

**REGULAR MEETING**  
**Morning Session**  
**Monday, June 26, 2017**  
**Legislative Chambers**

The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers in Bath, NY on the 26<sup>th</sup> day of June, 2017 at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members were present.

Chairman Hauryski stated following the Pledge of Allegiance, he would ask for a moment of silence to remember Mary Smith, a County employee in the County Clerk's Office who recently passed away. He asked Mr. Swackhamer to provide the Invocation and Mr. Schu to lead the Pledge of Allegiance.

Chairman Hauryski asked Amie Bills to come forward. Ms. Bills is an employee in the Department of Social Services. He presented her with a Certificate of Appreciation and a pin in recognition of her 15 years of service to Steuben County.

Chairman Hauryski asked Braddock Pierce to come forward. Mr. Pierce is an employee in the Public Defender's Office. He presented him with a Certificate of Appreciation and a pin in recognition of his retirement following 16 years of service to Steuben County. Mr. Roche stated that he would like to thank Mr. Pierce for coming here this morning as this is his first official day of retirement. He did more than just show up to work. He represented a very challenging group of folks that have various challenges including alcohol and substance abuse; and through his patient manner, made them understand that when it comes to Family Court, it is not about winning, but coming up with a way, the best way you can, for yourself and your children. Literally thousands of people owe thanks to Mr. Pierce. Young attorneys come to him asking for advice and he is a friend to all. He thanked Mr. Pierce for his 16 ½ years of service and for what he has done, and his impact on families.

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

Wayne Wells – Cameron, spoke about flags. They are a powerful symbol; their meaning is commensurate with the society that flies them. June 14<sup>th</sup> is a day that honors our flag. We are a diverse culture which is not about to be less so. The question is will we remain a united people?

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

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

Mr. Donnelly reminded the Legislators that the Annual Tax Foreclosure Sale will be held on July 14, 2017, at 10:00 a.m. at the Campbell-Savona High School.

Mr. Reed stated that he would like to announce the dissolution of the Cell III contract action. This pertained to adjustments the County made in figures with the vendor, for the contract totaling \$388,000. As a case, this was a unique matter for the County to be in a lawsuit in reference to a contract. This brought into close scrutiny the County's procurement policy, which provided a strong basis for resolution to this action. He commended the Legislature, as the routine practice of this Board provided the best record for County personnel to follow through in processes. That is what happened under the leadership of Mr. Spagnoletti and the Landfill division. Mr. Reed stated during the course of the lawsuit they reviewed committee actions and the taking of minutes, department records of Public Works as well as

records maintained by the Information Technology Department. We had done things well. He stated he could like to commend several people; Vince Spagnoletti, Steve Orcutt, John Emo, Rich Bills, who are routinely doing their jobs well. He also would like to commend Jennifer Prossick on the good work she did as lead counsel for this case. The quality of her legal work was outstanding.

Ms. Fitzpatrick stated that she would like to publicly thank the following individuals in the Sheriff's Office; Sergeant Shutt, Deputy Hawk, Investigator Tyner and Dispatcher Burgess. They were instrumental in helping with a break in at one of my husband's businesses and the individual will have his day in court. They have had great training and did a good job. Sheriff Allard commented that Sarah Burgess is actually a dispatcher in 911, so that department should be commended as well.

Mrs. Ferratella announced the recent passing of William Cornell, who was the Mayor of Riverside. He served the Village of Riverside for 40 years and should be remembered.

### **RESOLUTION NO. 094-17**

Introduced by S. Van Etten.

Seconded by J. Malter.

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

Pursuant to Section 2.07 of the Steuben County Charter.

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

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

**RESOLVED**, as it appears to be in the best interest of the County to sell the property(ies) listed on Schedule "B" for the consideration offered, the Steuben County Commissioner of Finance is hereby authorized and directed to execute the necessary documentation to convey the recited parcel(s) to the grantee(s) upon receipt of the consideration indicated, pursuant to Real Property Tax Law §1166 and as approved by the Steuben County Finance Committee on June 13, 2017; and be it further

**RESOLVED**, the said grantee(s) must accept the parcel(s) "as is" together with the obligation of removing any persons, if any, claiming any interest in the parcel(s) if need be, and as upon the "Notice to Bidders and Terms of Sale 2017" as applicable; 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 located southerly of the Steuben County parcel(s) contained in Schedule "C-1", to grant to Steuben County the right of ingress and egress across the easterly portion of the servient estate, to a parcel situate between the dominant estate parcel and servient estate parcel, for which a second permanent easement will be executed, 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**, 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 located easterly and southerly of the Steuben County parcel(s) contained in Schedule "C-2", to grant to Steuben County the right of

ingress and egress to a parcel adjoining 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 Brian G. Whyte and/or Joseph Townsend, the sum of \$3,000.00 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 of the appropriate municipality; and certified copies of this resolution contained in Schedule "B" shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, and the grantees; and a certified copy of this resolution contained in Schedule "C" shall be forwarded to the Commissioner of Public Works, the 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 grantor.

SCHEDULE "A"

Resolution No. A-1  
 Name Hornell IDA  
 Parcel No. 122.03-01-001.000  
 Municipality City of Hornell  
 Disposition Correction

Resolution No. A-2  
 Name Hornell IDA  
 Parcel No. 136.01-01-001.000  
 Municipality City of Hornell  
 Disposition Correction

Resolution No. A-3  
 Name Hornell IDA  
 Parcel No. 151.05-02-002.100  
 Municipality City of Hornell  
 Disposition Correction

Resolution No. A-4  
 Name Hornell Bible Church  
 Parcel No. 151.63-03-014.000  
 Municipality City of Hornell  
 Disposition Correction

Resolution No. A-5  
 Name Sylvia Johnson Hoke  
 Parcel No. 159.06-02-056.000  
 Municipality Village of Bath  
 Disposition Correction

SCHEDULE "B"

Resolution No. B-1  
 Former Owner Mary Devlin  
 In Rem Index No. 2013-1427CV  
 Parcel No. 151.80-01-094.000  
 Municipality City of Hornell  
 Grantee(s) City of Hornell  
 Grantee(s) Address P.O. Box 627, 82 Main Street, Hornell, NY 14843  
 Consideration \$11,012.10, together with recording fee: \$185.00

Resolution No.	B-2
Former Owner	Sonja S. Kellogg
In Rem Index No.	2015-1291CV
Parcel No.	151.15-03-033.000
Municipality	City of Hornell
Grantee(s)	City of Hornell
Grantee(s) Address	P.O. Box 627, 82 Main Street, Hornell, NY 14843
Consideration	\$6,878.17, together with recording fee: \$185.00

Resolution No.	B-3
Former Owner	Lin Rong Yu
In Rem Index No.	2015-1291CV
Parcel No.	151.63-04-015.000
Municipality	City of Hornell
Grantee(s)	City of Hornell
Grantee(s) Address	P.O. Box 627, 82 Main Street, Hornell, NY 14843
Consideration	\$17,650.00, together with recording fee: \$305.00

Resolution No.	B-4
Former Owner	Daniel W. and Rose Rook
In Rem Index Nos.	2011-1564CV and 2014-1414CV
Parcel Nos.	017.15-02-007.000 and 017.15-02-006.000, respectively
Municipality	Town of Cohocton
Grantee(s)	Scott P. Clark
Grantee(s) Address	19 River Street, P.O. Box 4, Atlanta, NY 14808
Consideration	\$1000.00, together with recording fee: \$305.00

SCHEDULE "C"

Resolution No.	C-1 (Amending Resolution 056-16, Schedule B)
Name	Mullen Trust (Mack J. and Verna C. Mullen)
Dominant Estate Parcel Nos.	250.00-01-028.000
Servient Estate Parcel No.	250.00-01-002.100
Municipality	Town of Hartsville
Disposition	Permanent Easement [ingress/egress roadway]
Consideration	\$1500.00

Resolution No.	C-2
Name	Brian G. Whyte and/or Joseph Townsend
Dominant Estate Parcel Nos.	250.00-01-028.000
Servient Estate Parcel No.	250.00-01-003.000
Municipality	Town of Hartsville
Disposition	Permanent Easement [ingress/egress roadway]
Consideration	\$3,000.00

Mr. Mullen stated he will be abstaining due to a familial relationship with one of the parties listed on the resolution.

**Vote: Roll Call – Adopted. Yes – 9275, No – 0, Absent – 0, Abstained – 597  
(Abstained – Legislator Mullen)**

**RESOLUTION NO. 095-17**

Introduced by J. Hauryski.

Seconded by G. Roush.

**RECEIVING AND ACCEPTING THE JUNE 26, 2017 COMMUNICATIONS LOG AS PREPARED BY THE STEUBEN COUNTY MANAGER’S OFFICE.**

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

**May 15, 2017**

NYS Department of Public Service – Re: Corning Natural Gas Corporation proposed rate increase (Case 16-G-0369). *Referred to: filed with the Clerk of the Legislature, Brenda Mori.*

Keuka Lake Association – Re: Notice of Keuka Lake State of the Lake meeting scheduled for June 12<sup>th</sup> at 6:30pm in the Hegeman Hall, room 109 located in Keuka College. *Referred to: Joseph Hauryski, Legislature Chairman.*

**May 17, 2017**

Moody’s Investors Service – Re: The assignment of the Aa2 rating for Steuben County’s \$4M Public Improvement (Serial) Bond for 2017. *Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.*

**May 18, 2017**

City of Hornell Industrial Development Agency – Re: Notice of public hearing regarding the City of Hornell Industrial Development Agency and the Residences at Hornell LLC is scheduled for Wednesday, May 31, 2017 at 10:00am at 40 Main Street, Hornell, New York. *Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.*

**May 23, 2017**

Napoli Shkolnik PLLC, Attorneys at Law – Re: New York Opioid Litigation. *Referred to: Alan Reed, County Attorney and Jack Wheeler, County Manager.*

**May 24, 2017**

Town of Corning – Re: Request for assistance in the study of local fire rescue services. *Referred to: Public Safety & Corrections Committee; Dan Kahabka, GIS Coordinator; Timothy Marshall, Emergency Services Director, and David Hopkins, 911 Director.*

**May 25, 2017**

NYS Office for the Aging – Re: Notification of grant award and approved application for the New York Connects Expansion and Enhancement program (including the Balancing Incentive program) for the period of January 1, 2017 through March 31, 2018. *Referred to: Human Services/Health & Education Committee; and Patricia Baroody, OFA Director.*

**May 30, 2017**

Bonadio & Co., LLP – Re: Notification of the impressive results from the evaluation completed on the Federal IV-E funding process used by the Foster Care Department within the Steuben County Department of Social Services. *Referred to: Human Services/Health & Education Committee; Kathryn Muller, Commissioner of Social Services; and Patrick Donnelly, Commissioner of Finance.*

NYS Department of Transportation – Re: Notification of recently sent vouchers to the State Comptroller that distributes the first quarter SFY 2017-2018 Statewide Mass Transportation Operating Assistance (STOA) payments. *Referred to: Amy Dlugos, Planning Director.*

**June 5, 2017**

NYS Department of Taxation and Finance – Re: New Tax Law §186-g Wireless Communications Surcharges and Repeal of County Law Wireless Surcharge. *Referred to: Joseph Hauryski, Legislature Chairman; Public Safety & Corrections Committee; Finance Committee; Jack Wheeler, County Manager; Alan Reed, County Attorney; and Brenda Mori, Clerk of the Legislature.*

NRG Curtailment Solutions, Inc. – Re: Payment for the participation in the PowePay New York program for the period of 11/1/16 – 4/30/17. *Referred to: Jack Wheeler, County Manager.*

**June 8, 2017**

Premier – Re: Disclosure of administrative fees paid to Provider Select, LLC for fiscal year 2015. *Referred to: Alan Reed, County Attorney.*

Premier – Re: Disclosure of administrative fees paid to Provider Select, LLC for fiscal year 2016. *Referred to: Alan Reed, County Attorney.*

**June 9, 2017**

NYS Office of the Medicaid Inspector General – Re: Notification of Medicaid Rate Audit#17-3570 of the Steuben Center of Rehabilitation & Healthcare Facility (a/k/a Steuben Operations Associates LLC). *Referred to: Human Services/Health & Education Committee; Patrick Donnelly, Commissioner of Finance; and Leslie Drum, County Auditor; Jack Wheeler, County Manager; and Brenda Mori, Clerk of the Legislature.*

**June 12, 2017**

NYS Homes and Community Renewal – Re: Request for the project status report on the NYS Community Development Block Grant Project #1115PR170-16 is needed by July 14, 2017. *Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.*

NYS Agriculture and Markets – Re: Notification of approval for the changes to the Steuben County Agricultural Districts No. 1, No. 2, No. 3, No. 5, and No. 6 during the annual 30 day review period. *Referred to: A.I.P. Committee; Amy Dlugos, Planning Director and Brenda Mori, Clerk of the Legislature.*

**Vote: Acclamation – Adopted.**

**RESOLUTION NO. 096-17**

Introduced by B. Schu.

Seconded by H. Lando.

**PRESENTING LOCAL LAW TENTATIVELY NO. FIVE FOR THE YEAR 2017, AMENDING LOCAL LAW NO. THREE FOR THE YEAR 2010, RELATIVE TO THE ADMINISTRATION AND OPERATION OF THE STEUBEN COUNTY WORKERS' COMPENSATION SELF-INSURANCE PLAN AND TO PROVIDE FOR THE APPORTIONMENT OF COSTS AND OPERATION OF THE STEUBEN COUNTY SELF-INSURANCE PLAN.**

Pursuant to Sections 65 and 66 of the Workers' Compensation Law of the State of New York.

**RESOLVED**, there is hereby presented to each member of this Steuben County Legislature Local Law Tentatively No. Five for the Year 2017, amending Local Law No. Three for the Year 2010 relative to the administration and operation of the Steuben County Workers' Compensation Self-Insurance Plan and to provide for the apportionment of costs and operation of the Steuben County Self-Insurance Plan, as follows:

**COUNTY OF STEUBEN  
LOCAL LAW NO. FIVE FOR THE YEAR 2017**

A local law, amending Local Law No. three for the Year 2010 relative to the administration and operation of the Steuben County Workers' Compensation Self-Insurance Plan and to provide for the apportionment of costs and operation of the Steuben County Self-Insurance Plan.

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

**SECTION 1: LEGISLATIVE INTENT**

It is the intent of the within legislation to Amend Local Law No. Three for the Year 2010 and to provide for the apportionment of costs to the participants in and the maintenance and operation of the Steuben County Self-Insurance Plan through the enactment of these Rules & Regulations.

Said apportionment shall be a combination of past claims history, assessed full valuation and payroll costs, will provide for the operation of the plan on an accrued liability basis whereby amounts charged to participants shall be based on the estimated total liability of participants actuarially computed, arising each year, on an experience rating basis, whereby amounts charged to participants shall be based partially on the past liability of participants which have been adopted under Local Law No. 8 filed on June 29, 2007 shall not thereafter be discontinued.

**SECTION 2: APPORTIONMENT OF COSTS TO PLAN PARTICIPANTS**

Following the preparation of the annual estimate of projected amounts necessary for the ensuing calendar year, pursuant to Workers' Compensation Law §67 71, the share of the amounts chargeable to each participant shall be made ~~in the following manner: 20% of such projected cost share shall be apportioned based on the proportion that the full aggregate valuation of the taxable real property of the participant bears to the aggregate full valuation of all participants; 60% shall be apportioned based on the proportion that the full aggregate payroll of the participant bears to the full aggregate payroll of all participants; and, the final 20% shall be apportioned among the participants based on the proportion of the full value of claims paid over the preceding five (5) years of each participant bears in proportion to the full aggregate value of all claims paid by all participants over that same period of time.~~ in accordance with the rules and procedure, classifications and loss costs adopted by the New York Compensation Insurance Rating Board to govern the underwriting of Workers Compensation and Employers Liability Insurance, Voluntary Compensation Insurance and Employers Liability Insurance in the State of New York.

**SECTION 4: ENTRY AND WITHDRAWAL OF PARTICIPANTS**

Entry into the Plan by an eligible municipality shall be made by service upon the Administrator of a certified copy of the local resolution or legalizing act authorizing same on or before March 31<sup>st</sup> of each calendar year for the ensuing calendar year. Withdrawal by an eligible municipality from the Plan shall be made by service of a certified copy of the local resolution or legalizing act withdrawing from the Plan on or before March 31<sup>st</sup> of each calendar year for the ensuing calendar year. Any withdrawal from the Plan shall require payment of the withdrawing municipality's equitable share of the ~~outstanding unfunded liabilities, as calculated by an actuarial reserve estimate, based on their portion of participant contributions for the last ten plan years~~ or for the total plan years of participation in the plan where participation has been less than 10 years. ~~of the Plan as of the date of the withdrawal. Liability to pay equitable share shall include an obligation for existing claims of each withdrawing participant together with administrative costs.~~ Payment of said sum shall be made in a lump sum or periodic payments as determined by the Administrator of the Plan upon the advice and consent of the Administration Committee of the Steuben County Legislature.

**SECTION 6. EFFECTIVE DATE**

This local law shall take effect immediately.

**NOTE GUIDE:** Additions are underlined; deletions by ~~striketrough~~.

**AND BE IT FURTHER RESOLVED**, before said Local Law is adopted by the County Legislature, a Public Hearing shall be held on Monday, July 24, 2017 at 10:00 A.M. at the Legislative Chambers, Village of Bath, New York; and be it further

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

**RESOLVED**, certified copies of this resolution shall be forwarded to the County Manager and the Administrator of the Steuben County Self-Insurance Plan.

**Vote: Acclamation – Adopted.**

**RESOLUTION NO. 097-17**

Introduced by G. Swackhamer.

Seconded by B. Schu.

**RECEIVING AND ACCEPTING REAL PROPERTY FROM THE TOWN OF CATON.**

**WHEREAS**, the Caton Town Board unanimously passed a Resolution May 1, 2017, authorizing the Town to convey to the County of Steuben a .826 acre vacant lot situated on Corduroy Road, located in the Town of Caton, Steuben County, New York-tax parcel #390.00-02-013.00, subject to the Town Attorney approval; and

**WHEREAS**, the Town of Caton’s Attorney, per correspondence of May 16, 2017, communicated to the County of Steuben his approval for the conveyance of the same; and

**WHEREAS**, the Public Works Committee has recommended the County of Steuben accept said conveyance.

**NOW THEREFORE, BE IT**

**RESOLVED**, the County be and the same hereby accepts the conveyance of the subject parcel; and be it further

**RESOLVED**, the County Manager is authorized and directed to execute the requisite documents to complete said conveyance; and be it further

**RESOLVED**, certified copies of this Resolution shall be forwarded to Avonne M. Dickerson, Town Clerk of the Town of Caton at 11161 Hendy Hollow Road, Corning, NY 14830.

Mr. Maio stated he would be abstaining as he is the attorney for the Town of Caton.

**Vote: Roll Call – Adopted. Yes – 9330, No – 0, Absent – 0, Abstained – 542.  
(Abstained – Legislator Maio)**

**RESOLUTION NO. 098-17**

Introduced by G. Swackhamer.

Seconded by D. Farrand.

**ACQUIRING BIRDSEYE HOLLOW PARK IN THE TOWN OF BRADFORD FROM THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION.**

**WHEREAS**, the County of Steuben has been operating, maintaining, and developing Birdseye Hollow Park (“the Park”), a public day use and recreational area consisting of approximately 6.75 acres of land in Birdseye Hollow State Forest in the Town of Bradford, since 1971 under numerous Temporary Revocable Permits with the New York State Department of Environmental Conservation (NYSDEC); and

**WHEREAS**, the Park has been developed beyond what the NYSDEC considers appropriate for a State Forest; and

**WHEREAS**, the County of Steuben desires to acquire the Park from the NYSDEC, and the NYSDEC desires to convey the Park to Steuben County.

**NOW THEREFORE, BE IT**

**RESOLVED**, that this Steuben County Legislature does hereby approve of accepting this conveyance of the Park from the NYSDEC; and be it further

**RESOLVED**, that the Steuben County Legislature act through its Steuben County Manager, being fully authorized to make and enter into agreements on behalf of the County of Steuben, to execute any and all documents associated with the aforementioned conveyance between the County and the NYSDEC in manner and form and substance as herein stated, and attach the seal of the County thereto; and be it further

**RESOLVED**, that a certified copy of this resolution shall be filed with Mark Gooding, NYSDEC Regional Forester, 6274 E. Avon-Lima Road, Avon, NY 14414-9516.

Mr. Weaver asked is this an extra park? Mr. Wheeler replied no. We currently operate the park in conjunction with the New York State Department of Environmental Conservation (NYSDEC). They are willing to have us operate the park so that we do not have to go through NYSDEC processes to obtain permission to make improvements. He stated there is no additional cost as we are already doing this service.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 099-17**

Introduced by G. Swackhamer.

Seconded by J. Malter.

**GRANTING A PERMANENT EASEMENT TO AN ADJACENT LANDOWNER ON COUNTY ROUTE 66 IN THE TOWN OF HORNELLSVILLE.**

**WHEREAS**, the Simmons Rockwell Dealership is planning to expand its facility at 1160 County Route 66 in the Town of Hornellsville, including a proposed parking lot adjacent to the north side of County Route 66; and

**WHEREAS**, the County of Steuben has jurisdiction over a widened right-of-way along County Route 66 adjacent to the Simmons Rockwell Dealership as a result of the 1976 NYSDOT contract to construct the State Route 36/County Route 66 intersection; and

**WHEREAS**, Simmons Rockwell desires to obtain a permanent easement from Steuben County in this widened right-of-way along the north side of County Route 66 in which to expand their parking lot, said easement varying from approximately ten (10) feet wide to twenty-five (25) feet wide by one hundred and eighty-four (184) feet long totaling 0.09± acres; and

**WHEREAS**, the County of Steuben is willing and able to grant the permanent easement to Simmons Rockwell with the stipulation that Simmons Rockwell be responsible for maintenance of the easement area.

**NOW THEREFORE, BE IT**

**RESOLVED**, that this Steuben County Legislature does hereby approve of granting a permanent easement to Simmons Rockwell along the north side of County Route 66 that varies from approximately ten (10) feet wide to twenty-five (25) feet wide by one hundred and eighty-four (184) feet long totaling 0.09± acres, with the stipulation that Simmons Rockwell be responsible for maintenance of the easement area; and be it further

**RESOLVED**, that this conveyance, including a site plan prepared by Bergmann Associates depicting the easement, shall be recorded in the Steuben County Clerk's Office; and be it further

**RESOLVED**, that a certified copy of this Resolution be transmitted to Dick Rockwell, Simmons Rockwell, 1160 County Route 66, Hornell, NY 14843.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 100-00**

Introduced by G. Swackhamer.

Seconded by G. Roush.

**OFFICIALLY DECLARING THE WILSON HOLLOW ROAD BRIDGE IN THE TOWN OF HORNBY AS A COUNTY BRIDGE FOR PARTIAL MAINTENANCE.**

Pursuant to Section 234 of the Highway Law of the State of New York, formerly numbered Section 231.

**WHEREAS**, pursuant to said statutes, the County could take over a bridge with a span of twenty-five (25) feet or more on a town highway or village street upon the recommendation of the Commissioner of Public Works and approval by the County Legislature, such bridges being denominated "PM Bridges", or partial maintenance bridges, with the County constructing and maintaining the superstructure and the town or village maintaining the floor and wearing surface; and

**WHEREAS**, the County of Steuben by prior resolution has taken over partial maintenance of all bridges with a span of twenty-five (25) feet or more, measured horizontally from face to face of abutments at the bridge seats along a line parallel to the center line of the roadway, on town highways and village streets within the County; and

**WHEREAS**, replacement structures of PM Bridges may no longer meet the above criteria resulting in the deletion of the structure from the PM Bridge program; and

**WHEREAS**, the Town of Hornby has passed a resolution requesting that Steuben County take over partial maintenance of the Wilson Hollow Road bridge that has a span of approximately thirty-one (31) feet, and agreeing to share in the initial material and contractor costs of replacing the bridge with the County at a ratio of one to one; and

**WHEREAS**, the Public Works Committee of the Steuben County Legislature has recommended that the County take over partial maintenance of the Wilson Hollow Road Bridge in the Town of Hornby.

**NOW, THEREFORE BE IT**

**RESOLVED**, the Steuben County Legislature does hereby approve of taking over the Wilson Hollow Road bridge in the Town of Hornby for partial maintenance with the County to maintain the structure and the Town to maintain the floor and wearing surface; and be it further

**RESOLVED**, the County of Steuben agrees to share in the initial material and contractor costs of replacing the bridge with the Town at a ratio of one to one; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the Regional Director of the New York State Department of Transportation, 107 Broadway, Hornell, NY 14843 and the Highway Superintendent of the Town of Hornby, 4830 Hornby Road, Beaver Dams, NY 14812; Steuben County Commissioner of Public Works and Steuben County Commissioner of Finance.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 101-17**

Introduced by G. Swackhamer.

Seconded by R. Nichols.

**AUTHORIZING APPLICATION FOR AND ACCEPTANCE OF A HOUSEHOLD HAZARDOUS WASTE GRANT.**

**WHEREAS**, the people of Steuben County have a need to dispose of household hazardous waste; and

**WHEREAS**, the State of New York, herein called the “State”, provides 50% financial aid towards the total cost of the HHW collection event; and

**WHEREAS**, Steuben County, here in called the “Municipality” has examined and duly considered the applicable laws of the State and the Municipality deems it to be in the public interest and benefit to file an application under these laws; and

**WHEREAS**, it is necessary that a contract by and between the State and the Municipality be executed for such State Aid.

**NOW THEREFORE, BE IT**

**RESOLVED**, by Steuben County Legislature as follows:

1. The filing of an application in the form required by the State in conformity with the applicable laws of the State including all understanding and assurances contained in said application is hereby authorized.
2. The Commissioner of the Department of Public Works or his designee is directed and authorized as the official representative of the Municipality to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the State.
3. The Municipality agrees that it will fund the entire cost of the said HHW collection event and will be reimbursed by the State for its share of such cost.
4. The Municipality or Municipalities set forth their respective responsibilities by attached joint resolution relative to a joint program.

**AND BE IT FURTHER RESOLVED**, this resolution shall take effect immediately; and be it further

**RESOLVED**, Five (5) certified copies of this resolution should be forwarded to the Commissioner of the Department of Public Works.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 102-17**

Introduced by G. Swackhamer.

Seconded by J. Malter.

**AUTHORIZING AN INCREASE TO THE SOLID WASTE LEACHATE TIPPING FEE SCHEDULE EFFECTIVE JULY 1, 2017.**

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

**WHEREAS**, the Solid Waste Division operates a regional Leachate Pre-Treatment Facility for the treatment of leachate from County operated landfills and non-County operated landfills; and

**WHEREAS**, the Solid Waste Division established a tipping fee of \$9.00/ton for non-County leachate; and

**WHEREAS**, the Solid Waste Division has determined that leachate consists of various strengths and desires to establish a tip fee for low - moderate strength (LMS) leachate and a tip fee for high strength (HS) leachate, and

**WHEREAS**, the standard that differentiates LMS leachate from HS leachate is defined in the “*Steuben County, Solid Waste Division, Special Waste Acceptance Guidance Document*” available for review upon request, and

**WHEREAS**, the County wants to continue to keep the landfill system supported by user fees; and

**WHEREAS**, the Public Works Committee recommends the modification of the leachate tipping fees.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Legislature does hereby authorize the Commissioner of Public Works to implement the following tipping fees: \$10.00/ton LMS Leachate and \$15.00/ton HS Leachate; and be it further

**RESOLVED**, the modification for LMS Leachate and HS Leachate shall become effective July 1, 2017 and remain in effect until further notice; and be it further

**RESOLVED**, these modifications shall apply to private individuals, businesses, industry, commercial haulers and local political subdivisions of the State of New York within the County of Steuben; and be it further

**RESOLVED**, the Steuben County Public Works Committee has authority to approve modifications of the “*Steuben County, Solid Waste Division, Special Waste Acceptance Guidance Document*” as standards for defining LMS leachate from HS leachate change; 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. 103-17**

Introduced by D. Farrand and S. Van Etten.

Seconded by C. Ferratella.

**AUTHORIZING THE TRANSFER OF \$100,000.00 FROM THE CONTINGENT FUND TO THE DISTRICT ATTORNEY’S BUDGET.**

**WHEREAS**, the District Attorney oversees the administration of the District Attorney’s Budget; and

**WHEREAS**, the purpose of the funding is to provide for the operations of the District Attorney’s Budget; and

**WHEREAS**, due to unanticipated trial expenses, sufficient funds are not available in the District Attorney’s Budget to cover the 2017 expenses.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Commissioner of Finance is authorized to transfer \$100,000.00 from the Contingent Fund to the District Attorney’s Budget as follows:

116500 5402245	Cell Phone-Carrier Charge	\$ 4,100.00
116500 5403800	Copying	\$ 1,000.00
116500 5405100	Postage	\$ 2,000.00
116500 5406000	Office Supplies	\$ 3,000.00
116500 5407110	Law Books	\$10,800.00
116500 5423300	Witness Fees & Travel	\$ 3,000.00
116500 5423310	Professional Witness	\$19,000.00
116500 5423400	Transcripts	\$11,000.00
116500 5424210	Investigation Expense	\$ 2,000.00
116500 5444000	Contracts for Service	\$42,100.00
116500 5450000	Operation of Vehicles	\$ 2,000.00; and be it further

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

Mr. Weaver asked does this transfer cover the expenses of one case, or multiple? Mr. Wheeler replied this represents expenses for multiple cases. A lot was due to costs for special prosecution for the Clayton Trial. We paid \$45,000 in witness and investigation costs. There have been a couple of other high-profile murder trials.

Mr. Weaver asked for an explanation for the \$4,100 for cell phones? Mr. Wheeler replied that is the cell phone cost for all of the attorneys and investigators. They are not getting additional money for those types of things. Transfers were made out of various line items to cover the costs for special prosecution. This Contingent Fund transfer will put them back to their original budgeted amounts for various line items. The District Attorney anticipates this will cover them through the end of the year.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 104-17**

Introduced by D. Farrand and S. Van Etten.

Seconded by R. Lattimer.

**AUTHORIZING THE ACCEPTANCE OF THE FY16 ROUND 5 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT.**

**WHEREAS**, Steuben County has a County-wide Communications System to support emergency response; and

**WHEREAS**, Steuben County emergency responders are dependent on the County-wide Communications System; and

**WHEREAS**, Steuben County has implemented a County-wide 911 System that makes use of this system for notification and operation of the county responders; and

**WHEREAS**, Steuben County has identified the need for additional capabilities within the system to address interoperable communications with all response agencies to address operational issues; and

**WHEREAS**, the New York State Department of Homeland Security and Emergency Services (DHSES) and Office of Interoperable & Emergency Communications (OIEC) are responsible for the administration of the Statewide Interoperable Communications Grants; and

**WHEREAS**, the New York State DHSES has awarded Steuben County grant funds in the amount of \$862,857.00 to facilitate the development, consolidation and/or improved operations of public safety communications to support and enhance statewide interoperable communications for first responders.

**NOW THEREFORE, BE IT**

**RESOLVED**, the County Manager is hereby authorized to execute such documents or agreements with the New York State DHSES to accept funding in the amount of \$862,857.00, for implementation of the Round 5 Statewide Interoperable Communications Grant to support improved operations of public safety communications and interoperability; and be it further

**RESOLVED**, the Commissioner of Finance is hereby authorized to appropriate grant funding in the amount of \$862,857.00 to a capital project entitled "Round 5 Interoperable Communications Grant"; and be it further

**RESOLVED**, the Steuben County Manager and Commissioner of Finance are hereby authorized to make all necessary budget adjustments and transfers to facilitate the acceptance of revenue and appropriations of funds; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to the New York State DHSES OIEC, 1220 Washington Avenue, State Office Building 7A, Albany NY 12226; the Commissioner of Finance; and the Emergency Management Director.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 105-17**

Introduced by D. Farrand.

Seconded by G. Roush.

**AUTHORIZING THE SHERIFF'S OFFICE TO ENTER INTO INTER-MUNICIPAL AGREEMENTS FOR COURT SECURITY FOR TOWNS AND VILLAGES.**

**WHEREAS**, Local Justices are in need of court/bailiff services in respect of the municipal Justice Court; 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 court security/bailiff services; and

**WHEREAS**, the Steuben County Sheriff's Office will agree to provide a trained and qualified Deputy Sheriff to the requesting Town and Village Justice Court during standard hours of court; and

**WHEREAS**, the individual Town and Village Justice Courts shall pay the County the actual cost of personnel services on a quarterly basis, including actual cost of employee compensation or salary, plus the employer's Social Security, Medicare and Retirement costs incurred.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Steuben County Sheriff is hereby authorized to enter into inter-municipal agreements with Steuben County Town and Village Justice Courts; and be it further

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

Mr. Swackhamer asked is this something new? Mr. Wheeler replied this is an expansion of a service we already provide to some municipalities. This makes it available to do as others have requested the services. Mr. Swackhamer asked how far are we going to go with this? Mr. Wheeler replied as far as our resources allow us to. This will typically be accomplished through overtime. The courts will reimburse us.

Mr. Booth asked if staff is not available, then they will not have this coverage? Mr. Wheeler replied yes. Mr. Mullen commented in committee we discussed that it would be provided as it was available.

Mr. Nichols asked what court will be paying; the State or the town? Mr. Wheeler replied the town.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 106-17**

Introduced by R. Lattimer and S. Van Etten.

Seconded by D. Farrand.

**ACCEPTING AND APPROPRIATING THE WOODLANDS COMMUNITY DEVELOPMENT BLOCK GRANT.**

**WHEREAS**, in December 2016 Steuben County was awarded a Community Development Block Grant (CDBG) in the amount of \$750,000.00 to install water and sewer improvements at The Woodlands Community, Hornellsville NY; and

**WHEREAS**, the New York State Office of Community Renewal has assigned the grant Project No. 1115PR170-16.

**NOW THEREFORE, BE IT**

**RESOLVED**, that Steuben County hereby accepts said grant; and be it further

**RESOLVED**, that the Commissioner of Finance shall appropriate said funds at follows:

Revenue	898900-44789100	\$750,000.00 CDBG funds
Expense	898900-5440414	\$25,000.00 Administration
	898900-5440415	\$400,000.00 Sewer
	898900-5440416	\$325,000.00 Water

and be it further

**RESOLVED**, that the Planning Director is hereby authorized to sign any and all agreements with the State of New York, third party subcontractors, and any vendors for the purposes of fulfilling the grant requirements; and be it further

**RESOLVED**, that certified copies of this resolution shall be sent to the Planning Director and the Commissioner of Finance.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 107-17**

Introduced by R. Lattimer and S. Van Etten.

Seconded by S. Maio.

**AUTHORIZING AN ALLOCATION OF \$5,000 FROM THE ECONOMIC DEVELOPMENT FUND FOR THE ELMIRA CORNING REGIONAL AIRPORT.**

**WHEREAS**, the Elmira Corning Regional Airport is applying for a Small Community Air Service Development grant to attract regional air service to Newark Airport; and

**WHEREAS**, the Elmira Corning Regional Airport needs to secure local matching funds to demonstrate the commitment of the community, and as such, has asked Steuben County for support; and

**WHEREAS**, reliable air service to Newark would be an asset to businesses and residents within Steuben County and the region; and

**WHEREAS**, the Agriculture, Industry, and Planning and Finance Committees have recommended an allocation of \$5,000 from the Economic Development Fund for the Elmira Corning Regional Airport for the small community air service matching grant.

**NOW THEREFORE, BE IT**

**RESOLVED**, that the Steuben County Legislature does hereby authorize and direct the Commissioner of Finance to allocate \$5,000 from the Economic Development Fund to the Elmira Corning Regional Airport; and be it further

**RESOLVED**, that certified copies of this resolution shall be sent to the Commissioner of Finance, and Bill Hopper, Director of Aviation, Elmira Corning Regional Airport, 276 Sing Sing Road, Suite 1, Horseheads, NY 14845.

Mr. Weaver asked are others contributing? Mr. Wheeler replied yes. He is not sure of the exact amount, however, between Chemung County, some business in both Chemung and Steuben, they have raised \$108,000 so far.

**Vote: Roll Call – Adopted. Yes – 9421, No – 451, Absent – 0, Abstained – 0  
(No – Legislator Swackhamer)**

**RESOLUTION NO. 108-17**

Introduced by B. Schu and S. Van Etten.

Seconded by C. Ferratella.

**AUTHORIZING THE COMMISSIONER OF FINANCE TO ENTER INTO INTER-MUNICIPAL SHARED SERVICES AGREEMENTS WITH ELIGIBLE TOWNS TO PERMIT TOWN TAXPAYERS TO PAY CURRENT YEAR TAXES VIA CREDIT CARD.**

**WHEREAS**, the Steuben County Legislature has previously approved a business relationship with Value Payment Systems (VPS) to provide online and telephone credit card payment options to County residents as well as the related fee structure; and

**WHEREAS**, several towns are using the tax collection software written by the Steuben County Information Technology Department; and

**WHEREAS**, several of the aforementioned towns have expressed interest in offering a credit card payment option to town taxpayers, with the taxpayer being responsible to pay the related convenience fee; and

**WHEREAS**, Steuben County will import data from VPS to update the participating towns' tax collection information.

**NOW, THEREFORE, BE IT**

**RESOLVED**, the Commissioner of Finance is authorized to enter into inter-municipal shared services agreements with eligible towns to permit town taxpayers to pay current year taxes via credit card; and be it further

**RESOLVED**, that existing convenience fees charged by VPS will be paid by any taxpayers choosing to pay current year taxes via credit card; and be it further

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

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 109-17**

Introduced by S. Van Etten.

Seconded by R. Lattimer.

**AUTHORIZING THE ESTABLISHMENT OF A CAPITAL PROJECT FOR THE PURPOSE OF ACCOUNTING FOR THE CONSTRUCTION COSTS ASSOCIATED WITH BUILDING A NEW OFFICE BUILDING AND RECORDS STORAGE FACILITY.**

**WHEREAS**, the Steuben County Legislature has approved the construction of a multi-story office building adjacent to the County Office Building on East Morris St. in Bath and a pre-engineered metal building at the County Farm location for inactive record storage; and

**WHEREAS**, the Steuben County Legislature has authorized the issuance of bonds in the amount of \$4,000,000 to pay costs of the new office building and records storage facility; and

**WHEREAS**, said bonds have been issued; and

**WHEREAS**, the sale of said bonds generated a premium of \$48,108.40; and

**WHEREAS**, the estimated cost of issuing of said bonds is \$75,000.00.

**NOW, THEREFORE, BE IT**

**RESOLVED**, the Commissioner of Finance is authorized and directed to set up account number HB0304 – Building Project 2017-18 to appropriate bond proceeds; and be it further;

**RESOLVED**, the Commissioner of Finance is authorized and directed to appropriate the proceeds of the June 15, 2017 bond issue as follows;

HB0304-45710000 Proceeds of Serial Bonds	\$4,000,000.00
HB0304-42710000 Premium on Bond	\$ 48,108.40
HB0304-5700900 Cost of Bond Issuance (estimated based on most recent bond issue)	\$ 75,000.00
HB0304-5250000 Capital Project	\$3,973,108.40

and be it further

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

Mr. Swackhamer asked should the “New Office Building” be reworded? Mr. Wheeler stated that is what we have been calling this project.

Mr. Mullen stated the cost of the bond issued is \$75,000. What does that entail? Mr. Wheeler replied bond counsel and the proceeds. Mr. Reed explained bond counsel is Tom Meyer from New York City and has been for quite some time. We have not bid that out in quite a while and the *Administrative Code* anticipates that professional services will be renewed. The Commissioner of Finance and I have no complaints about the amount charged or the services provided.

**Vote: Roll Call – Adopted.**

**RESOLUTION NO. 110-17**

Introduced by G. Swackhamer.

Seconded by H. Lando.

**ACQUIRING A PERMANENT EASEMENT ON AND OVER PROPERTY SITUATED ON CALL HILL ROAD IN THE TOWN OF HARTSVILLE FOR THE ADJACENT LANDOWNER.**

**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 acquire a permanent easement from Mack J. & Verna C. Mullen, owners of adjacent parcel no. 250.00-01-002.100, and from Brian G. Whyte, owner of adjacent landlocked parcel no. 250.00-01-003.000, and from Joseph F. Townsend, who has a 50’ right-of-way on and over the existing unimproved drive along the eastern most boundary of the aforementioned Whyte property on Call Hill Road, for the purpose of constructing and maintaining an access road to the aforementioned County parcel; and

**WHEREAS**, Mr. Whyte and Mr. Townsend, as a condition of conveying a permanent easement to the County on and over their property and right-of-way, are requiring that the County obtain a permanent easement from the Mullens in their name (Whyte and Townsend) on and over the aforementioned Mullen property to contain 0.86± acres of land as shown on the survey map entitled “Proposed Right of Way to be Conveyed to County of Steuben in the Town of Hartsville, Steuben County, New York”, by Jeffrey J. Gilbert, PLS, dated December 20, 2012; and

**WHEREAS**, Mack J. and Verna C. Mullen, the grantors, in consideration of twenty-five hundred dollars (\$2,500.00) to be paid by the County, desire to convey this permanent easement to Brian G. Whyte and Joseph F. Townsend.

**NOW THEREFORE, BE IT**

**RESOLVED**, that this Steuben County Legislature does hereby approve of acquiring a permanent easement for Brian G. Whyte and Joseph F. Townsend on and over 0.86± acres of land owned by Mack J. and Verna C. Mullen, parcel no. 250.00-01-002.100 on Call Hill Road in the Town of Hartsville, for the sum of twenty-five hundred dollars (\$2,500.00), as a condition of Mr. Whyte and Mr. Townsend conveying a permanent easement to the County on and over their aforementioned property and right-of-way, for the purpose of constructing and maintaining an access road to landlocked County parcel 250.00-01-028.000; and be it further

**RESOLVED**, that the Steuben County Legislature act through its Steuben County Manager, being fully authorized to make and enter into agreements on behalf of the County of Steuben, to execute any and all documents associated with the aforementioned conveyance to acquire this permanent easement and file it with the Steuben County Clerk; and be it further

**RESOLVED**, that certified copies of this resolution shall be filed with the Steuben County Clerk, and the Commissioner of Public Works.

Mr. Mullen stated he would be abstaining due to his familial relationship with one of the parties involved.

**Vote: Roll Call – Adopted. Yes – 8733; No – 542; Absent – 0; Abstained – 597**  
(No – Legislator Maio; Abstained – Legislator Mullen)

**RESOLUTION NO. 111-17**

Introduced by J. Hauryski.

Seconded by D. Farrand.

**REAPPOINTING MEMBERS TO THE CORNING COMMUNITY COLLEGE REGIONAL BOARD OF TRUSTEES.**

Pursuant to §6306 of the Education Law of the State of York and §12.20 of the Steuben County Charter.

**WHEREAS**, by resolution duly adopted the 24<sup>th</sup> day of May, 2010, John W. Kelley of Painted Post, New York, was appointed to the Regional Board of Trustees of Corning Community College for a term to expire June 30, 2017; and

**WHEREAS**, the Chairman of the Legislature has recommended John W. Kelley for reappointment to the Regional Board of Trustees for a term commencing July 1, 2017, and expiring June 30, 2024; and

**NOW THEREFORE, BE IT**

**RESOLVED**, that John W. Kelley be and the same hereby is reappointed to the Corning Community College Regional Board of Trustees for the above-mentioned term; and be it further

**RESOLVED**, said member shall serve without compensation except for necessary expenses, upon presentation of receipts, related to the fulfillment of their duties on the Corning Community College Regional Board of Trustees; and be it further

**RESOLVED**, a certified copy of this resolution shall be forwarded to Dr. Katherine Douglas, President of Corning Community College, 1 Academic Drive, Corning, New York 14830; and the above-named appointee at 137 Fairview Avenue, Painted Post, New York 14870; and the County Auditor.

**Vote: Acclamation – Adopted.**

*Motion to Adjourn Regular Session and reconvene in Executive Session Pursuant to Public Officers' Law, Article 7§105.1.E. Collective Negotiations Pursuant to Article Fourteen of the Civil Service Law made by mr. Farrand., seconded by Mr. Roush and duly carried.*

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

*Motion: To Adjourn made by Mr. Mullen, seconded by Mrs. Ferratella and duly carried.*