

**REGULAR MEETING**  
**Morning Session**  
**Monday, April 25, 2016**  
**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 25<sup>th</sup> day of April, 2016, 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 Booth, Ferratella, and Weaver.

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

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

Wayne Wells, Cameron, presented his opinions regarding the Republican Party and the upcoming Presidential Election.

There being no further comments by members of the public, Chairman Hauryski declared the opportunity for public comment closed.

Ms. Muller stated nationally, April is recognized as Child Abuse Prevention Month. I would like to thank the Chairman of the Legislature for signing a proclamation recognizing April as Child Abuse Prevention Month, and for attending and presenting at the annual Pinwheels and Promises kickoff campaign sponsored by the Task Force. I would also take the opportunity to thank this Board and Mr. Wheeler for your continued support of this initiative and for all of the prevention programs operated by the County Youth Bureau and the Department of Social Services.

This marks the 22<sup>nd</sup> year for Steuben County's Task Force who is charged with promoting child abuse education and prevention activities throughout the year. A multitude of thanks go out to many including, Bill Caudill, our Youth Bureau Coordinator who chairs the Task Force; the Task Force members with representation from various youth agencies, schools, local business and other County departments; Edna Kayes, Assistant Director of Social Services who oversees the Child Protective/Preventive Division, and who also serves on the Task Force; and finally, a huge thanks to the rest of my staff; administration and both direct and indirect services staff.

This is not easy work. It comes with a multitude of challenges, system barriers and often heartbreak. In Steuben County, we have between 22,000 and 23,000 youth. Approximately 25 percent of these youth live in families whose incomes are below the federal poverty level, which for a family of four is \$24,300. Fifty percent of these children living below the federal poverty level are living in extreme poverty where the family income is below 50 percent of the federal poverty level, which equates to \$12,150 for a family of four. Another interesting statistic is that 50 percent of the total school-age children across Steuben County are in receipt of free or reduced school lunches. This does not account for those who are eligible but are too embarrassed or too proud to receive them.

The stress of poverty is often a factor in child abuse. We receive on average, upwards of 1,800 unduplicated child protective hotline reports each year. Strikingly, this represents reports made on 8 children out of every 100 children in our county. Approximately 25 percent of these reports are indicated with some credible evidence of abuse and/or neglect. The overall severity of our cases has dramatically increased. Behavioral health issues are most prevalent; alcohol and substance abuse, specifically Heroin, Crack, Cocaine and Opiates are at an all-time high. Mental health and developmental disabilities are also significant. While the work often appears insurmountable, we have proven prevention works. It requires commitment, perseverance and partnerships. Over the last several years, we have reduced foster care

placements over 50 percent by developing and implementing prevention services. This has been a collaborative effort. These outcomes result from individuals dedicating themselves to their work in serving the welfare of children. They give of themselves and of their time both in and outside normal work hours to help our communities to not only become educated, but to become part of the solution.

Having said that, I would like to recognize one of these individuals who has devoted her career to working with children and families in Steuben County. I would ask Sally Diaz to come to the podium. Sally Diaz was nominated for the Child Abuse Prevention Award by Susan Hooker who is the Director of Hornell Concern for Youth. Sally has served on the Task Force since its inception in 1994. For over 23 years, she has been employed by Arbor Development working in the domestic violence shelter. While her employment experiences varied, one area of her work remained constant. Recognizing her skills, her strengths and her compassion, she was assigned to work with the children and the families living at the shelter. Many years ago, while continuing to work, she attended Corning Community College and through the Honors Program, developed a support group for the kids at the shelter. This group continues today. Her nominator describes Sally as a special person. For years, she has volunteered her time at multiple events, including the Strong Kids/Safe Kids and Family Fling functions. She goes the extra mile. Not only does she volunteer her time, but she also donates supplies to make these events successful. She is described as patient, kind and friendly. She is a teacher to both the children and parents. Her smile is warm, accepting and contagious. She brings comfort to those around her. Her commitment is demonstrated by the time she gives of herself through the endless hours of volunteering and her belief in the cause. In her words, she likes what the Task Force stands for, promoting awareness.

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 Sally Diaz. *Congratulations!*

Ms. Diaz stated this is very thoughtful and she is honored to receive this. It was a total surprise.

***Motion approving the minutes of the previous meeting(s) made by Mr. Van Etten, seconded by Mr. Hanna and duly carried.***

Mrs. Hunter reminded the Legislature that April and May are Organ Donation Month. She also stated that today the Legislature will be considering a resolution memorializing the Governor and State Legislature to increase the amount of revenue counties receive from providing State DMV services. She stressed the importance of this as revenue generated from DMV is often used to offset other County costs.

Mr. Reed stated last month his Confidential Secretary, Anne Collson retired and is happily enjoying retirement. He is happy to introduce his new Confidential Secretary, Lisa Rodburn. She is already doing fabulous work and he thanked all of the departments for assisting with the transition.

#### **RESOLUTION NO. 070-16**

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.**

Pursuant to Section 2.07 of the Steuben County Charter.

**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 execute the necessary documentation to convey the recited parcel(s) to the grantee(s) upon receipt of the consideration indicated, pursuant to Real Property Tax Law §1166 and as approved by the Steuben County Finance Committee on April 12, 2016; 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 as upon the "Notice to Bidders and Terms of Sale" as applicable; and be it further

**RESOLVED**, as it appears to be in the best interest of the County to convey the property listed on Schedule "C" to the Village of Wayland, the Steuben County Commissioner of Finance is hereby authorized and directed to enter into an agreement by tax districts pursuant to Real Property Tax Law § 1136 and § 1150 (1), to convey the recited parcel to the Village of Wayland as approved by the Steuben County Finance Committee on October 13, 2015 and approved by resolution of the Board of Trustees of the Village of Wayland on November 9, 2015; 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 as upon the "Notice to Bidders and Terms of Sale" as applicable; 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 of the appropriate municipality; 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.	<u>A-1</u>
Name	<u>George Miller Farms LLC</u>
Parcel No.	<u>119.00-03-011.000</u>
Municipality	<u>Town of Wayne</u>
Disposition	<u>Correction / Refund</u>

Resolution No.	<u>A-2</u>
Name	<u>Michael K. Mattison Sr.</u>
Parcel No.	<u>370.00-01-024.115</u>
Municipality	<u>Town of Lindley</u>
Disposition	<u>Split</u>

Resolution No.	<u>A-3</u>
Name	<u>Maureen and Ronald W. Kurtz</u>
Parcel No.	<u>106.00-01-005.000</u>
Municipality	<u>Town of Wayne</u>
Disposition	<u>Correction / Refund</u>

SCHEDULE "B"

Resolution No.	B-1
Former Owner	West, Richard L. Sr.
In Rem Index No.	2014-1414CV
Parcel No.	247.16-01-020.110
Municipality	Town of Hornby
Grantee(s)	Corning Beaver Dams Village, LLC
Grantee(s) Address	605 County Route 24, East Chatham, NY 12060
Consideration	\$15,305.00 including recording fees

SCHEDULE "C"

Resolution No.	C-1
Former Owner	Frank and Vanette Wadsworth
In Rem Index No.	78446
Parcel No.	003.13-02-044.000
Municipality	Village of Wayland
Grantee(s)	Village of Wayland
Grantee(s) Address	15 N. Main Street, Wayland, NY 14572
Consideration	Conveyance pursuant to RPTL § 1150 (1)

Mr. Mullen asked about the transaction to the Village of Wayland. Mr. Donnelly explained this was previously the site of an old gas station that had some environmental contamination that was cleaned up. We are conveying this property to the Village of Wayland in satisfaction of tax liens.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 071-16**

Introduced by J. Hauryski.

Seconded by G. Roush.

**RECEIVING AND ACCEPTING THE APRIL 25, 2016 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 21, 2016**

NYS Department of Taxation & Finance, Office of Real Property Tax Services – Re: Notice of 2016 Oil and Gas unit of Production Values. *Referred to: Wendy Flaitz, Real Property Director; and Patrick Donnelly, Commissioner of Finance.*

**March 28, 2016**

Steuben Tobacco Asset Securitization Corporation – Annual report from the Steuben Tobacco Asset Securitization Corporation for the fiscal year ending 12/31/2015. *Referred to: Joseph Hauryski, Steuben County Legislature Chairman.*

NYS Department of Public Service – Re: Notice of public hearings regarding New York State Electric & Gas Corporation and Rochester Gas & Electric Corporation's proposal to close three walk-in offices. *Referred to: filed with the Clerk of the Legislature, Brenda Mori.*

**March 30, 2016**

New York State Association of Counties – Re: Notification of available grant funding in the FY2016 Federal Budget through the POWER (POWER+) Plus program to ensure economic stability to communities seeking clean, renewable energy sources. To submit a pre-application for funding, visit <https://power.arc.gov/> or to view the complete funding announcement of the POWER+ Plan visit <http://eda.gov/power/power2016funds>. *Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.*

**April 4, 2016**

Town of Troupsburg – Re: Correspondence letter on the reconstruction of the Cook Hollow Road Bridge. *Referred to: Public Works Committee; and Vincent Spagnoletti, Commissioner of Public Works.*

NYS Office for the Aging – Re: Notification of Grant Award and approved application the New York Connects Program for the period of October 1, 2015 through September 30, 2016. *Referred to: Human Services/Health & Education Committee; and Patricia Barody, OFA Director.*

NYS Office for the Aging – Re: Notification of revised Grant Award and Annual Implementation plan budget for the Title III-B, Title III-C-1, Title III-C-2, Title III-D and Title III-E programs for the period of January 1, 2015 through December 31, 2015. In addition, revised Notification of Grant Awards and Annual Implementation Plan budgets for CSE, WIN, and EISEP programs for the period of April 1, 2015 through March 31, 2016. *Referred to: Human Services/Health & Education Committee; and Patricia Barody, OFA Director.*

Western Regional Off-Track Betting Corporation – Re: Check #57386 in the amount of \$2,489, which represents the February 2016 surcharge revenue for Steuben County. *Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.*

**April 6, 2016**

NYS Agriculture and Markets – Re: Notification of the eight (8) year review of the Steuben County Agricultural District#7 is due. Forms and review procedures are available on the following links: <http://www.agmkt.state.ny.us/Programs.html> and <http://www.agmkt.state.ny.us/AP/agservices/agdistricts.html>. *Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.*

**April 11, 2016**

New York State Association of Counties – Re: Announcing the 2016-2017 New York State budget provides important new opportunities for financing projects at the local government level. NYSAC encourages local governments to submit projects and funding needs at your earliest opportunity. *Referred to: Jack Wheeler, County Manager.*

Binghamton University – Re: Binghamton University Start-up NY Campus Plan Amendment 4 dated 3/10/2016. *Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.*

**Vote: Acclamation – Adopted.**

**RESOLUTION NO. 072-16**

Introduced by G. Swackhamer.

Seconded by R. Nichols.

**AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO ESTABLISH A TIPPING FEE FOR PUBLIC SECTOR LOADS OF MIXED MUNICIPAL SOLID WASTE DELIVERED TO STEUBEN COUNTY TRANSFER STATIONS.**

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

**WHEREAS**, the County operates municipal solid waste transfer stations in the Towns of Erwin, Hornell and Wayland with combined registered permitted capacity of 37,500 tons per year; and

**WHEREAS**, the transfer stations receive a combined estimated 16,000 tons per year, making available a combined estimated 21,500 tons per year of permitted capacity; and

**WHEREAS**, there are local and regional public sector entities engaged in the collection of mixed municipal solid waste that are not currently delivering to County facilities; and

**WHEREAS**, the County desires to encourage local and regional public sector entities to contract with the County for the disposal of municipal solid waste through the County transfer stations; and

**WHEREAS**, the current tip fee at the transfer stations is \$59.00/ton and the County wants to establish a contractual public sector tip fee of \$44.00/ton delivered to said transfer stations; and

**WHEREAS**, for consideration of the reduced tip fee the public sector entity must enter into a three (3) year disposal agreement with provisions for renegotiating terms and conditions mutually agreed to by and of the parties for an additional two (2), one (1) year extensions with the County.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Legislature does hereby authorize the Commissioner of Public Works to establish a contractual tip fee of \$44.00/ton for disposal of mixed MSW from public sector entities at said transfer stations; and be it further

**RESOLVED**, the \$44.00/ton tip fee will be granted upon execution of a contract with the County; and be it further

**RESOLVED**, the new tip fee for mixed MSW delivered at said transfer stations shall take effect on May 1, 2016; and be it further

**RESOLVED**, that the Legislature delegates the authority to approve public sector solid waste agreements to the Public Works Committee in accordance with this resolution; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the Commissioner of Public Works.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 073-16**

Introduced by G. Swackhamer.

Seconded by D. Farrand.

**AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO ENTER INTO AN INTER-MUNICIPAL AGREEMENT WITH ALFRED STATE COLLEGE.**

**WHEREAS**, Steuben County owns and operates a solid waste transfer facility located in the Town of Hornellsville designed and permitted for the transfer of municipal solid waste to the County landfill located in the Town of Bath; and

**WHEREAS**, the transfer facility is authorized to transfer 12,500 tons per year of solid waste, the transfer facility currently has excess capacity within that annual limit of approximately 9,000 tons per year, and the landfill has capacity available; and

**WHEREAS**, Steuben County is willing to make capacity available for the transfer of municipal solid waste from Alfred State College or from those with whom Alfred State College contracts with for the disposal of solid waste; and

**WHEREAS**, Alfred State College desires to contract with Steuben County to provide for the disposal of approximately 600 tons per year of municipal solid waste at a rate of \$44.00/ton at the transfer station for a period of three (3) years with provisions for renegotiating terms and conditions mutually agreed to by and of the parties for an additional two (2), one (1) year extensions; and

**WHEREAS**, the parties are desirous of entering into an intergovernmental cooperation agreement for said purposes.

**NOW, THEREFORE, BE IT**

**RESOLVED**, the Commissioner of Public Works is hereby authorized to enter into an intergovernmental cooperation agreement with Alfred State College or with those whom Alfred State College contracts with for the disposal of municipal solid waste at the Steuben County Hornell Transfer Station for \$44.00/ton; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the Commissioner of Public Works.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 074-16**

Introduced by D. Farrand.

Seconded by J. Malter.

**AUTHORIZING AN AGREEMENT FOR THE INSTALLATION AND OPERATION OF THE NEW YORK STATE EARLY WARNING WEATHER DETECTION SYSTEM AT THE CALL HILL TOWER SITE.**

**WHEREAS**, The Research Foundation, on behalf of University at Albany, is the recipient of a New York State Division of Homeland Security and Emergency Services grant to support the development of the New York State Early Warning Weather Detection System; and

**WHEREAS**, the network will provide state and local government officials with access to real-time data and robust predictive models, enabling emergency management decision-makers to better plan and mitigate for extreme and devastating weather events; and

**WHEREAS**, Steuben County is the fee simple owner of a certain parcel of land, located at 942 Call Hill Road, Hartsville, New York, hereinafter referred to as the Call Hill Tower Site, deemed suitable for locating a mesonet station; and

**WHEREAS**, the parties recognize the benefits and importance to observe mesoscale meteorological and environmental data; and

**WHEREAS**, Steuben County will provide the Foundation the right to access, use and occupy, at no cost, the Site for the purposes of the Project for 30 years from the date of execution; and

**WHEREAS**, Installation, maintenance, operation, inspection, repair, replacement, and removal of the Facilities, and any work which may subsequently become necessary with respect thereto, shall be performed only at such time or times as may be acceptable to Steuben County or its duly authorized officer or representative.

**NOW, THEREFORE, BE IT**

**RESOLVED**, The Steuben County Legislature authorizes the County Manager to sign the said agreement and thereby bind the respective parties.

**RESOLVED**, that a certified copy of this resolution shall be forwarded to Director of the Emergency Management Office; and The Research Foundation for the State University of New York, 1400 Washington Ave., MSC 216, Albany, NY 12222.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 075-16**

Introduced by R. Lattimer.

Seconded by H. Lando.

**DESIGNATING THE COUNTY OF STEUBEN AS THE LEAD AGENCY FOR THE SEQRA COMPLIANCE FOR THE PROPOSED REPLACEMENT OF THE STEUBEN COUNTY COURTHOUSE ROOF.**

**WHEREAS**, the County has proposed a replacement project for the Steuben County Courthouse roof; and

**WHEREAS**, planning of said project necessitates compliance with the State Environmental Quality Review Act (SEQRA).

**NOW THEREFORE BE IT**

**RESOLVED**, the County of Steuben acting through its Agriculture, Industry and Planning Committee be, and the same hereby is, designated as the lead agency for purposes of compliance with SEQRA; and be it further

**RESOLVED**, that certified copies of this resolution shall be forwarded to the Planning Director.

Mr. Van Etten commented the Courthouse has a roof and we are putting another roof on. How does that have anything to do with SEQRA? Mr. Reed replied this is a Type II maintenance action and under SEQRA we are required to file a designation of Steuben County as the lead agency. Since we are represented by a Board of Legislators, the law requires a resolution.

Mr. Wheeler stated we are looking at a potentially different roofing material and that ties in both with SEQRA, as well as the State Historic Preservation Office. We are looking at more sustainable options that will also retain the historic integrity of the courthouse.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 076-16**

Introduced by H. Lando and S. Van Etten.

Seconded by G. Swackhamer.

**ACCEPTING AND APPROPRIATING THE ELDER ABUSE AND OUTREACH PROGRAM GRANT.**

**WHEREAS**, as part of the NYS Office for the Aging's Elder Abuse Education and Outreach Program, (EAEOP) funding is being provided through the Monroe County Office for the Aging to be administered by Lifespan of Greater Rochester for elder abuse prevention, education and training programs across New York State; and

**WHEREAS**, Lifespan has awarded Steuben County \$6,253.43 as requested and additionally approved the plan detail as submitted by Steuben County Department of Social Services; and

**WHEREAS**, the Steuben County Department of Social Services plan states EAEOP funds will help provide for training and coordination that enlists others in these efforts, easing the burden of effective response while also mobilizing

the community, and includes distribution of educational materials, training, advertising and support for previously appropriated Salary and Fringe (\$2,378.43); and

**WHEREAS**, the partners involved in this project include the Institute for Human Services and TRIAD, a SALT Council (Seniors and Lawmen Together), a joint venture of police agencies, senior service organizations, Steuben County Office for the Aging and RSVP and older persons, designed to educate and reduce crime against our county’s older residents; and

**WHEREAS**, the Steuben County Office for the Aging acts as lead for the TRIAD committee and is designated to assist in 5 community trainings; and

**WHEREAS**, the Steuben County Department of Social Services desires to enter into a contract with the Steuben County Office for the Aging to provide and assist in the 5 community trainings, and

**WHEREAS**, Steuben County Office for the Aging and RSVP will utilize the funds to support TRIAD’s collaborative involvement in the 5 community trainings;

**NOW THEREFORE, BE IT**

**RESOLVED**, Steuben County accepts and appropriates these funds in the 2016 Steuben County Budget as follows:

Expenditures:

677900 5440121	IHS Project CARE (OFA)	\$500.00
677900 5471000	Employee Mileage (OFA)	\$100.00
677900 5479300	Volunteer Training (OFA)	\$650.00
601000 5444000	Contracts for Services (DSS)	\$1,250.00
601000 5407200	Conference & Training	\$625.00
601000 5406000	Supplies	\$1,650.00
601000 5419100	Advertising	\$350.00

Revenues:

601000 43610000	State Revenues	\$6,253.43
677 900 42801900	Interdepartmental/ Fund Revenue	\$1,250.00

**BE IT FURTHER RESOLVED** that certified copies of this resolution be forwarded to the Commissioner of Social Services, the Director of the Office for the Aging and the Commissioner of Finance.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 077-16**

Introduced by J. Hauryski.

Seconded by G. Roush.

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

Pursuant to Section 12.20 of the Steuben County Charter and Section 7 of the Soil Conservation District Law of the State of New York.

**WHEREAS**, the Chairman of the Steuben County Legislature has recommended that **Robert V. Nichols, District 11**, be appointed to fill the Legislative Representative Vacancy on the Soil and Water Conservation District Board of Directors.

**NOW THEREFORE, BE IT**

**RESOLVED**, that **Robert V. Nichols, District 11**, be appointed to fill the unexpired term of William A. Peoples, Jr. as Legislative Representative to the Soil and Water Conservation District Board of Directors through December 31, 2016; and be it further

**RESOLVED**, the member shall serve without compensation except for necessary expenses, upon presentation of receipts related to the fulfillment of their duties on the Soil and Water Conservation District Board of Directors; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the above-named appointee; 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. 078-16**

Introduced by B. Schu.

Seconded by A. Mullen.

**MEMORIALIZING THE GOVERNOR AND THE NEW YORK STATE LEGISLATURE TO INCREASE THE SHARE OF REVENUE COUNTIES RETAIN FOR PROVIDING STATE DMV SERVICES.**

**WHEREAS**, 51 of the 62 New York counties are mandated by the State to operate a local Department of Motor Vehicles (DMV) Office; and

**WHEREAS**, this local DMV operation is one of many examples of shared services that counties provide for the state; and

**WHEREAS**, under current law the Steuben County Clerk pays 87.3% of the fees collected from work performed by the County operated DMV to the State; and

**WHEREAS**, the remaining 12.7% county share has not been increased since 1999, yet the amount of work required by the local DMV offices has increased in that same time period; and

**WHEREAS**, local DMV offices process many no fee transactions on behalf of the state and provide numerous customer services; and

**WHEREAS**, the Governor and State Legislature have repeatedly stated that lowering property tax burden on local residents is a key priority; and

**WHEREAS**, increasing the county DMV revenue sharing rate will provide counties with needed revenue to continue to provide necessary local government services and reduce pressure on property taxes without increasing costs or fees to local residents; and

**WHEREAS**, there is a clear inequity present when a county DMV provides all the services, including overhead and staffing needs, to fulfill these DMV services needed for state residents, yet the State takes 87.3% of the revenue generated from providing these services; and

**WHEREAS**, the New York State Association of County Clerks (NYSACC) strongly supports Senate Bill S4964B (Ritchie)/Assembly Bill A8201 (Brindisi) which would increase the DMV revenue to counties and provide a more equitable share in order to run DMV offices and help offset county property taxes.

**NOW, THEREFORE, BE IT RESOLVED** that the Steuben County Legislature supports New York State Senate Bill S4964B and New York State Assembly Bill A8201, which would increase the counties' share of Department of Motor Vehicles (DMV) Revenue to provide a more equitable share for counties and to urge the NYS Senate and Assembly to approve Senate Bill S4964B and Assembly Bill A8201; and

**BE IT FURTHER RESOLVED** that the Clerk of the Legislature forward 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 Patty Ritchie, New York State Senator, Legislative Office Building, Room 412, Albany, NY 12247; Honorable Anthony Brindisi, New York State Assemblyman, 538 Legislative Office Building, Albany, NY 12248; Honorable John Marren, President, InterCounty Association of Western New York, c/o Ontario County Board of Supervisors, Ontario County Office Building, 20 Ontario Street, Canandaigua, NY 14424; and Stephen J. Acquario, Esq., Executive Director, New York State Association of Counties, 540 Broadway, Albany, NY 12207.

**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 and Article 7§ 105.1.D. Discussions regarding Proposed, Pending or Current Litigation made by Mr. Mullen, seconded by Mr. Malter and duly carried.*

*Motion to Adjourn Executive Session and Reconvene in Regular Session made by Mr. Swackhamer, seconded by Mr. Van Etten and duly carried.*

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