

**REGULAR MEETING**  
**Morning Session**  
**Monday, December 16, 2019**  
**Legislative Chambers**

The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers in Bath, NY on the 16<sup>th</sup> day of December, 2019 at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Chairman Hauryski took the opportunity prior to the Roll Call, of introducing his family.

Roll Call and all members present.

Mrs. Ferratella provided the Invocation and the Pledge of Allegiance was led by Chairman Hauryski's daughter, Carrie.

Chairman Hauryski asked Fred Marvin to come forward. Mr. Marvin is an employee in the Emergency Management Office. He presented him with a certification of appreciation in recognition of his retirement with 20 years of service to Steuben County.

Chairman Hauryski opened the floor for opportunity for public comment.

Wayne Wells, Cameron, spoke about his concerns regarding corruption and President Trump.

Keith Isaman, Hornell, stated he is the owner/operator of Isaman Transportation which is a medical transportation company. About five years ago, Medical Answering Service (MAS) began providing medical transportation in Steuben and other counties. Instead of the counties scheduling the transportation, MAS does. In the last 90 days, he and six other companies have not been getting the runs they should. Business is off about 40 percent. He stated MAS is bringing people in from Elmira and Rochester to do local runs and that makes no sense. We get paid when the client is in our vehicle. The cost is \$2.28 per mile and we get \$10 for a pick up and \$10 for a drop off. On a 20 mile transport, that equates to \$56.60. When others from Elmira or Rochester get that call, it costs \$165.60. Mr. Isaman stated another problem is that our local companies such as CBR, County Cabs, Hughes Transport, etc., cannot get in touch with MAS; when you do connect, you are put on hold for 30 minutes. Our clients are having the exact same problem. We also have certain individuals that we take and they request a specific provider and MAS is telling the consumer what company they have to take. For any of our local companies to do a run in Elmira, that would not pay as we would only get \$65 and we would lose money. This has just been happening within the past 90 days. This is costing the County extra money and taking the taxes out of the County. MAS has over 600 employees, so who is watching them? Does anyone in the County watch them? The payroll for MAS is \$17 million per year; if something goes wrong, that will happen in a hurry. He does not know how the County gets reimbursed by MAS. Mr. Isaman stated this is something that he thinks should be looked into.

There being no further comment, Chairman Hauryski declared the opportunity for public comment closed.

Sheriff Allard stated before he does the annual Fruitcake Presentation, he has another presentation in honor Chairman Hauryski. Several years ago when he became Undersheriff, he had a meeting with Chairman Hauryski and it was loud and clear what he expected and what he did not expect and he remembers at the time that he did not say a word. At that moment we knew that we were working with a true leader who would provide ethical leadership. Sheriff Allard stated he has seen a change in the style of government and how we do business with Information Technology,

Personnel and the payroll system. This clearly defines the ethical leadership of Chairman Hauryski and he realizes how fortunate we are. Sheriff Allard stated we will miss you a great deal. The men and women of the Sheriff's Office purchased a memento for the Chairman to take home. He presented Chairman Hauryski with a plaque that recognizes his partnership with the Sheriff in promoting growth, ethical leadership and dedicated service.

Sheriff Allard stated now for the Fruitcake Presentation. He stated he has a confession to make; for the last twelve months the subject Fruitcake has been incarcerated at the Steuben County Jail illegally. The Fruitcake has not talked to anyone and has been very cold to anyone that has approached. Who do we know who is the voice for the voiceless, who defends those who cannot speak for themselves and who will care for this Fruitcake for the next twelve months? Sheriff Allard presented the Fruitcake to Shawn Sauro, Public Defender, enclosed in an evidence bag. Mr. Sauro thanked the Sheriff and stated that he will be checking the chain of custody.

***Motion adopting the minutes of the previous meeting(s) made by Mr. Ryan, seconded by Mr. Malter and duly carried.***

Mr. Baker stated he had wanted to make his comments under the Public Comment portion of today's meeting in order to air a grievance he has, but instead he will provide them as a County Officer. He has had the privilege of appearing before Chairman Hauryski on a number of occasions. He has had the privilege of having someone leading this County with the singular purpose of his passionate concern and doing the right thing for everyone here. Not very many other legislative bodies can say the same; certainly not in D.C. or Albany. Mr. Baker stated in working with Chairman Hauryski, we have not always agreed, however, the Chairman has always been right. He has also known that what Chairman Hauryski has done has been for the right reasons with wisdom and what was best for Steuben County. Mr. Baker stated he can never thank Chairman Hauryski enough. His grievance is that you will not be here anymore. Thank you so much for what you have done for me and this County; he cannot imagine anyone else sacrificing as much as you have.

#### **RESOLUTION NO. 222-19**

Introduced by S. Van Etten.

Seconded by F. Potter.

#### **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

**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, the Chairman of the Board of Assessors of the appropriate municipality, and the Clerk of the Board of Education of the appropriate School District.

SCHEDULE "A"

Resolution No. A-1  
 Name Arthur Groner Trust  
 Parcel No. 369.00-01-021.110  
 Municipality Town of Lindley  
 Disposition 2020 Parcel Split

Resolution No. A-2  
 Name Robert F. and Valerie B. Nixon  
 Parcel No. 197.14-01-009.200  
 Municipality Village of Canisteo  
 Disposition 2020 Correction of Assessment Error

Resolution No. A-3  
 Name Joyce Venter (Life Use)  
 Parcel No. 197.14-01-009.100  
 Municipality Village of Canisteo  
 Disposition 2020 Correction of Assessment Error

Resolution No. A-4  
 Name Vicky Helgersen  
 Parcel No. 304.00-01-022.110  
 Municipality Town of Greenwood  
 Disposition 2018 Correction of Duplicate Entry

Resolution No. A-5  
 Name Michael McMIndes  
 Parcel No. 197.07-01-037.000  
 Municipality Village of Canisteo  
 Disposition 2019 Parcel Split

Resolution No. A-6  
 Name Lawrence J. & Angeline M. Good Trust  
 Parcel No. 299.18-02-015.000  
 Municipality Village of Riverside  
 Disposition 2019-20 Corrected STAR Exemption

Resolution No. A-7  
 Name Liberty Group Nevada Holdings  
 Parcel No. 317.27-01-004.000  
 Municipality City of Corning  
 Disposition 2019 Court Ordered Refund

Resolution No. A-8  
 Name Liberty Group Nevada Holdings  
 Parcel No. 317.27-01-004.000  
 Municipality City of Corning  
 Disposition 2019 Court Ordered Change

Resolution No. A-9  
 Name JPE Property  
 Parcel No. 336.07-01-002.123  
 Municipality Village of South Corning  
 Disposition 2018 Corrected Error-Vacant Land

Resolution No. A-10  
 Name JPE Property  
 Parcel No. 336.07-01-002.123  
 Municipality Village of South Corning  
 Disposition 2019 Corrected Error-Vacant Land

Resolution No. A-11  
 Name JPE Property  
 Parcel No. 336.07-01-002.123  
 Municipality Village of South Corning  
 Disposition 2020 Corrected Error-Vacant Land

**Vote: Roll Call – Adopted. Yes – 9279; No – 593  
 (No – Legislator Ryan)**

**RESOLUTION NO. 223-19**

Introduced by J. Hauryski.

Seconded by G. Roush.

**RECEIVING AND ACCEPTING THE DECEMBER 16, 2019 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 18, 2019**

NYS Public Service Commission – Re: Notice of informational forums, public statement hearings, and a procedural conference for the Canisteo Wind Energy LLC Project (Case#19-T-0041). *Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.*

**November 20, 2019**

NYS Public Service Commission – Re: Notice of amended informational forums and public statement hearings for the Canisteo Wind Energy LLC Project (Case#19-T-0041). *Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.*

Harris Beach PLLC, Attorneys at Law – Re: Steuben County Industrial Development Agency and 54 West Market, LLC tax agreement and RP-412-a form for property located at 54-56 West Market Street Corning, N.Y. *Referred to: Finance and Administration Committees; Patrick Donnelly, Commissioner of Finance; Wendy Jordan, RPTSA Director; and Jennifer Prossick, County Attorney.*

**November 21, 2019**

NYS Board on Electric Generation Siting and the Environment – Re: Ruling regarding post-hearing submissions for the Canisteo Wind Energy LLC Project (Case#16-F-0205). *Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.*

**November 22, 2019**

NYS Office of Children and Family Services – Re: Notification of approval for the Steuben County’s Resource Allocation Plan (RAP) and Youth Bureau Narrative(s) for 2019. *Referred to: Human Services/Health & Education Committee; Kathryn Muller, Commissioner of Social Services; and Bill Caudill, Youth Program Coordinator.*

**November 25, 2019**

NYS Board on Electric Generation Siting and the Environment – Re: Ruling awarding additional application-stage intervenor funding for the Canisteo Wind Energy LLC Project (Case#16-F-0205). *Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.*

NYS Department of Environmental Conservation – Re: Corning Study Area/Residential Properties Investigation & Cleanup for Site #851046. *Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.*

**November 27, 2019**

NYS Public Service Commission – Re: Notice of amended procedural conference for the Canisteo Wind Energy LLC Project (Case#19-T-0041). *Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.*

**December 3, 2019**

NYS Public Service Commission – Re: Amended notice of informational forums and public statement hearings for the Canisteo Wind Energy LLC Project (Case#19-T-0041). *Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.*

NYS Public Service Commission – Re: Factsheet and public hearing announcements for the Canisteo Wind Energy LLC Project (Case#19-T-0041). *Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.*

**December 5, 2019**

NYS Unified Court System Seventh Judicial District – Re: Funding for Courthouse Renovation Project. *Referred to: Jack Wheeler, County Manager.*

Office of the NYS Comptroller – Re: Notification of review with no findings for Steuben County’s tax levy limit and proposed tax levy for the fiscal year ending in 2020. *Referred to: Patrick Donnelly, Commissioner of Finance and Jack Wheeler, County Manager.*

**Vote: Acclamation – Adopted.**

**RESOLUTION NO. 224-19**

Introduced by R. Lattimer.

Seconded by H. Lando.

**AUTHORIZING THE ISSUANCE OF A STATUTORY INSTALLMENT BOND IN THE AMOUNT OF \$3,500,000 TO PAY FOR THE PURCHASE OF THREE (3) BUILDINGS FOR THE LOCATION OF COMMUNITY SERVICES’ OFFICES**

**WHEREAS,** the Steuben County Legislature, by resolution duly adopted on the 22<sup>nd</sup> day of July, 2019, authorized the purchase of Three (3) Community Services’ Office locations; and

**WHEREAS,** it is now desired to authorize the financing of such purchase.

**NOW THEREFORE, BE IT**

**RESOLVED,** by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Steuben, New York, as follows:

Section 1. The purchase of three (3) office buildings in and for the County of Steuben, New York, located at 115 Liberty Street, Bath, NY, 7454 Seneca Road North, Hornell, NY and 114 Chestnut Street, Corning, NY is hereby authorized at a maximum cost of \$3,500,000.

Section 2. It is hereby determined that the plan for the financing of the aforesaid maximum estimated cost is by the issuance of a Statutory Installment Bond in the amount of \$3,500,000 by the County to Yunis Realty, Inc. pursuant to the provisions Section 62.10 of the Local Finance Law. The monies to be used to pay for this obligation are to be budgeted within the Community Services programs expenditure lines. Such bond shall be dated approximately as of January 1, 2020, and the power to fix and determine the exact date of such bond is hereby delegated to the County Manager of Steuben County.

Section 3. The following determinations are hereby made:

[a] That the period of probable usefulness of the aforementioned objects or purpose are as follows: 115 Liberty Street, Bath, NY thirty (30) years, pursuant to subdivision 11(a) of paragraph a of Section 11.00 of the Local Finance Law; 7454 Seneca Road North, Hornell, NY Thirty (30) years, pursuant to subdivision 11(a) of paragraph a of Section 11.00 of the Local Finance Law; and 114 Chestnut Street, Corning, NY Thirty (30) years pursuant to subdivision 11(a) of paragraph a of Section 11.00 of the Local Finance Law.

[b] The proposed maturity of the obligations authorized by this resolution will not be in excess of ten (10) years.

Section 4. Said statutory installment bond shall obligate the County of Steuben to pay to the registered owner, Yunis Realty, Inc., the principal sum of THREE MILLION FIVE HUNDRED THOUSAND and 00/100 DOLLARS (\$3,500,000.00) in ONE HUNDRED NINETEEN (119) monthly installments of principal in the amount of TWENTY-NINE THOUSAND ONE HUNDRED SIXTY-SIX AND 67/100 DOLLARS (\$29,166.67) on the first (1st) day of February, 2020, and on the first (1st) day of each and every month thereafter until January 1, 2031, when ONE (1) monthly installment of principal in the amount of TWENTY-NINE THOUSAND ONE HUNDRED SIXTY-SIX AND 27/100 dollars shall be paid. No interest

shall be paid or due on the unpaid principal balance. The installments of principal on this bond will be paid to Yunis Realty, Inc., its successors and assigns, in lawful money of the United States only upon presentation of this bond for notation of any such payment thereon at the office of Yunis Realty, Inc.

Section 5. Said installment bond shall be issued in substantially the following form, to wit:

Section 6. The faith and credit of said County of Steuben, New York, are hereby irrevocably pledged for the payment of the principal on said bond becomes due. An amount sufficient to pay the principal, and interest, if any, on said bond as the same becomes due each month in each year shall be included in the annual budget of the County of Steuben for the year, and the said bond shall not be renewed.

Section 7. The validity of such bond may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. Pursuant to the provisions of the Tax reform Act of 1986, as amended, this Legislature expressly represents that the County will not issue more than ten million dollars [\$10,000,000.00] of tax exempt obligations in any calendar year and directs that a copy of this Resolution be furnished to the bond purchaser.

Section 9. This resolution, which takes effect immediately, shall be published in full in The Leader and The Evening Tribune, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.; and it is further

RESOLVED, a certified copy of this resolution shall be forwarded to the Commissioner of Finance, the County Manager, and Yunis Realty, Inc..

**Vote: Roll Call – Adopted. Yes – 8666; No – 1206  
(No – Legislators Fitzpatrick and Hanna)**

#### **RESOLUTION NO. 225-19**

Introduced by B. Schu.

Seconded by C. Ferratella.

#### **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 361 of the County Law of the State of New York.

**WHEREAS**, the County Legislature pursuant to Section 361 of the County Law of the State of New York, is deemed to have passed a budget for Fiscal Year 2020, and also by prior resolution duly adopted, made appropriations for the conduct of the County government for the Fiscal Year 2020; and

**WHEREAS**, the Director of the County Real Property Tax Service Agency has prepared the statement of taxes due January 1, 2020, for all towns and cities showing the respective real property tax levies and tax rates; and

**WHEREAS**, upon the tax rolls of several tax districts, 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, 2020, tax rates and tax rolls for the taxes for the year 2020 extended on the several assessment valuations of parcels of land of several tax districts for the 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 the 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, 2020; and it be 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. 226-19**

Introduced by B. Schu and S. Van Etten.

Seconded by K. Fitzpatrick.

**AUTHORIZING THE COUNTY TO PARTICIPATE IN TAX CERTIORARI PROCEEDINGS IN THE TOWN OF CAMPBELL.**

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 assessment unit should have completed in due course a town/city wide reassessment program and filed a cyclical reassessment plan; and

**WHEREAS**, the Town of Campbell has recently completed a cyclical reassessment plan and has further requested the County to participate in one (1) Tax Certiorari Proceeding Index No: *2016-0758CV and 2017-0781CV* 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 Real Property Tax Service Agency has estimated the County's share of participation as set forth under the County's policy to participate at approximately \$10,000.00.

**NOW THEREFORE, BE IT**

**RESOLVED**, that the Commissioner of Finance is authorized and directed to disburse to the properly credentialed and retained appraiser(s) a total sum not to exceed \$10,000.00 in and for the 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; Jeffrey P. Horton, Campbell Town Supervisor, 8529 Main St., Campbell, NY 14821; and Nicholas Davis, Esq., Davidson Fink, LLC, 28 East Main St., Ste. 1700, Rochester, NY 14606, Attorney for the Town of Campbell.

Mr. Mullen asked which property is this? Mr. Donnelly replied this is the former Kraft dairy plant.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 227-19**

Introduced by G. Swackhamer.

Seconded by G. Roush.

**AUTHORIZING THE TRANSFER AND APPROPRIATION OF FUNDS TO THE COUNTY ROUTE 119 OVER THE CANISTEO RIVER FEDERAL-AID BRIDGE PROJECT ACCOUNT.**

**WHEREAS**, a project for the Bridge Replacement (BIN 3334430) CR 119 over the Canisteo River in the Town of Cameron, County of Steuben, P.I.N. 6755.17 ("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; and

**WHEREAS**, the County of Steuben desires to advance the Project by making an initial commitment of 100% of the Federal and non-Federal share of the costs of the Project; and

**WHEREAS**, the cost of Design and Right of Way Incidentals and Acquisition work for the Project included in the New York State Department of Transportation's Supplemental Agreement for the Project is \$525,000; and

**WHEREAS**, the current Steuben County Budget for the Project includes \$480,000 for the Design and ROW Incidentals phases of the Project.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Legislature authorizes the transfer of \$2,250 from the Future Bridge Projects account (5120H0) and the appropriation of \$42,750 of Federal and State Bridge Aid to the Project account (5120HI) in order to fund in the first instance 100% of the Federal and non-Federal share of the cost of Design and Right of Way Incidentals and Acquisition work for the Project or portions thereof; and be it further

**RESOLVED**, a certified copy of this resolution shall be filed with the Commissioner of Public Works and Commissioner of Finance.

**Vote: Roll Call – Adopted.**



**RESOLUTION NO. 228-19**

Introduced by G. Swackhamer.

Seconded by S. Van Etten.

**AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE OF 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT IN THE TOWN OF HORNELLSVILLE, AND APPROPRIATING FUNDS THEREFOR.**

**WHEREAS**, a Project for the Bridge Replacement (BIN 3333840) CR 66 over the Canisteo River in the Town of Hornellsville, County of Steuben, P.I.N. 6754.97 ("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; and

**WHEREAS**, the County of Steuben desires to advance the Project by making an initial commitment of 100% of the Federal and non-Federal share of the costs of the Project.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Legislature approves the Project; and it is further

**RESOLVED**, the Steuben County Legislature authorizes the County of Steuben to pay in the first instance 100% of the Federal and non-Federal share of the cost of Design, Construction and Construction Inspection work for the Project or portions thereof; and it is further

**RESOLVED**, the sum of \$2,445,085 (of which \$340,000 has been previously appropriated for the cost of Design) is hereby appropriated and made available to cover the cost of participation in the above phase(s) of the Project; and it is further

**RESOLVED**, in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the County of Steuben shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation (NYSDOT) thereof; and it is further

**RESOLVED**, the County Manager 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 NYSDOT 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 all Project costs within appropriations that are not Federal-Aid and State-Aid eligible; and it is further

**RESOLVED**, a certified copy of this resolution shall be filed with the Commissioner of Public Works and the NYSDOT Region 6 Planning Department, 107 Broadway, Hornell, NY 14843 by attaching it to any necessary agreements in connection with the Project; and it is further

**RESOLVED**, this Resolution shall take effect immediately.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 229-19**

Introduced by G. Swackhamer.

Seconded by R. Weaver.

**AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE OF 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT IN THE TOWN OF CAMERON, AND APPROPRIATING FUNDS THEREFOR.**

**WHEREAS**, a Project for the Bridge Replacement (BIN 3334430) CR 119 over the Canisteo River, Town of Cameron, Steuben County, P.I.N. 6755.17 ("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; and

**WHEREAS**, the County of Steuben desires to advance the Project by making an initial commitment of 100% of the Federal and non-Federal share of the costs of the Project.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Legislature approves the Project; and it is further

**RESOLVED**, the Steuben County Legislature authorizes the County of Steuben to pay in the first instance 100% of the Federal and non-Federal share of the cost of Design, Right of Way Incidentals and Acquisition work for the Project or portions thereof; and it is further

**RESOLVED**, the sum of \$525,000 (of which \$480,000 has been previously appropriated for the cost of Design and ROW Incidentals) is hereby appropriated and made available to cover the cost of participation in the above phase(s) of the Project; and it is further

**RESOLVED**, in the event the full Federal and non-Federal share costs of the Project exceeds the amount appropriated above, the County of Steuben shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation (NYSDOT) thereof; and it is further

**RESOLVED**, the County Manager 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 NYSDOT 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 therefor that are not so eligible; and it is further

**RESOLVED**, a certified copy of this resolution shall be filed with Commissioner of Public Works and the NYSDOT Region 6 Planning Department, 107 Broadway, Hornell, NY 14843 by attaching it to any necessary agreements in connection with the Project; and it is hereby further

**RESOLVED**, this Resolution shall take effect immediately.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 230-19**

Introduced by G. Swackhamer.

Seconded by G. Roush.

**AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION.**

**WHEREAS**, the Steuben County Department of Public Works desires to enter into a contract with the New York State Department of Transportation for the sharing of road salt; and

**WHEREAS**, any such future agreement with NYSDOT or renewals for this purpose will require standing committee authorization and oversight annually.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Legislature approves of the Department of Public Works entering into agreement with New York State Department of Transportation for the sharing of road salt; and be it further

**RESOLVED**, the Public Works 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 Commissioner of Public Works.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 231-19**

Introduced by G. Swackhamer.

Seconded by R. Lattimer.

**APPROVING THE FINAL SCOPING DOCUMENTS RELATIVE TO THE SEQR FOR THE BATH LANDFILL EASTERN EXPANSION.**

**WHEREAS**, the Steuben County Department of Public Works proposes an expansion of the currently permitted Steuben County Bath Landfill in the Town of Bath, New York; and

**WHEREAS**, the Bath Landfill Eastern Expansion (“Proposed Action”) looks to expand the existing facility by 73 acres of landfill liner system, which will extend the life of the current facility by an additional 40 years; and

**WHEREAS**, this Proposed Action is subject to the requirements of the New York State Environmental Quality Review Act (“SEQRA”) set forth in Article 8 of the New York State Environmental Conservation Law; and

**WHEREAS**, based on a review of the applicable SEQRA regulations in 6 NYCRR Part 617, the Proposed Action was classified as a “Type I” action, a coordinated review process was completed, and the Steuben County Legislature declared themselves as the SEQRA Lead Agency for the Proposed Action; and

**WHEREAS**, the Steuben County Legislature, acting as Lead Agency, has completed its review of the Full Environmental Assessment Form at its meeting on September 23, 2019, and determined that the Proposed Action may result in one or more significant adverse environmental impacts and has previously issued a resolution declaring a positive declaration and the reasons for this determination at its meeting on September 23, 2019; and

**WHEREAS**, the Steuben County Legislature completed its review of the Draft Scoping Document at its meeting on September 23, 2019 and approved the Draft Scoping Document for public review; and

**WHEREAS**, a public comment meeting was held on October 30, 2019 and written comments were received until November 6, 2019; and

**WHEREAS**, in accordance with the SEQRA regulations, a Final Scoping Document was prepared to provide an overview of issues to be addressed in the Draft Supplemental Environmental Impact Statement (DSEIS).

**NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Legislature, acting as Lead Agency, has thoroughly reviewed the Final Scoping Document for the proposed action and has determined it to be adequate with respect to its scope and content for the purpose of preparing a Draft Supplemental Environmental Impact Statement (DSEIS) for the proposed action; and be it further

**RESOLVED**, the Steuben County Legislature authorizes and directs the Commissioner of Public Works and/or the Assistant Commissioner – Landfill to make available the Final Scoping Document to involved and interested parties, as well as the public, for review, and further arranging for a copy of the document to be maintained on the County’s website to ensure it is accessible to the public; and be it further

**RESOLVED**, written and verbal public comments were incorporated into the Final Scoping Document available for public review, the details of which will be published in a Notice stating the availability of the Final Scoping Document in the Environmental Notice Bulletin (ENB), the Corning Leader, and the Hornell Tribune; and be it further

**RESOLVED**, the County’s legal counsel and Commissioner of Public Works and/or Assistant Commissioner – Landfill, in conjunction with project engineering firm Barton & Loguidice, DPC, are authorized to file the appropriate SEQRA Notices and take whatever other steps are necessary to carry out this resolution; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the Commissioner of Public Works; and be it further

**RESOLVED**, that this resolution shall take effect immediately.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 232-19**

Introduced by G. Swackhamer.

Seconded by R. Lattimer.

**AUTHORIZING THE COUNTY MANAGER TO ENTER INTO AN INTER-MUNICIPAL AGREEMENT WITH BATH ELECTRIC GAS & WATER SYSTEMS TO TREAT EFFLUENT FROM STEUBEN COUNTY’S LEACHATE TREATMENT PLANT.**

**WHEREAS**, Steuben County owns and operates a Leachate Pre-Treatment facility (the “Facility”) located in the Town of Bath designed and permitted for the pre-treatment of leachate derived from solid waste as defined in New York Environmental Conservation Law, Article 27, Title 7 6NYCRR Part 360; and

**WHEREAS**, the Bath Electric, Gas & Water Systems and their Municipal Utility Commission (BEGW&S) has the necessary permits and the ability to provide the final treatment of the effluent from the Facility; and

**WHEREAS**, BEGW&S has permitted and authorized the Facility to discharge treated leachate to the BEGW&S treatment system through a force main pipeline owned and operated by the Facility; and

**WHEREAS**, both parties are desirous of entering into a long term IMA for a period of five (5) years through the BEGW&S Utilization Agreement and Industrial User Permit.

**NOW THEREFORE, BE IT**

**RESOLVED**, the County Manager or his designee is authorized to continue this arrangement and execute the BEGW&S Utilization Agreement and Industrial User Permit for a term of Five (5) years and pay the pertinent fees associated with the treatment of the Facility's effluent; and be it further

**RESOLVED**, two (2) certified copies of this resolution shall be forwarded to the Commissioner of Public Works.

**Vote: Roll Call – Adopted. Yes – 9275; No – 0; Abstained – 597**  
**(Abstained – Legislator Mullen abstained as he is the attorney for the municipality)**

**RESOLUTION NO. 233-19**

Introduced by J. Malter.

Seconded by K. Fitzpatrick.

**AUTHORIZING THE SHERIFF AND COUNTY MANAGER TO ENTER INTO AGREEMENTS WITH STEUBEN COUNTY TOWNS AND VILLAGES FOR ENHANCED LAW ENFORCEMENT SERVICES.**

**WHEREAS**, Towns and Villages are in need of enhanced law enforcement services in addition to existing police coverage; and

**WHEREAS**, the Steuben County Sheriff's Office has in place the expertise, policies and procedures, command and control, and experience necessary to provide such enhanced law enforcement services; and

**WHEREAS**, the Steuben County Sheriff's Office will agree to provide a trained and qualified Deputy Sheriff to the requesting Town or Village; and

**WHEREAS**, the individual Town or Village shall pay the County the actual cost of overtime personnel services and mileage on a quarterly basis, including actual cost of employee compensation or salary, plus the employer's Social Security, Medicare, Retirement and Workers' Compensation costs incurred, plus additional mileage incurred at the prevailing federal rate.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Sheriff and County Manager are hereby authorized to enter into inter-municipal agreements with Steuben County Towns and Villages for enhanced law enforcement services; and be it further

**RESOLVED**, the Sheriff will present annual updates regarding the enhanced law enforcement services provided to the Public Safety and Corrections Committee; and be it further

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

Mr. Mullen asked what is the scope of services for this? Mr. Wheeler replied this will cover additional patrols and details that a municipality might want above and beyond what the Sheriff may provide. There is just one municipality right now for consideration for additional patrols around a school.

Mr. Hanna asked will this be overtime? Mr. Wheeler replied it will be overtime only. There are regulations about this and these services have to be above and beyond the Sheriff's normal duties. The Sheriff is not proposing adding additional staff.

Mr. Van Etten commented the rate charged to the municipalities factors in fringe and that will be charged back to the County.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 234-19**

Introduced by R. Lattimer.

Seconded by H. Lando.

**AUTHORIZING THE COUNTY MANAGER TO ENTER INTO AN INTER-MUNICIPAL AGREEMENT WITH LIVINGSTON COUNTY FOR WEIGHTS AND MEASURES SERVICES.**

**WHEREAS**, the Agriculture, Industry & Planning and Administration Committees have approved an Inter-Municipal Agreement with Livingston County for the provisions of Weights and Measures Services; and

**WHEREAS**, the agreement anticipates an annual payment, plus necessary expenses related to the provision of Weights and Measures Services; and

**WHEREAS**, it is anticipated the services will require approximately three-quarters of a full-time employee to complete; and

**WHEREAS**, the agreement shall commence January 1, 2020, with the option for four (4), one (1) year renewals thereafter, with a sixty-day opt out provision; and

**WHEREAS**, it is desirable to enter into the agreement to assist a neighboring county.

**NOW THEREFORE, BE IT**

**RESOLVED**, the County Manager is hereby authorized to sign the Inter-Municipal Agreement with Livingston County; and be it further

**RESOLVED**, certified copies of this resolution be forwarded to the County Manager; County Attorney; Director of Weights & Measures; Ian Coyle, Livingston County Administrator, 6 Court Street Geneseo, NY 14454; David LeFeber, Chair of the Livingston County Board of Supervisors, 6 Court Street Geneseo, NY 14454; and Mark Grove, Livingston County Environmental Health Director; 6 Court Street Geneseo, NY 14454.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 235-19**

Introduced by R. Lattimer.

Seconded by C. Ferratella.

**AUTHORIZING THE CREATION OF A CAPITAL PROJECT AND THE TRANSFER OF FUNDS FROM GENERAL FUND BALANCE FOR THE COURT RENOVATION PROJECT**

**WHEREAS**, with the impending start of the Court Renovation Project, capital project funding is required; and

**WHEREAS**, the Ad Hoc Office Space Committee and Finance Committee have recommended utilizing general fund balance to fund this project; and

**WHEREAS**, utilizing general fund balance makes the County eligible for additional direct reimbursement from the NYS Office of Court Administration; and

**WHEREAS**, the Ad Hoc Office Space Committee and Finance Committee have authorized the creation of a new capital project for this purpose and the transfer of \$3 million from general fund balance to said project to fund Phase 1 of this effort.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Commissioner of Finance is hereby authorized and directed to create the “Court Renovation Project” capital project (Account number: HB0305); and be it further

**RESOLVED**, the Commissioner of Finance is hereby authorized and directed to transfer \$3 million from general fund balance to this capital project; and be it further

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

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 236-19**

Introduced by R. Lattimer.

Seconded by F. Potter.

**AWARDING BIDS FOR PHASE ONE OF THE COURT RENOVATION PROJECT.**

**WHEREAS**, Steuben County issued bids for Phase 1 of the Court Renovation Project; and

**WHEREAS**, the Ad-Hoc Office Space Committee has received and reviewed said bids and has recommended award to the qualified low bidders as recited below.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Legislature does hereby award the bid to the following vendors, per discipline:

- General Construction** – Building Innovation Group - \$987,821.00
- Electrical** – Matco Electrical Corporation - \$384,500.00
- Mechanical** – Lawman Heating and Cooling, Inc. - \$322,300.00
- Plumbing** – Kimble, Inc. - \$197,700.00
- Controls** – Day Automation - \$67,581.93

**AND BE IT FURTHER RESOLVED**, the County Manager is hereby authorized and directed to execute all necessary contracts, amendments, and change orders as approved by the Legislature; and be it further

**RESOLVED**, change orders shall be authorized with limits consistent with the *Administrative Code*, as follows:

\$0-\$10,000 – County Manager approval  
\$10,001-\$25,000 – Ad Hoc Office Space Committee approval  
\$25,000+ – Full Legislature approval

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

**Vote: Roll Call – Adopted. Yes – 8666; No – 1206  
(No – Legislators Fitzpatrick and Hanna)**

### **RESOLUTION NO. 237-19**

Introduced by B. Schu.

Seconded by C. Ferratella.

#### **AMENDING THE *ADMINISTRATIVE CODE*.**

**WHEREAS**, the *Administrative Code's* Outside Employment Policy has been reviewed by the County Manager and Personnel Officer; and

**WHEREAS**, upon review said Policy requires amending to make the Policy more effective and clear; and

**WHEREAS**, the Administration Committee has authorized and approved the requested amendment.

#### **NOW THEREFORE, BE IT**

**RESOLVED**, the *Administrative Code's* Outside Employment Policy is hereby amended as follows:

#### **PART XVII : PERSONNEL POLICY, Section 6, paragraph C, sub-paragraph 5, Outside Employment**

Outside employment shall be defined as all work performed with another business, non-profit entity, or self-employment outside of the employee's normal schedule whether that is for a different Department within the County or for an employer other than the County.

Before an employee may obtain outside employment, he/she must secure approval of his/her Department Head and the Personnel Officer. To obtain such approval, an employee must properly complete the Outside Employment Form and submit it to his/her Department Head. If approved by the Department Head, the form will then be forwarded to the Personnel Officer for final approval/disapproval.

No employee shall accept outside employment or engage in any public or private business if such outside employment interferes with the employee's ability to perform their assigned duties. Outside employment must also not interfere with the employee's normal work schedule within the County. Any employee accepting outside employment shall make arrangements with his/her outside employer to be relieved from his/her duties should the County call him/her for an emergency. Any employee accepting such employment shall agree to respond to any emergency should his/her Department Head determine it necessary.

Disapproval of outside employment will require an employee to not accept the outside employment. Employees who engage in disapproved outside employment may be subject to disciplinary action.

A copy of the Outside Employment form will be filed in the employee's personnel folder.

All employees who sustain injuries while performing outside employment duties are to report them to their immediate supervisor prior to the next scheduled work day; and be it further



**RESOLVED**, the *Administrative Code's* Outside Employment Form Template is hereby amended as follows:

### STEUBEN COUNTY OUTSIDE EMPLOYMENT FORM

In accordance with the Administrative Code for Steuben County (Part XVII, Section 6, C, 5), employees must secure approval from Department heads and the Personnel Officer **prior** to performing work outside of the normally scheduled position. The Outside Employment policy was established to ensure that outside employment would not interfere with County job responsibilities, such as excessive leave time, conflict of interests, or inability to perform County job duties.

**Please complete the following information to be submitted for approval regarding outside employment:**

Employee Name: \_\_\_\_\_ Department: \_\_\_\_\_

Company Name: \_\_\_\_\_ Title of Position: \_\_\_\_\_

Duration of hours/employment (check all that apply):

- Part Time
- Full Time
- On-Call
- Seasonal/Temporary

Describe the duties of the outside employment:

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Is this the only outside employment you have? (Complete a separate form for each outside employment.)

- Yes  No

Will the outside employment interfere with County job responsibilities?

- Yes  No

Will leave time be requested to work at outside employment?

- Yes  No

Will phone calls (both incoming and outgoing) regarding outside employment interfere with County work hours?

- Yes  No

Could the outside employment create a conflict of interest?

- Yes  No

Please explain in the comment section below if "yes" was answered to any of the above questions.

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\_\_\_\_\_  
Department Head Signature

\_\_\_\_\_  
Date

Outside employment is:

- Approved  Disapproved

\_\_\_\_\_  
Personnel Officer Signature

\_\_\_\_\_  
Date

Outside employment is:

- Approved  Disapproved

Cc: Employee – Date sent: \_\_\_\_\_ Initial: \_\_\_\_\_  
Brenda Moti, Chair of Ethics Committee

; and be it further

**RESOLVED**, the Personnel Officer is directed to notify each and every County Employee of this new required form and request those employees with existing Outside Employment forms on file to fill out the new form; and be it further

**RESOLVED**, certified copies of this Resolution shall be forwarded to the Personnel Officer, the County Manager, and the County Attorney.

Mr. Malter asked does this policy apply to Legislators? Mr. Wheeler replied no. Any of these things are captured in your ethics disclosure. The purpose of this policy is to make sure if there is part-time employment, that it is known and approved.

Mr. Maio asked was there a provision before? Mr. Wheeler replied yes. The process was at the department level and we could not ensure compliance. Mr. Maio asked are there any substantive changes? Mr. Wheeler replied this policy has more clarification and there has been a change to the form.

Mr. Mullen asked would this include if an individual has a hobby farm or is working on engines for people? This is pretty broad. Mr. Wheeler replied it is supposed to be all encompassing. If someone was doing mechanic work and they could potentially have a contract or conflict, or if it took significant time, then yes. He doesn't really think it would apply to hobby farms. Mr. Mullen commented it is drafted as if it does.

Mr. Wheeler stated we are going to communicate to all employees and have employees complete the form again if they currently have a form on file. This is for if an employee has outside employment or is seeking outside employment.

Mr. Mullen asked what about not-for-profits; does this include being on a board? Mr. Wheeler replied that would be covered under ethics. Ms. Mori explained it is all part of ethics. The final step is that these forms will be submitted to the Ethics Board. Right now we have no idea if someone could be working for someone who has a contract with the County. With regard to not-for-profits, we have to report them on the financial disclosure and the employees should as well.

Mr. Maio asked is there criteria as to what would cause an application to be denied? Mr. Wheeler replied yes; a straight forward conflict, if there are requests for significant leave. We are not looking to prohibit, but we want to make sure that any conflicts are addressed.

**Vote: Roll Call – Adopted. Yes – 8670; No – 1202  
(No – Legislators Fitzpatrick and Mullen)**

### **RESOLUTION NO. 238-19**

Introduced by B. Schu.

Seconded by G. Swackhamer.

### **APPOINTING THE COMMISSIONER OF FINANCE.**

Pursuant to Section 6.00 of the Steuben County Charter.

**WHEREAS, Tammy Hurd-Harvey** of Bath, New York, has been recommended by the Administration Committee for appointment as the Steuben County Commissioner of Finance to serve for a five-year term.

**NOW THEREFORE, BE IT**

**RESOLVED, Tammy Hurd-Harvey** of Bath, New York, be and the same hereby is appointed as the Commissioner of Finance for a five-year term commencing January 1, 2020 through December 31, 2024 at the salary of \$99,999; and be it further

**RESOLVED**, an Oath of Office shall be filed in the Steuben County Clerk's Office, and the Clerk of this Legislature is directed to file certified copies of this resolution with the above named appointee, the County Clerk and the Personnel Officer.

**Vote: Roll Call – Adopted.**

Mrs. Hurd-Harvey stated thank you for your confidence and support. I appreciate the opportunity to continue to serve. Mr. Donnelly has agreed to continue as Deputy and she is grateful for that.

Chairman Hauryski stated he would like to take this opportunity to thank Mr. Donnelly for his service as he will be retiring at the end of this year. We appreciate your work and hope you enjoy your retirement. Mr. Donnelly stated he would like to acknowledge his wife and family who have been very supportive. Mrs. Hurd-Harvey is very qualified and capable. He would also like to acknowledge Chairman Hauryski who did such a good job that everyone has forgotten that he used to be Chairman.

### **RESOLUTION NO. 239-19**

Introduced by R. Lattimer.

Seconded by T. Ryan.

### **AUTHORIZING A PUBLIC HEARING ON THE EIGHT-YEAR REVIEW OF AGRICULTURAL DISTRICT NO. 6**

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

**WHEREAS**, Agricultural District No. 6, located in the Village of Addison, Towns of Addison, Bath, Cameron, Campbell, Caton, South Corning, Erwin, Hornby, Lindley, Rathbone, Thurston, Tuscarora, Woodhull and the City of Corning, Steuben County, is now being reviewed pursuant to said Law; 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 will file written reports with this County Legislature containing their recommendations and any proposed modifications concerning the same.

### **NOW THEREFORE, BE IT**

**RESOLVED**, 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 reports of the Agricultural and Farmland Protection Board shall be held by this County Legislature on the 27th day of January, 2020, at 10:00 a.m.; and be it further

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

**Vote: Acclamation – Adopted.**

**RESOLUTION NO. 240-19**

Introduced by C. Ferratella.

Seconded by A. Mullen.

**RECOGNIZING THE SERVICE AND ACHIEVEMENTS OF OUTGOING COUNTY LEGISLATOR RANDOLPH J. WEAVER.**

**WHEREAS**, all members of the Steuben County Legislature would like to formally recognize and thank **LEGISLATOR RANDOLPH J. WEAVER** for his years of service on the Steuben County Legislature.

**NOW THEREFORE, BE IT**

**RESOLVED**, this Legislature is honored to recognize the service and achievements of **LEGISLATOR WEAVER**, 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 1. During Randy's twelve year tenure on the Legislature, he served as Chairman of the Agriculture, Industry & Planning Committee, member of the Human Services, Health & Education Committee; as well as served as Minority Leader from 2010 - 2011. Randy has served with honor and distinction as a member of the Steuben County Legislature, having also represented Steuben County as a member of the Southern Tier Extension Railroad Authority; and be it further

**RESOLVED**, the members of this Steuben County Legislature wish to thank **RANDOLPH J. WEAVER** for his dedication, contributions and service to the residents of Steuben County.

**Vote: Acclamation – Adopted.**

**RESOLUTION NO. 241-19**

Introduced by C. Ferratella.

Seconded by R. Weaver.

**RECOGNIZING THE SERVICE AND ACHIEVEMENTS OF OUTGOING COUNTY LEGISLATOR JOSEPH J. HAURYSKI.**

**WHEREAS**, all members of the Steuben County Legislature would like to formally recognize and thank **LEGISLATOR JOSEPH J. HAURYSKI** for his years of service on the Steuben County Legislature.

**NOW THEREFORE, BE IT**

**RESOLVED**, this Legislature is honored to recognize the service and achievements of **LEGISLATOR HAURYSKI**, 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 8. During Joe's twelve-year tenure on the Legislature, he served as Chairman and member of the Public Works Committee, and member of the Agriculture, Industry & Planning Committee. On December 14, 2010, Joe was elected by his peers to the highest office of Chairman of the Legislature, and he has served in this capacity for nine years. Joe has served with honor and distinction as a member of the Steuben County Legislature, having also represented Steuben County on the Local Emergency Planning Committee; Southern Tier Central Regional Planning & Development Board; Steuben Area Economic Development Corporation; Steuben County Industrial Development Agency and the Steuben County Land Bank; and be it further

**RESOLVED**, the members of this Steuben County Legislature wish to thank **JOSEPH J. HAURYSKI** for his dedication, contributions and service to the residents of Steuben County.

**Vote: Acclamation – Adopted.**

Chairman Hauryski stated well, ladies and gentlemen, this is the end of the ride. I am grateful for having the opportunity to serve the people of Steuben County. We have accomplished a great deal over the last twelve years and this would not have been possible without the dedication and hard work put forth by the legislators who have served in this Chamber. I need to thank my mentors, Phil Roche and Pat Donnelly, for their guidance and advice during my tenure as Chairman. A big thank you to those who have served with me as Vice Chair; Pat McAllister, Scott Van Etten and Carol Ferratella. My successes would not have been possible without the help and hard work of our County Managers, Mark Alger and Jack Wheeler. They are the best. Lastly, I need to thank these ladies up here, Brenda and Amanda, as well as Yvonne, for what they do for the legislators. Brenda has saved me numerous times from getting myself into trouble. To all the department heads and the people that work for the County; you are the greatest, keep up the great work you do. Thank you and God Bless.

*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; 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 Corporation made by Ms. Fitzpatrick, seconded by Mr. Ryan and duly carried.*

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

#### **RESOLUTION NO. 242-19**

Introduced by B. Schu.

Seconded by H. Lando.

#### **RATIFYING THE CORRECTION OFFICERS, DISPATCHERS, AND COURT SECURITY OFFICERS UNIT BARGAINING AGREEMENT.**

Pursuant to the provisions of the New York State Public Employees' Fair Employment Act known as the "Taylor Law" and Section 205 of the County Law of the State of New York.

**WHEREAS**, the negotiating committee for the Steuben County Legislature has, for several months, been meeting with the negotiating committee of the Steuben County Local #851 of the Civil Service Employees' Association, Inc. (CSEA), the bargaining unit for Correction Officers, Dispatchers and Court Security Officers as to recommended proposals for terms and working conditions for County employees for the years 2020, 2021 and 2022; 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 2020, 2021 and 2022 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 #851 of the Civil Service Employees' Association, Inc., for the fiscal years 2020, 2021 and 2022, which agreement shall be drafted by the County Attorney in accordance with the proposed agreement, and upon its approval by Steuben County Legislature and its prior approval and

execution by the President of the Steuben County Local #851 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 #851 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 Steuben County 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 2020, 2021 and 2022; and be it further

**RESOLVED**, that the Steuben County Commissioner of Finance be and the same hereby is authorized and directed to appropriate sufficient funds for the salaries included in the proposed Agreement to the appropriate line items; and be it further

**RESOLVED**, a certified copy 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 #851 of the Civil Service Employees' Association, Inc.

**Vote: Roll Call – Adopted.**

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