

REGULAR MEETING
Morning Session
Monday, March 28, 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 28th day of March, 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 present except Legislators Booth, Hanna and Weaver.

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

Chairman Hauryski asked Robert Conrad to come forward. Mr. Conrad is an employee in the 911 Department. He presented him with a Certificate of Appreciation and a pin in recognition of his 10 years of service to Steuben County.

Chairman Hauryski asked Linda Herrington to come forward. Mrs. Herrington is an employee in the Risk Manager's Department. He presented her with a Certificate of Appreciation and a watch in recognition of her retirement with 20 years of service to Steuben County. *Congratulations!*

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 plaque in recognition of her retirement with 25 years of service to Steuben County. Mr. Reed stated that he would just like to make a few comments about Anne. When you serve publicly, it is the little things that make a big difference. Anne has made a big difference for many years. We will miss her dearly. *Congratulations!*

Chairman Hauryski asked Tom Sears to come forward. Mr. Sears is an employee in the Planning Department. He presented him with a Certificate of Appreciation and a plaque in recognition of his retirement with 32 years of service to Steuben County. *Congratulations!*

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 County of Steuben Local Law Tentatively No. One for the Year 2016, Amending Local Law No. Two of the Year 1978, Relative to Written Notice of Defect. 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 1, 2, 3, 5 and 6 During the 2016 Annual Thirty-Day Review Period. 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. Maio, seconded by Mrs. Ferratella and duly carried.

Mrs. Ferratella announced the Hall of Fame Committee will be holding the Annual Hall of Fame Banquet on Saturday, April 16th at the Bath Presbyterian Church. The reception begins at noon. All legislators will be receiving an invitation.

Mr. Wheeler informed the committee that the AdHoc Office Space Committee members will be touring the Hornell Courthouse and the Seneca Street facility on April 12th following the Finance Committee meeting. We will have two motor pool vehicles available and will begin the tour at the Hornell Courthouse at approximately 11:30 a.m.

Chairman Hauryski announced the Youth In Government Simulated Session will be held in the Chambers on Thursday, April 7th at 11:00 a.m.

Ms. Mori announced the annual group photo of the Legislature will be done following the April Legislative Meeting.

Chairman Hauryski asked Judy Hunter to come forward. Mrs. Hunter is the County Clerk. He presented her with a Certificate of Appreciation and a pin in recognition of her 20 years of service to Steuben County.

Mr. Roush reminded the Legislators that it can be very difficult to hear the discussion in the Chambers, especially if they are hearing-impaired. He asked Legislators to be mindful of turning off their microphones when they are not speaking, and turning them on when they are making comments or asking questions.

RESOLUTION NO. 056-16

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, 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 acquisition of a permanent easement with respect to lands adjoining the Steuben County parcel(s) contained in Schedule "B", to grant to Steuben County the right of ingress and egress to County property across the easterly portion of the servient estate, as it is in the best interests of the County to do so; and the Commissioner of Public Works is hereby authorized to pay landowner "Mullen Trust", aka Mack J. and Verna C. Mullen, the sum of \$1,500.00 as payment in full for the recited permanent easement, upon execution and filing of the easement agreement with the Steuben County Clerk; 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 a certified copy of this resolution contained in Schedule "B" shall be forwarded to the Commissioner of Public Works, the Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, and the grantor.

SCHEDULE "A"

Resolution No. A-1
 Name Tammy Hurd
 Parcel No. 197.11-06-016.000
 Municipality Village of Canisteo
 Disposition Split

Resolution No. A-2
 Name Erastus, LLC
 Parcel No. 298.00-01-022.110
 Municipality Town of Erwin
 Disposition Court-ordered Assessment Correction

Resolution No. A-3
 Name Erastus, LLC
 Parcel No. 298.00-01-022.120
 Municipality Town of Erwin
 Disposition Court-ordered Assessment Correction

Resolution No. A-4
 Name Erastus, LLC
 Parcel No. 298.00-01-022.200
 Municipality Town of Erwin
 Disposition Court-ordered Assessment Correction

Resolution No. A-5
 Name Erastus, LLC
 Parcel No. 298.00-01-022.300
 Municipality Town of Erwin
 Disposition Court-ordered Assessment Correction

Resolution No. A-6
 Name Erastus, LLC
 Parcel No. 298.00-01-022.400
 Municipality Town of Erwin
 Disposition Court-ordered Assessment Correction

Resolution No. A-7
 Name Erastus, LLC
 Parcel No. 298.00-01-022.500
 Municipality Town of Erwin
 Disposition Court-ordered Assessment Correction

Resolution No. A-8
 Name Erastus, LLC
 Parcel No. 298.00-01-022.700
 Municipality Town of Erwin
 Disposition Court-ordered Assessment Correction

Resolution No. A-9
 Name Erastus, LLC
 Parcel No. 298.00-01-022.800
 Municipality Town of Erwin
 Disposition Court-ordered Assessment Correction

SCHEDULE "B"

Resolution No.	<u>B-1</u>
Name	<u>Mullen Trust (Mack J. and Verna C. Mullen)</u>
Dominant Estate Parcel Nos.	<u>250.00-01-003.000 and 250.00-01-028.000</u>
Servient Estate Parcel No.	<u>250.00-01-002.100</u>
Municipality	<u>Town of Hartsville</u>
Disposition	<u>Permanent Easement [ingress/egress roadway]</u>

Mr. Mullen stated that he would be abstaining as his parents have property listed on this resolution.

Vote: Roll Call - Adopted. Yes – 7630; No – 0; Absent – 1645; Abstained – 597
(Absent – Legislators Booth, Hanna and Weaver; Abstained – Legislator Mullen)

RESOLUTION NO. 057-16

Introduced by J. Hauryski.

Seconded by G. Roush.

RECEIVING AND ACCEPTING THE MARCH 28, 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:

February 16, 2016

NYS Homes and Community Renewal – Re: Grant Agreement 60-Day Completion Notice for the New York State Community Development Block Grant (NYS CDBG Project#1115HR3-13) ends April 10, 2016. *Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.*

NYS Department of Environmental Conservation – Re: Draft investigation work plan for the Brownfield Site is available for public comment on the Former Corning Hospital and Related Parcels located at 176 East Denison Parkway, Corning, N.Y. 14830. Written comments are being accepted from February 12, 2016 through March 14, 2016. Referred to: *A.I.P. Committee; Amy Dlugos, Planning Director; and Steuben County Environmental Management Council.*

February 17, 2016

Southern Tier Central Regional Planning & Development Board – Re: Request for Steuben County to help sponsor the Regional Leadership Conference scheduled on March 31st at Corning Community College in the amount of \$1,000. *Referred to: Joseph Hauryski, Steuben County Legislature Chairman.*

February 19, 2016

Bishop Sheen Ecumenical Housing Foundation – Re: Notification of available program services for Steuben County. *Referred to: Human Services/Health & Education Committee; Patty Baroody, OFA Director; Dan McRae, Director of Veterans Services; and Amy Dlugos, Planning Director.*

February 22, 2016

Assemblyman Joseph M. Giglio – Re: Correspondence letter on the concerns with the Executive Budget in determining the Tax Levy Growth Factor for local taxing jurisdictions and IDA projects. *Referred to: A.I.P. Committee; Joseph Hauryski, Steuben County Legislature Chairman; and Jack Wheeler, County Manager.*

February 23, 2016

Seagate Alliance – Re: Annual Disclosure Notice in compliance with the Medicare/Medicaid Fraud and Abuse Law. *Referred to: Human Services/Health & Education Committee; Darlene Smith, Public Health Director and Kathryn Muller; Commissioner of Social Services.*

February 29, 2016

Assemblyman Bill Nojay – Re: Correspondence letter on urging support for Assembly bill A.3611 in the adopted FY 2016-2017 State Budget. *Referred to: A.I.P. Committee; Joseph Hauryski, Steuben County Legislature Chairman; and Jack Wheeler, County Manager.*

Harris Beach, PLLC, Attorneys at Law — Re: Steuben County Industrial Development Agency and Corning Properties, Inc. distribution of RP-412-a form and tax agreement. *Referred to: Finance and Administration Committees; Patrick Donnelly, Commissioner of Finance; Wendy Flaitz, RPTSA Director; and Alan Reed, County Attorney.*

March 2, 2016

Western Regional Off-Track Betting Corporation – Re: Check in the amount of \$2,452, which represents the January 2016 surcharge revenue for Steuben County. *Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.*

March 3, 2016

NYS Parks, Recreation and Historic Preservation – Re: Notification of the Temple Beth El located at 12 Church Street, Hornell, NY 14843 is now listed on the National Register of Historic Places. *Referred to: A.I.P. Committee; and Eleanor Silliman, County Historian.*

March 7, 2016

NYS Homeland Security and Emergency Services – Re: Notification of being awarded \$130,000 under the FY2016 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.*

NYS Homeland Security and Emergency Services – Re: Notification of being awarded \$42,080 under the FY2016 Emergency Management Performance Grant (EMPG). *Referred to: Public Safety & Corrections Committee; and Tim Marshall, EMO Director.*

NYS Department of Transportation – Re: Notification of recently sent vouchers to the State Comptroller that distributes the remaining SFY 2015-2016 Statewide Mass Transportation Operating Assistance (STOA) appropriation balances for the upstate formula bus systems. *Referred to: Amy Dlugos, Planning Director.*

March 11, 2016

NYS Department of Transportation – Re: Department of Transportation official order of abandonment #H2597. *Referred to: Public Works Committee; Vince Spagnoletti, Commissioner of Public Works; Patrick Donnelly, Commissioner of Finance; and Alan Reed, County Attorney.*

March 14, 2016

NYS Office for the Aging – Re: Second notification of grant award (NGA) for the federal fiscal year 2016 (FFY2016) Nutrition Services Incentive Program (NSIP). *Referred to: Human Services/Health & Education Committee; and Patty Barody, OFA Director.*

New York State Electric & Gas – Re: Natural Gas Emergency Response Training. *Referred to: Public Safety & Corrections Committee; and Tim Marshall, EMO Director.*

NYS Department of Public Service – Re: Notice of public statement hearings on the proposed increases to delivery rates for New York State Electric & Gas Corporation and Rochester Gas & Electric Corporation electric and gas customers. *Referred to: filed with the Clerk of the Legislature, Brenda Mori.*

March 16, 2016

Steuben County Hunger Coalition – Re: 2015 Steuben County Hunger Coalition Statistics. *Referred to: Human Services/Health & Education Committee; Patty Barody, OFA Director; and Kathryn Muller, Commissioner of Social Services.*

Mr. Van Etten asked with regard to correspondence received on March 11th from the New York State Department of Transportation, what was abandoned? Mr. Donnelly replied the NYS Department of Transportation (NYSDOT) had an old right-of-way that they abandoned back to the County.

Vote: Acclamation – Adopted.

RESOLUTION NO. 058-16

Introduced by B. Schu.

Seconded by J. Malter.

FINAL ADOPTION OF LOCAL LAW TENTATIVELY NO. ONE FOR THE YEAR 2016, AMENDING LOCAL LAW NO. TWO OF THE YEAR 1978, RELATIVE TO WRITTEN NOTICE OF DEFECT.

Pursuant to Section 2.07(5) of the Steuben County Charter and Section 10 of the Municipal Home Rule Law.

WHEREAS, there has been duly presented to the members of the Steuben County Legislature on February 22, 2016, County of Steuben Local Law Tentatively No. One for the Year 2016, Amending Local Law No. Two of the Year 1978, Relative to Written Notice of Defect, and this Legislature by resolution, preliminarily adopted said Local Law on February 22, 2016, making the final adoption of said Local Law subject to a Public Hearing to be held on March 28, 2016; 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 28, 2016, 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 2016, 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 2016**

A Local Law, Amending Local Law No. Two of the Year 1978, Relative to Written Notice of Defect.

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

SECTION 1. No civil action shall be maintained against the County of Steuben, the Steuben County ~~Superintendent~~ Commissioner of Highways Public Works or any employee of the County of Steuben for damages or injuries to person or property sustained by reason of any highway, bridge, ~~or~~ culvert, or any other property owned by the County of Steuben or any property owned by any improvement district therein, being defective, out of repair, unsafe, dangerous, or obstructed unless written notice of such defective, unsafe, dangerous or obstructed condition of such highway bridge, ~~or~~ culvert or any other property owned by the County of Steuben, or any property owned by any improvement district, was actually given to the Clerk of the Steuben County ~~Clerk Legislature~~ or the Steuben County ~~Superintendent~~ Commissioner of Highways Public Works, and there was a failure or neglect within a reasonable time after the giving of such notice to repair or remove the defect, danger or obstruction complained of; but no action shall be maintained for damages or injuries to person or property sustained solely in consequence of the existence of snow or ice upon any town, state, or county highway, bridge, ~~or~~ culvert; or any other property owned by the County of Steuben or any property owned by any improvement district of the County of Steuben unless written notice thereof, specifying the particular place, was actually given to the Clerk of the Steuben County ~~Clerk Legislature~~ or the Steuben County ~~Supertintendent~~ Commissioner of Highways Public Works and there was a failure or neglect to cause such snow or ice to be removed, or to make the place otherwise reasonably safe within a reasonable time after the receipt of such notice.

SECTION 2. No civil action shall be maintained against the County of Steuben and/or the Steuben County Commissioner of Public Works for damages or injuries to person or property sustained by reason of any defect in the sidewalks of the existence of snow or ice upon any of its sidewalks, unless such sidewalks have been constructed or are maintained by the County of Steuben and/or the Steuben County Commissioner of Public Works and/or the Steuben County Superintendent of Buildings and Grounds pursuant to law, nor shall any action be maintained for damages or injuries to person or property sustained by reason of such defect or in consequence of such existence of snow or ice unless

written notice thereof, specifying the particular place, was actually given to the Clerk of the Steuben County Legislature or to the Steuben County Commissioner of Public Works and there was a failure or neglect to cause such defect to be remedied, such snow or ice to be removed, or to make the place otherwise reasonably safe within a reasonable time after the receipt of such notice.

SECTION 3. The Steuben County ~~Superintendent~~ Commissioner of Highways ~~Public Works~~ shall transmit in writing to the Clerk of the Steuben County Clerk Legislature within five (5) days after the receipt thereof all written notices received by him pursuant to this local law and the Clerk of the Steuben County Clerk Legislature shall keep an indexed record, in a separate book, of all written notices which he shall receive of the existence of such defective, unsafe, dangerous or obstructed condition, or of such snow or ice, which record shall state the date of receipt of the notice, the nature and location of the condition stated to exist, and the name and address of the person from whom the notice is received. The Clerk of the Steuben County Clerk Legislature shall preserve the record of each notice for a period of at least ~~five (5)~~ six (6) years after the date it is received.

SECTION 4. The Clerk of the Steuben County Clerk Legislature shall transmit in writing to the Steuben County ~~Superintendent of Highways~~ Commissioner of Public Works and/or the Steuben County Superintendent of Buildings and Grounds, as applicable, within five (5) days after receipt thereof a copy of any written notice of defect, unsafe, dangerous or obstructed conditions filed in accordance herewith, which has not previously been filed with the Steuben County ~~Superintendent of Highways~~ Commissioner of Public Works, and the notices shall be properly recorded in the records of the ~~Steuben County Highway Department~~ and the Steuben County Commissioner of Public Works and/or the Steuben County Superintendent of Buildings and Grounds, as applicable, shall take any and all corrective action with respect thereto, as soon as reasonably practicable.

SECTION 5. This local law shall take effect immediately upon its filing in the office of the Secretary of State in accordance with the provisions of the Municipal Home Rule Law of the State of New York.

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 February 22, 2016 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 2016, 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, Commissioner of Public Works, Superintendent of Buildings and Grounds, Risk Manager, and the County Attorney.

Vote: Roll Call – Adopted.

RESOLUTION NO. 059-16

Introduced by G. Swackhamer.

Seconded by H. Lando.

AUTHORIZING THE PURCHASE OF PROPERTY ADJACENT TO THE COUNTY’S CALL HILL PROPERTY IN THE TOWN OF HARTSVILLE.

WHEREAS, the County of Steuben (“the County”) owns a piece of landlocked property off Call Hill Road in the Town of Hartsville, designated as parcel no. 250.00-01-028.000; and

WHEREAS, the County desires to purchase a fifty (50) acre parcel of land, parcel no. 250.00-01-003.000, which lies adjacent to County parcel no. 250.00-01-028.000, from Joseph F. Townsend, for the purpose of accessing the County’s landlocked property in order to provide access for lawful uses thereon; and

WHEREAS, Joseph F. Townsend, the grantor, in consideration of ten thousand dollars (\$10,000.00) to be paid by the County, the grantee, desires to sell this fifty (50) acre parcel of land to the County.

NOW THEREFORE, BE IT

RESOLVED, that this Steuben County Legislature duly convened does hereby approve of purchasing a fifty (50) acre parcel of land, parcel no. 250.00-01-003.000, from Joseph F. Townsend, for ten thousand dollars (\$10,000.00) for the purpose of accessing the County’s landlocked parcel no. 250.00-01-028.000 in order to provide access for lawful uses thereon; and be it further

RESOLVED, that the County Manager is hereby authorized and directed to execute any and all documents necessary to acquire this parcel; and be it further

RESOLVED, that certified copies of this resolution shall be filed with the Steuben County Clerk, the Commissioner of Public Works, and the Director of the Real Property Tax Service Agency.

Mr. Roush stated this resolution pertains to 50 acres of land that is landlocked and is reforestation land that is not really saleable. He asked the Commissioner of Finance to provide an inventory of properties that the County owns. We currently own 395 acres with deed restrictions for reforestation and this resolution would add another 50 acres of deed restricted land. This is a bad investment as we are purchasing this property to gain a sliver of property that is needed for access to the landlocked parcel. There may be a less expensive way to solve this problem.

Mr. Wheeler stated we had a conversation about a less expensive way to obtain an easement, however, the property owner was not interested. This was the only option the property owner wanted. We also do not believe that this additional 50 acres would be part of the reforestation program. Our property on Call Hill is.

Vote: Roll Call – Adopted.

RESOLUTION NO. 060-16

Introduced by B. Schu and S. Van Etten.

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 \$800 each and court-ready appraisal estimates of \$10,000 each; 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 \$3,600 each.

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 \$3,600 in and for each recited proceeding; 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. 061-16

Introduced by C. Ferratella.

Seconded by R. Lattimer.

AUTHORIZING THE COMMISSIONER OF SOCIAL SERVICES TO ENTER INTO AN INTER-MUNICIPAL AGREEMENT WITH SCHUYLER COUNTY FOR STAFF DEVELOPMENT SERVICES.

Pursuant to Section 2.07 of the Steuben County Charter.

WHEREAS, the Human Services, Health and Education Committee approved an Inter-Municipal Agreement with Schuyler County for sharing the provision of Staff Development services; and

WHEREAS, the Staff Development Coordinator position is appropriated in the 2016 Department of Social Services Budget; and

WHEREAS, it is anticipated the services will require one full-time employee to complete, which will necessitate filling a vacant Staff Development Coordinator; and

WHEREAS, Schuyler County has agreed to support 40% of this position not to exceed \$40,000; and

WHEREAS, the term of the agreement shall commence April 4, 2016 and is for the balance of 2016, with the option to renew and a thirty (30) day opt out provision; and

WHEREAS, it is desirable to enter into the agreement to share services with a neighboring county.

NOW THEREFORE, BE IT

RESOLVED, Steuben County accepts these funds in the 2016 Steuben County Budget and approves a contract between said agencies as follows:

Contracts:

Schuyler County Department of Social Services
Revenues
60100 41811100 Repayments/Contracts \$40,000

AND BE IT FURTHER RESOLVED, that the Commissioner of Social Services is hereby authorized to sign the Inter-Municipal Agreement with Schuyler County; and be it further

RESOLVED, that certified copies of this resolution be forwarded to Tim O 'Hearn, Schuyler County Administrator, 105 Ninth Street, Unit 37, Watkins Glen, NY 14891; Dennis A. Fagan, Chair of the Schuyler County Legislature, 105 Ninth Street, Unit 6, Watkins Glen, N.Y. 14891; JoAnn Fratarcangelo, Commissioner, Schuyler County Department of Social Services; 323 Owego Street, Unit 3, Watkins Glen, N.Y. 14865; Commissioner of the Department of Social Services; Commissioner of Finance; County Attorney; and County Manager.

Mr. Swackhamer asked for an explanation of how this would work. Mr. Wheeler replied we would hire the Staff Development Coordinator and they would also provide services for Schuyler County. It would be very similar to what we do with Livingston County for Weights & Measurers services. We had not filled this position in five years and this agreement will fit in well with shared services.

Mr. Swackhamer asked does the 40 percent include benefits? Mr. Wheeler replied yes. The approximate all-in cost of the position is \$100,000.

Mr. Mullen asked what is this position going to do? Ms. Muller replied they will provide staff training and will also continue to update our policies and procedures as required by the State. She stated that she has implemented a new supervisory model across the Services Unit and she would like to carry that over into the Temporary Assistance Unit and this position can assist with that.

Mr. Swackhamer asked will we receive any reimbursement for this position? Ms. Muller replied we will receive 30 percent reimbursement. She commented this is a state-mandated position.

Vote: Roll Call – Adopted.

RESOLUTION NO. 062-16

Introduced by D. Farrand and B. Schu.

Seconded by S. Maio.

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

Pursuant to Steuben County Charter Section 2.07.

WHEREAS, a Typist in the District Attorney's Office performs basic clerical work; and

WHEREAS, a Senior Typist will have added duties of collecting and compiling information for reports of a higher clerical level; and

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

WHEREAS, the Personnel Officer, the Public Safety and Corrections Committee and Administration Committee have reviewed said position within the District Attorney's Office pursuant to a "desk audit" under the provisions of the Administrative Code 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 2016 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. 063-16

Introduced by R. Lattimer.

Seconded by C. Ferratella.

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 Section 2.07 of the Steuben County Charter.

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 28th day of March, 2016 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.

1:

468200 364.00-01-010.000
468200 364.00-01-017.112
468200 364.00-01-017.300

AND BE IT FURTHER RESOLVED, that the following tax parcels shall be added to Agricultural District No.

2:

462489 191.00-01-012.110
467600 092.00-01-025.120

AND BE IT FURTHER RESOLVED, that the following tax parcels shall be added to Agricultural District No.

3:

462489	129.00-01-046.300	462489	186.00-01-015.000
462489	157.00-01-033.000	462489	186.00-01-028.100
462489	171.00-01-010.215	462489	187.00-01-006.500
462489	171.00-01-034.000	462489	187.00-01-010.140
462489	172.00-01-012.000	462489	187.00-01-010.161
462489	172.00-01-016.200	465400	185.00-01-010.000
462489	172.00-01-018.112	465400	185.00-01-036.210
462489	172.00-01-022.000	466200	049.00-01-038.110
462489	172.00-01-024.000	466200	062.00-01-013.100
462489	173.00-01-046.111		

AND BE IT FURTHER RESOLVED, that the following tax parcel shall be added to Agricultural District No.

5:

463689 069.00-01-012.000

AND BE IT FURTHER RESOLVED, that the following tax parcels shall be added to Agricultural District

No.6:

463400	390.00-01-039.200	463889	336.00-02-023.110
463889	283.00-01-004.121	463889	336.00-02-034.000
463889	283.00-01-035.110	463889	337.00-02-018.000
463889	301.00-01-013.121	463889	337.00-02-019.100
463889	301.00-01-048.100	465800	388.00-01-015.110
463889	301.00-01-056.000	466400	347.00-02-002.120
463889	319.00-01-037.100	467000	403.00-01-035.130

AND BE IT FURTHER RESOLVED, that certified copies of this resolution shall be forwarded to the Director of Planning; 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. 064-16

Introduced by S. Van Etten.

Seconded by G. Roush.

ESTABLISHING THE DATE AND TIME FOR THE 2016 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 and time of the County Delinquent Real Property Tax Auction.

NOW THEREFORE, BE IT

RESOLVED, the 2016 Delinquent Real Property Tax Auction shall be conducted on Friday, July 15, 2016, commencing at 10:00 A.M. at the Bath/Haverling High School, Bath, New York; and be it further

RESOLVED, that the 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.

RESOLUTION NO. 065-16

Introduced by J. Hauryski.

Seconded by S. Van Etten.

APPOINTING A REPRESENTATIVE TO THE AD-HOC OFFICE SPACE COMMITTEE.

Pursuant to Section 12.20 of the Steuben County Charter.

WHEREAS, it was necessary and desirable to establish an Ad-Hoc Office Space Committee to oversee the development, implementation, and completion of the Office Space Utilization Project; and

WHEREAS, the Legislature adopted Resolution No. 107-15 on July 27, 2015, ratifying the appointment by the Chairman of the Steuben County Legislature of an Ad-Hoc Office Space Committee; and

WHEREAS, one of the Legislative members of said committee has retired.

NOW THEREFORE, BE IT

RESOLVED, Gary D. Swackhamer hereby is appointed to fill the vacancy created by the retirement of Lawrence P. Crossett.

AND BE IT FURTHER RESOLVED, certified copies of this resolution shall be forwarded to the County Manager.

Vote: Acclamation – Adopted.

RESOLUTION NO. 066-16

Introduced by J. Hauryski.

Seconded by R. Lattimer.

APPOINTING MEMBERS TO THE STEUBEN COUNTY FIRE ADVISORY BOARD.

Pursuant to Section 12.20 of the Steuben County Charter and 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, 2016 and ending December 31, 2017:

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. David M. Sereno, 4691 Colvin Hill Road, Woodhull, NY 14898
7. Brad Davies, 1 Civic Center Plaza, Corning, NY 14830
8. Douglas Heinemann, 8425 Jacobs Ladder Road, Avoca, NY 14809
9. Brian McCarthy, 3824 West Hill Road, Painted Post, NY 14870
10. William Waggoner, PO Box 243, Cohocton, NY 14826
11. Evan Brown, 2794 Forrest Hill Drive, Corning, NY 14830
12. J. David Sawyer, 1646 Jasper Street, Woodhull, NY 14898
13. Tom Jamison, 4 Eleventh Street, Canisteo, NY 14823
14. Larry Day, 9623 County Route 87, Hammondsport, NY 14840
15. Dan Hulbert, 8813 State Route 36, Arkport, NY 14807
16. William Fries, Chief DFC, 7344, Fish Hatchery Road, Bath, NY 14810
17. Donald Fredericy, DFC, 27 East Avenue, Wayland, NY 14572
18. Michael Wilson, DFC, 307 Grand Street, Hornell, NY 14843
19. Timothy Martin, DFC, 6300 CR 100, Addison, NY 14801
20. Glen Miller, 11 South Fowler Street, Bath, NY 14810
21. James Webster, Bath, VA, 76 Veterans Avenue, Bath, NY 14810

ADVISORY STAFF (Non-Voting)

22. Timothy D. Marshall, Director, Emergency Management Services
23. Kenneth Forenz, Deputy Director, Emergency Management Services
24. Joseph Gerych, Fire Service Aide, Emergency Management Services
25. David Hopkins, Director, 911, /Tina Goodwin, Deputy Director 911 – Alternate
26. Michael Gilman, PO Box 274, Cohocton, NY 14826
27. Dean Patterson, DFC, 579 Victory Highway, Painted Post, NY 14870

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. 067-16

Introduced by J. Hauryski.

Seconded by H. Lando.

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

Pursuant to Section 12.20 of the Steuben County Charter.

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, 2015.

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

	<u>TERMS</u>
Jan Ebeling, President/COO, Radisson Hotel, Corning	01/01/14 – 12/31/16
Brett Bixby, General Manager, Hampton Inn, Corning – Painted Post	01/01/15 – 12/31/17
Edward Marden, Owner/General Partner, Camp Bell Campground	01/01/16 – 12/31/18

Attractions

Coleen Fabrizi, Executive Director, Corning's Gaffer District	01/01/16 – 12/31/18
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

Ronald F. Leonard, President, Keuka Lakeside Inn	01/01/14 – 12/31/16
Ken Mortensen, Keuka Brewing Company	01/01/16 – 12/31/18
Shelly Stevens, Executive Director, Hornell Partners for Growth	01/01/15 – 12/31/17

Chamber of Commerce Representative

Sue Van Stine, Hornell Chamber of Commerce	01/01/16 – 12/31/16
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County Manager Designee

Amy Dlugos, Planning Director	01/01/16 – 12/31/18
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County Legislators

K. Michael Hanna, District 5	01/01/16 – 12/31/18
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 Jacob Buganski, 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. 068-16

Introduced by G. Swackhamer.

Seconded by R. Nichols.

MEMORIALIZING THE GOVERNOR, THE NEW YORK STATE LEGISLATURE AND THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION TO MAKE MUNICIPALITIES AND LANDFILL OPERATORS WHOLE FOR THE ADDITIONAL COSTS OF ELECTRONICS WASTE RECYCLING.

WHEREAS, the New York State Electronic Equipment Recycling and Reuse Act (Act) was adopted by the State Legislature in 2010 in order to assist local governments with managing the fast-growing electronics waste stream by requiring electronics manufacturers to fund electronics recycling and relieve municipalities from the costs; and

WHEREAS, the Act also created a ban on disposal of electronic waste in landfills, effective January 2015; and

WHEREAS, once manufacturers met their performance goal, which in a number of cases is midway through the year, they no longer provide financial support to continue their collection programs, thus shifting a cost of \$47,000 to Steuben County Government; and

WHEREAS, while the Act has succeeded in significantly increasing electronics recovery and recycling in the state, local governments are faced with mounting fees in the absence of consistent manufacturer funding and limited markets for cathode ray tubes (CRTs); and

WHEREAS, the Act empowers the New York State Department of Environmental Conservation (NYSDEC) to promulgate regulations to address shortcomings in the law, and in October 2015 NYSDEC officials indicated that such rules were being drafted by department officials.

NOW THEREFORE, BE IT

RESOLVED, that Steuben County calls upon New York State and NYSDEC to restore the recycling channel for all electronic waste as a no-cost service to residents or local municipalities, thereby ending this unfunded mandate upon the citizens; 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; 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 Basil Seggos, NYSDEC Acting Commissioner, 625 Broadway, Albany, NY 12233-1011.

Vote: Acclamation – Adopted. (Legislator Mullen Opposed)

RESOLUTION NO. 069-16

Introduced by B. Schu.

Seconded by H. Lando.

MEMORIALIZING THE GOVERNOR AND NEW YORK STATE LEGISLATURE IN SUPPORT OF A BASE AID INCREASE FOR CORNING COMMUNITY COLLEGE.

WHEREAS, Chancellor Zimpher of the State University of New York, with the support of the State University of New York Board of Trustees, has launched an advocacy plan across the State to “Stand Up for SUNY”; and

WHEREAS, included in this “Stand up for SUNY” initiative, is a request to increase base aid support for our community colleges in 2016-2017 by \$285/Full Time Equivalent (FTE) student; and

WHEREAS, the New York State Association of Counties, SUNY Board of Trustees, CUNY and SUNY Presidents’ Associations, Community College Trustees Association, SUNY Faculty Council, and others have expressed their support for this advocacy plan; and

WHEREAS, recent base aid increases have not kept pace with ongoing increased costs of Corning Community College’s basic operations in spite of substantial staff and other operational reductions in recent years; and

WHEREAS, Corning Community College’s current (2015-2016) base aid, in spite of recent State increases, remains \$78/FTE student lower than it was in 2008-2009 and has not kept pace with mandated increases in health insurance and many other contractual obligations; and

WHEREAS, State support for community college operating budgets, currently at approximately 26.7 percent for Corning Community College, is far below 1/3 of our operating costs or 40 percent for those with full opportunity access that all SUNY community colleges have embraced for decades (see Education Law Article 26, Section 6304); and

WHEREAS, as one of the three counties served by Corning Community College’s Regional Board of Trustees, we find it difficult to support our community college to the extent that we would like due to the limitations imposed by the property tax cap and other financial costs associated with State and Federal mandates, and

WHEREAS, we recognize that Corning Community College is a vital part of the overall economic and workforce development of our communities; and

WHEREAS, our ability to continue to attract and grow business in our community is dependent on an educated and qualified workforce which is provided in large part by the services of Corning Community College; and

WHEREAS, all these circumstances for our SUNY community colleges and their respective regional and county sponsors are similar throughout the SUNY system.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Legislature hereby requests the Governor and New York State Legislature to support a \$285/FTE student base aid increase for SUNY’s community colleges, while leaving counties fiscally harmless for said cost increase; 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 12244; 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 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 Dr. Katherine P. Douglas, President, Corning Community College, One Academic Drive, Corning, New York 14830.

Mr. Mullen stated that he distributed a copy of See Through NY which shows some of the salaries for SUNY employees, not including Corning Community College. This resolution is asking the State to support a \$285 FTE student payment, and he thinks the State needs to get their own house in order more.

Vote: Acclamation – Adopted. (Legislator Mullen Opposed)

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 Ms. Lattimer, seconded by Mr. Schu and duly carried.

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

Motion to Adjourn made by Mr. Van Etten, seconded by Mr. Swackhamer and duly carried.