seconded by D. Farrand.

SELECTING "OPTION #5" FOR THE PROPOSED RECORDS STORAGE AND OFFICE SPACE PROJECT.

WHEREAS, the Ad-Hoc Office Space Committee has engaged in a program level evaluation of options for records storage and office space construction, with the goal of resolving both short-term and long-term space requirements; and

WHEREAS, the Ad-Hoc Office Space Committee has recommended "Option #5" (as displayed in the Program Report, which is on file with the Clerk of the Legislature), which includes a multi-story office building adjacent to the County Office Building on East Morris St. in Bath and a pre-engineered metal building at the County Farm location for inactive record storage.

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature hereby selects and endorses "Option #5" for the records storage and office space project; and be it further

RESOLVED, that the County Manager is hereby authorized to direct LaBella Associates, D.P.C to develop detailed design plans and documentation for said option; and be it further

RESOLVED, that certified copies of this resolution shall be sent to the County Manager and the Commissioner of Finance.

Mr. Weaver stated at the last AdHoc Office Space Committee meeting, prior to the committee voting, it seemed as though the committee was going to go with the less expensive option and now this proposal is here. He is confused.

Mr. Wheeler explained as a way of some background information, with the sale of the Health Care Facility and the old Health Care Facility, we needed to look at space requirements for Records and voting machines as they are currently being stored at the old Health Care Facility. At the time, we decided that if we were looking at a building project, we should also take a comprehensive look at other space needs. We engaged the services of Labella to come up with a number of different options for consideration.

Mr. Wheeler stated the committee has looked at bare bones options, however, those do nothing to alleviate current space requirements due to court related functions. At the November meeting of the AdHoc Office Space Committee, they looked at Option #4, which entailed moving Records and the Board of Elections to the County Farm and also looked at adding additional department space equivalent to the

size of the Public Works Department. That would help address some long-term needs. During that discussion, we added Option #4a, which addressed additional conference space issues. That option was less expensive, but not significantly so. The difference was approximately $1 million.

Mr. Wheeler stated the committee discussed Option #5, which is an 18,400 square foot office complex that would be placed on the footprint on Morris Street, across from the County Office Building. This is property that is already owned by the County. We also would construct a 3,400 square foot building at the County Farm which would be used for archived records storage. This option alleviates our space needs and provides the most ideal scenario going forward. This also opens up space in the County Office Building for the facility to grow.

Mr. Wheeler stated with regard to cost, while it is a large number, you have hardly any debt. We only have five years left on the Jail Expansion bond, which is $700,000 per year. The County's bond rating is fantastic and we have some fund balance that we could appropriate.

Mr. Hauryski asked what are our conference space needs? Mr. Wheeler replied Mr. Van Etten had asked a question about gauging the importance of conference/meeting space. He stated that he polled the departments on the types of meeting space they require. For large spaces, for 40 or more individuals, we do not currently have space available in the County Office Building. We do have the Civil Defense Center. With small space requirements for day-to-day meetings, some departments do have individual conference spaces. He believes this shows that we are not getting into a building project to alleviate conference space, but we are addressing those needs going forward. This opens up the South Conference Room and general gathering spaces for office growth if you experience any growth in the future.

Mr. Booth asked how will this affect parking? Mr. Wheeler replied with Option #5, we believe that will not be an issue. With the Records Center, you are only adding one vehicle. We would rearrange the parking over there, and the facility might be built on the existing management lot. We have space available with the two houses that are deteriorating and that would provide capacity for additional parking. We do not believe parking will be an issue. To accommodate non-staff trainings, we would attempt to schedule those during off-hours.

Mr. Booth asked when will you decide how we will pay for this? There may be some who are assuming we are not borrowing money, and others that would be amenable to that. Mr. Wheeler replied the overall construct is that we would appropriate $4 million from the Fund Balance surplus and bond the remainder. If you took out a 10-year bond, the payment would be approximately $300,000 - $500,000 per year, depending on how that is structured. That is a debt service with about a 2 percent interest rate.

Mrs. Lando commented that is important for staff to be together instead of split up and having to drive back and forth between buildings. The employees will work more efficiently.

Mr. Hauryski asked Mr. Alger for his comments. Mr. Alger stated he knows the Legislature is faced with the decision of what to do. He would suggest before construction, look at the other needs you have. At this point you are spending money to do one thing, you should look at the entire package. Mr. Van Etten had strong feelings about putting a facility at the County Farm and then another small facility downtown. Mr. Alger stated he would probably opt for the downtown solution. Mr. Van Etten is correct that many large corporations have offices in many locations and work quite well. Mr. Alger stated his opinion is if you can keep the offices all in one place you will be better served in the long-term. He believes that Option #5 is the best solution presented to you today.

Mrs. Ferratella commented that when she looked further into the two options, she is now going to go with Option #5. We are spending money now versus having to redo it in the future. This will be a benefit to everyone. All of the Legislators have been able to get all of the information to review ahead of time.

Ms. Lattimer stated she was concerned about spending money too, however, when you look at the needs of the Public Defender, she does think that Option #5 is the wise decision. We are essentially coming down to a difference of $250,000 in payments between Option #4 and Option #5. This will be money well-spent.

<u>Vote</u>: Roll Call – Adopted. Yes – 8219; No – 451; Absent – 1202.
(Opposed: Legislator Weaver; Absent: Legislators Crossett and Mullen)

RESOLUTION NO. 187-15

Introduced by M. Hanna. Seconded by G. Swackhamer.

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE.

WHEREAS, a project for the Bridge Replacement (BIN 2016370) Seneca Road over Big Creek in the Village of North Hornell, County of Steuben, P.I.N. 6754.59 ("the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds for the Design Phase and 80% Federal funds and 20% 2015 Bridge Initiative PIT Bond funds for the Construction Phase; and

WHEREAS, the County of Steuben desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the Project.

NOW, THEREFORE, the Steuben County Legislature, duly convened does hereby

RESOLVE, that the Steuben County Legislature hereby approves the above-subject Project; and it is further

RESOLVED, that the Steuben County Legislature hereby authorizes the County of Steuben to pay in the first instance 100% of the federal and non-federal share of the cost of Design and Construction Phase work for the Project or portions thereof; and it is further

RESOLVED, that the sum of $2,227,100 ($280,000 of which has been previously appropriated to cover the Design Phase) is hereby appropriated and made available to cover the cost of participation in the above phases of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the Project exceed the amount appropriated above, the County of Steuben shall convene as soon as possible to appropriate said excess amount immediately upon notification by the New York State Department of Transportation thereof; and it is further

RESOLVED, that the County Manager of the County of Steuben be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Steuben with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Department of Transportation Region 6 Planning Department, 107 Broadway, Hornell, NY 14843 by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, this resolution shall take effect immediately.

Vote: Roll Call – Adopted.

RESOLUTION NO. 188-15

Introduced by M. Hanna. Seconded by G. Roush.

AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO RAISE THE OVERNIGHT CAMPING FEES AT KANAKADEA PARK.

WHEREAS, the present camping fees at Kanakadea Park are as follows:

	NON- ELECTRIC	ELECTRIC
NIGHTLY	**$ 15.00**	**$ 23.00**
BI-WEEKLY	**$170.00**	**$250.00**; and

WHEREAS, overnight camping fees have not been raised since 2009; and

WHEREAS, there has been a significant cost inflation since 2009; and

WHEREAS, the County deems it necessary and appropriate to replace the bi-weekly fee with a weekly fee; and

WHEREAS, the County deems it necessary and appropriate to set the fees comparable with other parks; and

WHEREAS, the County deems it necessary and appropriate to raise the fees.

NOW THEREFORE, BE IT

RESOLVED, that the Commissioner of Public Works is hereby authorized and directed to raise the fees:

	NON- ELECTRIC	ELECTRIC
NIGHTLY	**$ 19.00**	**$ 27.00**
WEEKLY	**$115.00**	**$170.00**; and

AND BE IT FURTHER RESOLVED, a certified copy of this resolution shall be forwarded to the Commissioner of Public Works.

Vote: Roll Call – Adopted.

RESOLUTION NO. 189-15

Introduced by M. Hanna. Seconded by H. Lando.

AUTHORIZING AN INCREASE IN THE LANDFILL TIPPING FEES.

Pursuant to Article 5 of the County Law of the State of New York.

WHEREAS, the current fees of the Solid Waste Division are: $42.00/ton Bulk Garbage Loads at the Bath Landfill, $56.00/ton Bulk Garbage Loads at the Erwin, Hornell and Wayland transfer stations, $2.50 for a 30 gallon garbage bag, $30.00/ton Municipal Sewage Treatment Plant Sludge, $10.00/each for Appliances that Require Freon Removal and $10.00/load Minimum Fee for All Weighed Loads; and

WHEREAS, the current tipping fees are less than the $62.00/ton charged in 1994 and have not increased since April 2, 2012; and

WHEREAS, the County wants to continue to keep the landfill system supported by user fees; and

WHEREAS, the Public Works Committee recommends the modification of the landfill tipping fees.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Legislature does hereby authorize the Commissioner of Public Works to implement the following tipping fees: $44.00/ton Bulk Garbage Loads at the Bath Landfill, $59.00/ton Bulk Garbage Loads at the Erwin, Hornell and Wayland transfer stations, $3.00 for a 30 gallon garbage bag, $32.00/ton Municipal Sewage Treatment Plant Sludge, $12.00/each for Appliances that require Freon Removal and $15.00/load Minimum Fee for All Weighed Loads; and be it further

RESOLVED, the modifications shall become effective January 4, 2016; and be it further

RESOLVED, these modifications shall apply to private individuals, businesses, industry, commercial haulers and local political subdivisions of the State of New York within the County of Steuben; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Public Works.

Mr. Farrand stated that a few years ago when the Health Care Facility was losing money, we decided to sell. It is probably not a very favorable idea, but we may need to get out of the Landfill business.

Mr. McAllister stated that the committee has been looking at the various options and the Legislature in the future will be looking at those options as well. The options are the possible sale, ways to increase revenues and decrease expenditures, leasing and flow control. All of these options are under consideration by the Public Works Committee and this has been a concern. Mr. Spagnoletti has addressed these issues with the committee.

Mr. Peoples commented these tipping fees are still below the average charged in the surrounding areas.

Vote: Roll Call – Adopted.

RESOLUTION NO. 190-15

Introduced by B. Schu and G. Swackhamer. Seconded by H. Lando.

ESTABLISHING AND FUNDING A CAPITAL PROJECT FOR THE DRIVER DIVERSION PROGRAM.

Pursuant to Article II, Section 2.07 of the Steuben County Charter.

WHEREAS, Steuben County adopted Local Law No. 2 of the Year 2015, Establishing County Administration of the Driver Diversion Program on March 23, 2015; and

WHEREAS, the intent of Local Law No. 2 of 2015 is to provide driver diversion services for persons referred by the District Attorney to receive such services as a component and condition of a settlement in a traffic infraction matter pending in a local court in Steuben County; and

WHEREAS, the County collects a fee from each participant in the program to be shared with the courts, law enforcement agencies and to offset the costs associated with conducting the program; and

WHEREAS, the County is desirous of utilizing a portion of these funds to provide regional training and equipment to law enforcement and emergency responder personnel; and

WHEREAS, the Public Safety and Corrections and Finance Committees of the Steuben County Legislature have authorized the establishment of a capital project entitled "Driver Diversion Program Capital Project" for this purpose, and have further authorized to fund said project with $20,000 in revenue received from the Driver Diversion Program.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized to appropriate $20,000 from the Driver Diversion Program Revenue account 116500.41589200 to establish a "Driver Diversion Program Capital Project"; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Commissioner of Finance, County Manager and District Attorney.

Vote: Roll Call – Adopted.

RESOLUTION NO. 191-15

Introduced by B. Schu and G. Swackhamer. Seconded by H. Lando.

AUTHORIZING A TRANSFER FROM THE CONTINGENT FUND TO THE 2015 BUDGET FOR THE ASSIGNED COUNSEL PROGRAM.

Pursuant to Section 2.07 of the Steuben County Charter.

WHEREAS, the Steuben County 2015 budget for Assigned Counsel Program contains insufficient funds to cover expenditures; and

WHEREAS, the Public Safety & Corrections and Finance Committees have approved this transfer from the Contingent Fund to cover the 2015 expenditures.

NOW THEREFORE, BE IT

RESOLVED, that the Commissioner of Finance is hereby authorized and directed to adjust the following accounts in the 2015 budget:

EXPENSE ACCOUNTS:
Account 199000 5-499-000 Contingent - ($170,000)
Account 117300 5-423-200 Assigned Counsel - $170,000

AND BE IT FURTHER RESOLVED, certified copies of this resolution shall be forwarded to the administrative offices of the Assigned Counsel Administrator, the Public Defender, and the Commissioner of Finance.

Vote: Roll Call – Adopted.

RESOLUTION NO. 192-15

Introduced by R. Weaver. Seconded by G. Roush.

MODIFYING AND ADOPTING AGRICULTURAL DISTRICT NO. 5 AS A RESULT OF THE EIGHT YEAR REVIEW OF SAID DISTRICT.

Pursuant to Article 25-AA of the Agriculture and Markets Law of the State of New York.

WHEREAS, pursuant to the procedures and timetable set forth by the New York State Department of Agriculture and Markets, the County Agricultural and Farmland Protection Board has filed its recommendations, relative to the eight year review of this Agricultural District with this Legislature; and

WHEREAS, this Legislature did hold a Public Hearing on the proposed modifications to said district recommended by the Agricultural and Farmland Protection Board on December 21, 2015; and

WHEREAS, modifying an Agricultural District is an Unlisted Action under the provisions of the State Environmental Quality and Review Act (SEQRA) and a Short Environmental Assessment Form was prepared.

NOW THEREFORE, BE IT

RESOLVED, that in accordance with Section 303-a of the Agriculture and Markets Law of the State of New York, this Legislature does find as follows:

(1) Within the district as recommended to be modified, the number of participating farms and farm acreage thereof is consistent with and substantially furthers the objective of encouraging and protecting viable farming in the area, for which the district was originally created; and

(2) The district has since its creation been of substantial assistance to a majority of participating farmers in maintaining an active farm economy in the area; and

(3) Continuation of this district is consistent with the County's important agricultural economy and predominantly rural pattern of development; and

(4) The district deters local government adoption of land use regulations unduly restrictive of normal farm activities, supports orderly patterns of community development, and helps to sustain active farming for its important economic and environmental values;

AND BE IT FURTHER RESOLVED, that in accordance with Section 303-a of the Agriculture and Markets Law of the State of New York, this Legislature has deliberated on said District and modifications, and does hereby adopt the proposed modifications of Agricultural District No. 5 in the County of Steuben for a period of eight years; and be it further

RESOLVED, that modifying the District will not have a significant adverse environmental impact; and be it further

RESOLVED, that the Clerk of this Legislature is directed to submit said proposal to the Commissioner of Agriculture and Markets with such reports, maps, materials, and documentation as required by law, and be it further

RESOLVED, that the Clerk of this Legislature shall forward certified copies of this resolution to Richard A. Ball, Commissioner of the New York State Department of Agriculture and Markets, 10B Airline Drive, Albany, NY 12235; the Director of the Steuben County Planning Department; the Director of the Steuben County Real Property Tax Service Agency; and to Cornell Cooperative Extension – Steuben County.

Vote: Roll Call – Adopted.

RESOLUTION NO. 193-15

Introduced by C. Ferratella and P. McAllister. Seconded by H. Lando.

AUTHORIZING THE RECLASSIFICATION OF A POSITION WITHIN THE PUBLIC HEALTH DEPARTMENT.

Pursuant to Steuben County Charter Section 2.07.

WHEREAS, an Account Clerk-Typist in the Public Health Department performs account clerical work; and

WHEREAS, a Senior Account Clerk-Typist will have added duties of supervision of subordinate clerical staff and performance of higher level account keeping; and

WHEREAS, a Senior Account Clerk-Typist position more appropriately performs these duties; and

WHEREAS, the Personnel Officer, County Manager, the Human Services, Health and Education Committee and the Administration Committee have reviewed said position within the Public Health Department that requires a job title change and have approved the recommended change.

NOW THEREFORE, BE IT

RESOLVED, effective with the adoption of this resolution, the following position in the Public Health Department is hereby reclassified as follows:

Account Clerk-Typist, Grade VI ($26,867 to $37,928) to
Senior Account Clerk-Typist, Grade X ($31,880 to $45,006)

AND BE IT FURTHER RESOLVED, that the 2015 County Job Classification and Salary Schedule is hereby amended to reflect the above stated changes, and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Commissioner of Finance, Personnel Officer, and the Public Health Director.

Vote: Roll Call – Adopted.

RESOLUTION NO. 194-15

Introduced by J. Hauryski. Seconded by All Legislators Present.

RECOGNIZING THE SERVICE AND ACHIEVEMENTS OF OUTGOING COUNTY LEGISLATOR LAWRENCE P. CROSSETT.

WHEREAS, all members of the Steuben County Legislature would like to formally recognize and thank **LEGISLATOR LAWRENCE P. CROSSETT** for his years of service on the Steuben County Legislature.

NOW THEREFORE, BE IT

RESOLVED, that this Legislature is honored to recognize the service and achievements of **LEGISLATOR CROSSETT**, and publicly note its appreciation and thanks to him for his public service to the residents of Steuben County as a member of the Legislature commencing January 2008, representing District 3. During Larry's tenure on the Legislature, he served as Chairman of the Finance Committee; Vice Chairman of the Administration Committee, and

member of the AdHoc Health Services Review, AdHoc Office Space and Insurance Committees. Larry has also served with honor and distinction as a member of the InterCounty Association of Western New York; and be it further

RESOLVED, that the members of this Steuben County Legislature wish to thank **LAWRENCE P. CROSSETT** for his dedication, contributions and service to the residents of Steuben County.

Chairman Hauryski stated Mr. Crossett is a very dear friend and colleague. He is a Legislator who has had a lot of knowledge of the Finance Office and his knowledge will be missed. I know that Mr. Crossett is enjoying his time in Florida. We wish him well and will miss him.

Vote: Acclamation – Adopted.

RESOLUTION NO. 195-15

Introduced by J. Hauryski. Seconded by All Legislators Present.

RECOGNIZING THE SERVICE AND ACHIEVEMENTS OF OUTGOING COUNTY LEGISLATOR PATRICK F. McALLISTER.

WHEREAS, all members of the Steuben County Legislature would like to formally recognize and thank **LEGISLATOR PATRICK F. McALLISTER** for his years of service on the Steuben County Legislature.

NOW THEREFORE, BE IT

RESOLVED, that this Legislature is honored to recognize the service and achievements of **LEGISLATOR McALLISTER**, and publicly note its appreciation and thanks to him for his public service to the residents of Steuben County as a member of the Legislature commencing January 2004, representing District 4. During Pat's tenure on the Legislature, he served as Chairman and Vice Chairman of the Administration Committee; Chairman of the AdHoc Health Services Review Committee; Vice Chairman of the Public Works Committee; and member of the Public Safety & Corrections and Insurance Committees. Pat has also served with honor and distinction as the Vice Chairman of the Steuben County Legislature commencing January 2010; and be it further

RESOLVED, that the members of this Steuben County Legislature wish to thank Patrick F. McAllister for his dedication, contributions and service to the residents of Steuben County.

Chairman Haursyki stated we will miss you. You have served the Legislature well and thank you so much for your service.

Mr. McAllister stated thank you. He is reminded, as he prepares to say a few words, that when he was a boy there was an old man who came to church regularly and every time that he felt the service was too long, he would stand up and tap his watch (Mr. McAllister demonstrated). He would like to thank all of the Legislators, past and present, as they all had a lot of character and he respects them all. He also would like to thank the administrative staff, the department heads and all of the employees. Mr. McAllister stated twelve years ago he ran for the Board on a dare, but he grew to love it. In twelve years, you are bound to learn a few things and I did. I have learned the inner workings of the County and have learned the most from both Mr. Alger and Mr. Wheeler. I have been asked about how I feel about leaving. I will feel like I will be out of the loop. I will miss being a part of the decision-making process. I leave knowing that the County is in good hands. We all know change is inevitable, except from vending machines.

Vote: Acclamation – Adopted.

RESOLUTION NO. 196-15

Introduced by J. Hauryski. Seconded by All Legislators Present.

RECOGNIZING THE SERVICE AND ACHIEVEMENTS OF OUTGOING COUNTY LEGISLATOR WILLIAM A. PEOPLES.

WHEREAS, all members of the Steuben County Legislature would like to formally recognize and thank **LEGISLATOR WILLIAM A. PEOPLES** for his years of service on the Steuben County Legislature.

NOW THEREFORE, BE IT

RESOLVED, that this Legislature is honored to recognize the service and achievements of **LEGISLATOR PEOPLES**, and publicly note its appreciation and thanks to him for his public service to the residents of Steuben County as a member of the Legislature commencing January 2012, representing District 11. During Bill's tenure on the Legislature, he served as a member of the Agriculture, Industry and Planning, and Public Works Committees. Bill has also served with honor and distinction as a member of the Steuben County Legislature, having also served as a member of the Cooperative Extension Board of Directors and the Soil and Water Conservation District; and be it further

RESOLVED, that the members of this Steuben County Legislature wish to thank **WILLIAM A. PEOPLES** for his dedication, contributions and service to the residents of Steuben County.

Chairman Hauryski thanked Mr. Peoples for his wit and wisdom. He is sure that Mr. Peoples has shared his knowledge of agriculture with Mrs. Lando as members of the Cooperative Extension Board of Directors. It has been a pleasure working with you and we will miss you.

Mr. Peoples stated thank you. It has been a joy being on the Board. I have learned a lot and it has been a good experience. We have a great group of people and the staff has treated me very well. I will miss being a part of the planning.

Vote: Acclamation – Adopted.

RESOLUTION NO. 197-15

Introduced by C. Ferratella. Seconded by R. Lattimer.

SUPPORTING INCREASED ARTICLE 6 STATE AID FOR GENERAL PUBLIC HEALTH WORK.

WHEREAS, local health departments require adequate state funding as key partners of the New York State Department of Health in population health efforts to achieve statewide goals set in the New York State Prevention Agenda; and

WHEREAS, the current limits on base grants and State Aid combined with increasing administrative cuts and disallowances are creating a cascading negative financial impact on Local Health Departments and eroding their local public health infrastructure; and

WHEREAS, New York State has imposed a cap on property taxes that further restricts the ability of local government to fund core public health services.

NOW THEREFORE, BE IT

RESOLVED, that this Legislature calls on the Governor to compensate, within the 2016-2017 Executive Budget and subsequent budget years, for significant state funding cuts to Local Health Departments since 2010 by taking the following steps in the Article 6 State Aid for General Public Health Work base grants and reimbursement rates:

1. Instruct the Division of Budget and NYSDOH to end administrative actions that will result in further erosion of State Aid to Local Health Departments;
2. Increase the base grant with 100% reimbursement of local expenditures on core public health services for partial service counties from $500,000 to $550,000; for full service counties from $650,000 to $750,000; and the per capita rate of the base grant from $0.65 per capita to $1.30 per capita;
3. Increase the State Aid reimbursement rate for local health department expenditures beyond the base grant from 36% to 38%;
4. Reimbursement for new state mandated activities required of Local Health Departments at 100%.

RESOLVED, that the Clerk of the Legislature is hereby authorized and directed to forward certified copies of this resolution to Honorable Andrew M. Cuomo, New York State Governor, New York State Capitol Building, Albany, NY 12224; Honorable John J. Flanagan, Senate Majority Leader, 330 State Capitol Building, Albany, NY 12247; Honorable Jeffrey Klein, NYS Senate Coalition Co-Leader, 913 Legislative Office Building, Albany, NY 12247; Honorable Andrea Stewart-Cousins, Minority Leader, New York State Senate, 907 Legislative Office Building, Albany, NY 12247; Honorable Carl Heastie, Speaker, New York State Assembly, 522 Legislative Office Building, Albany, NY 12248; Honorable Joseph D. Morelle, Majority Leader, New York State Assembly, 926 Legislative Office Building, Albany, NY 12248; Honorable Brian M. Kolb, Minority Leader, New York State Assembly, 933 Legislative Office Building, Albany, NY 12248; Honorable Thomas M. O'Mara, New York State Senator, 415 Legislative Office Building, Albany, NY 12247; Honorable Philip A. Palmesano, New York State Assemblyman, 723 Legislative Office Building, Albany, NY 12248; Honorable Joseph M. Giglio, New York State Assemblyman, 439 Legislative Office Building, Albany, NY 12248; Honorable Bill Nojay, New York State Assemblyman, 527 Legislative Office Building, Albany, NY 12248; Honorable Tom Reed, 89 West Market Street, Corning, NY 14830; Honorable Charles E. Schumer, 15 Henry Street, Room 100 A-F, Binghamton, NY 13901; Honorable Kirsten Gillibrand, Kenneth B. Keating Federal Office Building, 100 State Street, Room 4195, Rochester, NY 14614; the New York State Department of Health and the Director of Steuben County Public Health.

Vote: Acclamation – Adopted.

Motion to adjourn Regular Session and Reconvene in Executive Session pursuant to Public Officers' Law, Article 7 105.1.D. Discussions Regarding Proposed, Pending or Current Litigation made by Mr. Roush, seconded by Mr. Van Etten and duly carried.

Motion to adjourn Executive Session and Reconvene in Regular Session made by Mrs. Lando, seconded by Mr. Hanna and duly carried.

Motion to adjourn made by Mrs. Lando, seconded by Mr. McAllister and duly carried.