



YATES COUNTY LEGISLATURE
417 Liberty Street
Penn Yan, New York 14527
Phone 315-536-5150
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Leslie Church
Chairwoman
Emilee D. Miller
Clerk

**YATES COUNTY LEGISLATIVE AGENDA
February 14, 2022 at 1:00 pm**

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- Steve Manning, STN, Broadband Update
- Approve Audit
- Committee Reports
- Public Comment

RESOLUTION

Willson	36-22	Cancel Resolution 448-21 and Authorize Sheriff and Chairwoman to Sign Agreement with Village Drug for 2022/2023 Jail Pharmaceutical Services
	37-22	Authorize Sheriff and Chairwoman to Sign B12 Technologies Maintenance Agreement
	38-22	Set Date for Proposed Amendment to Local Law #5-2011 to Establish Redemption Fees for Impounded Dogs
	39-22	Appoint Deputy Fire Coordinator (J. Santee)
	40-22	Appoint Members to the Yates County Fire Advisory Board
	41-22	Appoint Members to the Yates County EMS Advisory Board
	42-22	Award of Dedicated Service
	43-22	Accept FY2022 Emergency Management Performance Grant (EMPG) (OEM)
	44-22	Amend Resolution No. 8-22 (Sabre Industries & Mid State Communications)
	45-22	Accept Bid for Public Safety Communications Project Tower Site Construction
	46-22	Authorize Chairwoman to Sign Internet Services Contract (Empire Access)
	47-22	Authorize Chairs of the Legislature and Public Safety Committee to Enter into Agreements for the Purchase of a Land Mobile Radio System and a Microwave System

Bronson	48-22	Authorize Legislature to Ratify Contract Extension for Elections Cybersecurity Remediation Grant Contract # BOE01-C004288-1110000	
	49-22	Authorize and Approve Opioid Settlement Agreement (Allergan)	
	50-22	Authorize Chairwoman to Sign Memorandum of Understanding with Cornell Cooperative Extension	
	51-22	Authorize County Clerk to Sign Memorandum of Understanding (MOU) for E-Recording	
	52-22	Ratify Letter of Support	
	53-22	Change Date of March Legislative Meeting	
	54-22	Change Date of October Legislative Meeting	
	55-22	Problem Gambling Awareness Month 2022	
	56-22	Authorize Sheriff to Create and Fill Full Time Temporary Correction Officer Position	
	57-22	Authorize Director of Veterans Services to Fill Veterans Services Officer Position	
	58-22	Appoint Member to the Region 8 Fish and Wildlife Management Board	
	Chilson	59-22	Authorize Chairwoman to Execute Distribution #12 Non-Competitive Grant and Any Contract Extensions Relating to Distribution #12 Non-Competitive Grant
		60-22	Amendment to Resolution 410-21 (Reintegration Mental Health Counseling P.C)
61-22		Request State Funding for the Establishment of a PFC Joseph Dwyer Peer-to-Peer Support Program in Yates County	
62-22		Authorize Chairwoman to Sign Agreement with Megan Schewe, Occupational Therapist	
63-22		Authorize Contract with Safe Harbors	
64-22		Authorize Contract with Pathways	
65-22		Authorize Chairwoman to Sign Memorandum of Understanding for Allocation of Funding	
66-22		Recognize Yates County Distinguished Youth Aware Recipient	
Banach	67-22	Authorize Chairwoman to Sign Multi-Modal Agreement #4, Project ID# D025934 Titled: Resurfacing CR23, Lovejoy Road, From CR 22 (East Sherman Hollow Rd) to CR2 (Ferguson Corners Road)	
	68-22	Award Bid for Gasoline and Diesel Fuel	
	69-22	Award Bid for Abrasive Sand	
	70-22	Award Bid for Cold Patch Mix	
	71-22	Award Bid for Gravel	
	72-22	Award Bid for Crushed Stone	
	73-22	Authorize Chairwoman to Sign a Contract with Siemens for Updating Outdated Building Automation Controls	
Holgate	74-22	Appointment to the Finger Lakes Economic Development Center (Yates County IDA) Board, the Yates Capital Resource Corp. Board and the Finger Lakes Horizon Economic Development Corp.	

- 75-22 2021 Budget Transfers (EOY)
- 76-22 Appropriate Carryover of Mental Health Federal Aid (Community Services)
- 77-22 Appropriate Additional State Aid (Social Services)
- 78-22 Appropriate Additional State Aid (Youth Bureau)
- 79-22 Appropriate Additional Federal Aid (Social Services)
- 80-22 Appropriate Additional ERAP State Aid (Social Services)
- 81-22 Appropriate Carryover of ERAP State Aid (Social Services)
- 82-22 Appropriate Carryover of SLETPP FY19 Grant (Sheriff)
- 83-22 Appropriate Carryover of SLETPP FY20 Grant (Sheriff)
- 84-22 Appropriate Carryover of SLETPP FY21 Grant (Sheriff)
- 85-22 Appropriate Carryover of GTSC Grant (Sheriff)
- 86-22 Appropriate Carryover of GTSC Grant (Sheriff)
- 87-22 Appropriate Carryover of COVID Grants (Public Health)
- 88-22 Appropriate Carryover of COVID Response Grant (Public Health)
- 89-22 Reappoint Chairman to the Flint Creek Administrative Board
- 90-22 Reappointment to the Flint Creek Administrative Board
- 91-22 Resolution Approving the Official Undertaking of Public Employees Fidelity (Blanket) Bond for Genesee/Finger Lakes Regional Planning Council
- 92-22 Resolution Authorizing the Chairwoman to Enter into an Agreement for Transportation Services with Yates Transit Service, Inc.
- 93-22 Yates County Commitment to Rules Regarding Net Neutrality if Awarded Rural Utility Service ReConnect Program Round Three Grant

Executive Session if needed

Resolution No. 36-22
Motioned By: Willson

Date: 2/14/22
Seconded By:

**CANCEL RESOLUTION 448-21 AND AUTHORIZE SHERIFF AND CHAIRWOMAN
TO SIGN AGREEMENT WITH VILLAGE DRUG FOR 2022/2023 JAIL
PHARMACEUTICAL SERVICES**

WHEREAS, the County Attorney did not approve of the 2022 Jail Pharmacy Agreement with Westwood Pharmacy and that resolution 448-21 would be canceled; and

WHEREAS, Village Drugs also submitted a bid, and the Sheriff would like this proposal accepted as modified, and the only other vendor to submit; and

NOW, THEREFORE, BE IT RESOLVED, the Village Drug proposal is accepted, and that upon the approval of the County Attorney, the Sheriff and Chairwoman are authorized to sign said agreement for Jail Pharmacy Services January 14, 2022 through December 31, 2022 with optional extensions per the bid, to provide prescription drugs and other related medications including over the counter health products for inmates at the agreed pricing and services criteria as specified in the proposal from Village Drug; and be it further

RESOLVED, that a copies of this resolution shall be provided to the Sheriff, Director of Finance, Budget Officer, and Treasurer.

Resolution No. 37-22
Motioned By: Willson

Date: 2/14/22
Seconded By:

**AUTHORIZE SHERIFF AND CHAIRWOMAN TO
SIGN BI2 TECHNOLOGIES MAINTENANCE AGREEMENT**

WHEREAS, identification technology has revolved into the biometrics of eye iris scanning of a jail inmate that goes beyond the fingerprint for identification for positive identification during booking, release, and the distribution of medications to the identified correct person via this technology that does not require a latent print examiner; and

WHEREAS, the jail operates this identification system via NYS OGS #PD67645 pricing that includes maintenance;

NOW, THEREFORE, BE IT RESOLVED, that the Chairwoman and the Sheriff upon the approval of the County Attorney are authorized to sign maintenance contract 4/1/2022 thru 3/31/2023 for \$4,826.10 with BI2 Technologies, LLC; and be it further

RESOLVED, that a copy of this resolution be provided the Sheriff, Director of Finance, Budget Officer and Treasurer.

Resolution No. 38-22
Motioned By: Willson

Date: 2/14/22
Seconded By:

**SET DATE FOR PROPOSED AMENDMENT TO LOCAL LAW #5-2011 TO
ESTABLISH REDEMPTION FEES FOR IMPOUNDED DOGS**

WHEREAS, redemption fees paid by the owner of a seized impounded dog to the Animal Control Officer (ACO) deposited with the county of Yates municipality have been consistent with Section 117 of the NYS Agriculture and Markets Law; and

WHEREAS Local Law#5-2011 established a flat fee of \$25 redemption fee for each and every impoundment here forth and followed the referenced Section 117 of the Agriculture and Markets Law for the daily fee schedule of \$3 a day after the first day; and

WHEREAS, the \$3 a day fee after the first twenty-four hours has been in effect for over a ten year period and is not sufficient to cover reasonable costs herein, and the Public Safety Committee upon the proposal of the ACO recommends that the redemption fee remain the same as previously established, and the after first day fee be established at \$10 a day here forth;

NOW, THEREFORE, BE IT RESOLVED, that the Legislature will hold a public hearing on the proposed amendment to Local Law #5-2011 at the Legislative chambers in the county of Yates at the County Office Building at 417 Liberty Street, Penn Yan, NY 14527 at 1:10PM Thursday, March 17, 2022 at which time all interested parties will be heard.

NEW YORK STATE DEPARTMENT OF STATE
162 WASHINGTON AVENUE, ALBANY, NY 12231

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underling to indicate new matter.

County

~~City~~ of Yates

~~Town~~

~~Village~~

**LOCAL LAW 2-22 ENTITLED: AMEND LOCAL LAW #5-2011 TO ESTABLISH
REDEMPTION FEES FOR IMPOUNDED DOGS**

Be it enacted by the Legislature of the

County

~~City~~ of Yates as follows:

~~Town~~

~~Village~~

Be it enacted by the County Legislature of the County of Yates, New York as follows:

Section 1. DECLARATION OF INTENT

This law shall be consistent with all applicable definitions in the New York State Agriculture and Markets Law and the local municipality's redemption schedule authority as defined in Section 117 of said Agriculture and Markets Law.

Section 2. REDEMPTION FEE

There is established a flat \$25 (twenty-five dollar) redemption fee for each and every dog impoundment regardless of frequency

There shall be established a flat \$10 (ten dollar) fee for each additional twenty-four hour period or part thereof as part of the redemption.

Section 3. EFFECTIVE DATE

This local law shall take effect thirty days after the filing in the office of the Secretary of State pursuant to Section 27 of the Municipal Home Rule Law.

Resolution No. 39-22

Date: 2/14/22

Motioned By: Willson

Seconded By:

**APPOINT DEPUTY FIRE COORDINATOR
(J. Santee)**

BE IT RESOLVED, that Jim Santee be appointed as Yates County Deputy Fire Coordinator; and be it further

RESOLVED, that copies of this resolution be provided to Brian Winslow, Emergency Management Coordinator, Sheriff Ron Spike, and Jim Santee.

Resolution No. 40-22

Date: 2/14/22

Motioned By: Willson

Seconded By:

APPOINT MEMBERS TO THE YATES COUNTY FIRE ADVISORY BOARD

RESOLVED, that the following people be appointed to the Yates County Fire Advisory Board for the term 1/1/2022 – 12/31/22;

Bellona	Fire Chief	Steve Zimmerman
Benton	Fire Chief	Eugene Martin
Branchport/KP	Fire Chief	George Slocum
Dresden	Fire Chief	Howard Leach
Dundee	Fire Chief	Alec Miller
Himrod	Fire Chief	Leon Ray Hoover
Middlesex	Fire Chief	Brian Oppelt
Penn Yan	Fire Chief	Mike Pedersen
Potter	Fire Chief	Rich Dimon
Rushville	Fire Chief	Paul Moberg
Yates County	Fire Coordinator	Brian Winslow
Yates County	EMS Coordinator	Ryan Bailey
Yates County	Deputy Fire Coord.	Doug Miller
Yates County	Legislature	Rick Willson
Yates County	President	Charlie Leach

And be it further

RESOLVED, that a copy of this resolution be given to the Director of the Office of Emergency Services.

Resolution No. 41-22
Motioned By: Willson

Date: 2/14/22
Seconded By:

APPOINT MEMBERS TO THE YATES COUNTY EMS ADVISORY BOARD

RESOLVED, that the following people be appointed to the Yates County EMS Advisory Board for the term 1/1/22 – 12/31/22:

Christy Buono	Nicholas Fultz	Dundee Fire Department Emergency Squad
Jannell Ocque	Jonathan Granger	Middlesex Valley Vol Ambulance Corps
Mary Starkweather	Dee Muck	Penn Yan Area Volunteer Ambulance Corps

Patti Day	Bellona Vol Fire Company First Responders
Duane Martin	Benton Fire Department First Responders
Matt Kelly	Branchport/Keuka Park First Responders
John Collins	Dresden Fire Department First Departments
Debra Bailey	Himrod Fire Department First Responders
Cassie Wood	Middlesex Hose Company First Responders
Alex Keene	Penn Yan Fire Department First Responders
Jonathan Wood	Potter Fire Department First Responders
Brian Ocque	Rushville Fire Department First Responders
David Dowdle	Yates County Advanced Life Support

Brian Winslow	Fire Coordinator	Yates County
Jason Bassett	Senior Dispatcher	Yates County
Ryan Bailey	EMS Coordinator	Yates County
	S&SMH	Finger Lakes Health
Rick Willson	Legislature	Yates County Legislature

And be it further

RESOLVED, that copies of this resolution be provided to the Director of Emergency Services.

Resolution No. 42-22
Motioned By: Willson

Date: 2/14/22
Seconded By:

AWARD OF DEDICATED SERVICE

RESOLVED, that Yates County recognizes Craig Prior for over 11 Years of dedicated service to the people of Yates County as a Deputy Fire Coordinator. Thank you for your friendship, mentorship and leadership to the Yates County Fire Service;

And be it further

RESOLVED, that a copy of this resolution be given to the Director of the Office of Emergency Services and Craig Prior.

Resolution No. 43-22
Motioned By: Willson

Date: 2/14/22
Seconded By:

**ACCEPT FY2022 EMERGENCY MANAGEMENT PERFORMANCE GRANT
(EMPG)
(OEM)**

WHEREAS, the Yates County Office of Emergency Management has been awarded Project FY2022 Emergency Management Performance Grant (EMPG) in the amount of \$14,254.00 matching Federal Grant monies administered by New York State Division of Homeland Security and Emergency Services (DHSES) and;

NOW, THEREFORE, BE IT RESOLVED, the Chairman is authorized to accept the EMPG funding, and be it further resolved:

RESOLVED, that the Treasurer is authorized to make the following appropriations increasing the 2022 OEM revenue by \$14,254.00

Revenue	
A3645.44305 (Federal Grant Money)	\$14,254.00
Expenditure	
A3645.51070 (Personnel)	\$14,254.00

and be it further

RESOLVED, that a copy of this resolution be given to the Emergency Preparedness Coordinator, Budget Officer, Director of Finance, and County Treasurer.

Resolution No. 44-22
Motioned By: Willson

Date: 2/14/22
Seconded By:

**AMEND RESOLUTION NO. 8-22
(Sabre Industries & Mid-State Communications)**

WHEREAS, Resolution No. 8-22 awarded bids to Sabre Industries for Contract 1 (communications shelters and one generator) and to Mid-State Communications for Contract 2 (steel lattice antenna towers);

NOW, THEREFORE, BE IT RESOLVED, that the Chairwoman of the Legislature, upon the approval of the County Attorney, is authorized to sign necessary documents with Sabre Industries and Mid-State Communications to enable procurement of the necessary products for the Public Safety Communications Project, including, but not limited to contracts and change orders; and be it further

RESOLVED, that should timing be such that documents were executed prior to the passage of this resolution, that the Chairwoman's execution thereof be ratified; and be it further

RESOLVED, that copies of this resolution be furnished to the Yates County Sheriff, County Administrator/Budget Officer, Treasurer, Director of Finance, C & S Engineers, Sabre Industries and Mid-State Communications.

**ACCEPT BID FOR PUBLIC SAFETY COMMUNICATIONS PROJECT
TOWER SITE CONSTRUCTION**

WHEREAS, on February 2, 2022, bids for Phase 1, Contract 3 – Yates County Public Safety Communications Project Site Construction – were received, opened, read aloud and documented, as follows:

Company	Location	Base Bid	Add-on Alternate	Total with Alternate
Allstate Tower	Henderson, KY 42419	\$1,061,679	\$563,271	\$1,624,950
Benson Construction and Development	Olean, NY 14760	\$831,900	\$458,800	\$1,290,700
Patriot Towers	Scottsville, NY 14546	\$818,017	\$451,461	\$1,269,478
Mid-State Communications	Oriskany, NY 13424	\$749,000	\$462,800	\$1,211,800
Kaplan-Schmidt Electric, Inc.	Rochester, NY 14623	\$728,700	\$356,725	\$1,085,425

And;

WHEREAS, the apparent low bidder for Tower Site Construction is Kaplan-Schmidt Electric, Inc. of Rochester, NY; and

WHEREAS, the County’s project consultant, C & S Engineers, has reviewed the bids and recommends accepting said bid from Kaplan-Schmidt;

NOW, THEREFORE, BE IT RESOLVED, that the above Kaplan-Schmidt Electric, Inc. bid is hereby accepted, contingent upon the execution of a written contract related thereto between the County and Kaplan-Schmidt Electric, Inc., and to this end, the Chairwoman of the Legislature, upon the approval of the County Attorney, is authorized to sign such a contract on behalf of the County, as well as any other necessary documents with Kaplan-Schmidt Electric, Inc., to enable site construction for the Public Safety Communications Project, including, but not limited to change orders; and be it further

RESOLVED, that total contract shall not exceed \$1,085,425; and be it further

RESOLVED, that copies of this resolution be furnished to the Yates County Sheriff, County Administrator/Budget Officer, Director of Emergency Services, Highway Superintendent, Information Technology Director, Director of Finance, Treasurer, C & S Engineers and all bidders.

Resolution No. 46-22
Motioned By: Willson

Date: 2/14/22
Seconded By:

**AUTHORIZE CHAIRWOMAN TO SIGN INTERNET SERVICES CONTRACT
(Empire Access)**

WHEREAS, as a result of a study commissioned in 2019 and a report received in 2020, Yates County (hereinafter referred to as the “County”) desires to install a new public safety communications system that will include at least two (2) and possibly three (3) new tower sites; and

WHEREAS, in order to assure continuous operation of the public safety communications system, it may be necessary to install fiber to tower sites and acquire internet connectivity; and

WHEREAS, Internet Service Providers (ISPs) have quoted the installation of fiber and provision of internet access for 36 months to the proposed tower sites, as follows:

Location	Spectrum/Charter		Empire	
	Installation (1x)	Monthly Charge	Installation (1x)	Monthly Charge
Angus (Johnson Road)	\$21,560.45	\$375.00	\$30,976.00	\$200.00
Dundee (Bill Bailey Road)	\$110,449.72	\$375.00	\$46,756.00	\$200.00
Italy Hill (Emerson Road)	\$58,882.37	\$375.00	\$9,955.00	\$200.00
Totals for all 3 sites	\$190,892.54	\$1,125.00	\$87,687.00	\$600.00
Monthly total for 36 months		\$40,500.00		\$21,600.00
Total for 2 sites (Dundee and Italy Hill)	\$169,332.09	\$750.00	\$56,711.00	\$400.00
Monthly total for 36 months		\$27,000.00		\$14,400.00
Total 36 month cost for 3 sites	\$231,392.54		\$109,287.00	
Total 36 month cost for 2 sites	\$196,332.09		\$71,111.00	

NOW, THEREFORE, BE IT RESOLVED, that the Chairwoman of the Legislature is hereby authorized to sign a contract or contracts with Empire Access for one-time installation charges and 36 months of internet services for up to three (3) tower sites; and be it further

RESOLVED, that total contracts’ charges shall not exceed \$109,287 over the 36 month period; and be it further

RESOLVED, that copies of this resolution be furnished to the Yates County Sheriff, County Administrator/Budget Officer, Director of Emergency Services, Highway Superintendent, Information Technology Director, Director of Finance, Treasurer, Empire Access and C & S Engineers.

Resolution No. 47-22
Motioned By: Willson

Date: 2/14/22
Seconded By:

**AUTHORIZE CHAIRS OF THE LEGISLATURE AND PUBLIC SAFETY
COMMITTEE TO ENTER INTO AGREEMENTS FOR THE PURCHASE OF A LAND
MOBILE RADIO SYSTEM AND A MICROWAVE SYSTEM**

WHEREAS, as a result of a study commissioned in 2019 and a report received in 2020, Yates County (hereinafter referred to as the “County”) desires to install a new public safety

communications system that will include the acquisition of a new Land Mobile Radio System (hereinafter referred to as “LMR”), the acquisition of a new Microwave Communications System (hereinafter referred to as “MW”) and necessary appurtenances to initiate, enable and assure reliable operation of the systems; and

WHEREAS, the County, via its Consultant, C & S Engineers, advertised a Request for Proposals for LMR and MW from responsible firms; and

WHEREAS, the County has received responses to its request and the Ad Hoc Public Safety Communications Committee (hereinafter referred to as the “Ad Hoc Committee”) and Consultant have met with all respondents and initiated negotiations; and

WHEREAS, many factors need to be considered before entering into an agreement with a respondent (hereinafter referred to as “Vendor”); and

WHEREAS, in order to achieve the goal of having an operating LMR and MW, time is of the essence; and

NOW, THEREFORE, BE IT RESOLVED, that upon approval by the County Attorney, the County hereby authorizes, and the Chairs of the Legislature and Public Safety Committee may enter into, written agreements between the County and an LMR vendor and an MW vendor, for a price established as a result of negotiations between the Ad Hoc Committee and the respective vendors, for operating systems suitable for a County owned public safety communications system, with the agreements containing any other provisions approved by the County Attorney; and be it further

RESOLVED, that subsequent to the parties’ execution of such agreements, and satisfaction of applicable contingencies, the Chairs are hereby authorized to execute any and all documentation necessary to effectuate the County’s purchase of the LMR and MW and the conveyance of any and all equipment and appurtenances to the County; and be it further

RESOLVED, that copies of this resolution be furnished to the Yates County Sheriff, County Administrator/Budget Officer, Director of Emergency Services, Highway Superintendent, Information Technology Director, Director of Finance, Treasurer, and C & S Engineers.

Resolution No. 48-22

Date: 2/14/22

Motioned By: Bronson

Seconded By:

**AUTHORIZE LEGISLATURE TO RATIFY CONTRACT EXTENSION FOR
ELECTIONS CYBERSECURITY REMEDIATION GRANT
CONTRACT # BOE01-C004288-1110000**

WHEREAS, the New York State Board of Elections has allocated certain State funds provided to New York State for reimbursement of certain Cybersecurity remediation related expenditures; and

WHEREAS, the Yates County Board of Elections desires to use the approximate \$6000 balance for the purposes set forth;

NOW, THEREFORE, BE IT RESOLVED, that the contract extension extending the time to use the appropriations to December 31, 2023 is hereby approved, and as such, the execution of

any such extension agreement by the Legislative Chair is hereby authorized and ratified; and be it further

RESOLVED, that a copy of this resolution be given to the Election Commissioners, the Director of Finance, the Budget Officer, and the Treasurer.

Resolution No. 49-22

Date: 2/14/22

Motioned By: Bronson

Seconded By:

**AUTHORIZE AND APPROVE AN OPIOID SETTLEMENT AGREEMENT
(ALLERGAN)**

WHEREAS, the County of Yates (hereinafter referred to as “County”) is a named plaintiff in a civil action regarding the opioid addiction crisis, against several defendants, including manufacturers of opioids, distributors of opioids and chain pharmacies (said civil action hereinafter referred to as the “Action”); and

WHEREAS, the County’s attorney in the Action is the law firm of Napoli Shkolnik, PLLC (hereinafter referred to as “Napoli Shkolnik”); and

WHEREAS, the Action alleges several causes of action against defendants Allergan Finance, LLC, f/k/a Actavis, Inc., which, in turn, was f/k/a Watson Pharmaceuticals, Inc. and Allergan Limited, f/k/a Allergan plc, which, in turn, was f/k/a Actavis plc; and its subsidiaries (hereinafter collectively referred to as “Allergan”) based on claims that Allergan contributed to the opioid epidemic through its manufacturing and distribution practices in regard to opioids, all of which contributed to a public health crisis in the County; and

WHEREAS, Allergan has offered to settle the County’s claims against it by paying the sum of approximately \$49,589.59 in a one-time payment to be used for restitution and abatement, and agreeing to certain injunctive relief as it pertains to Allergan’s business model and practices as they relate to opioids; and

WHEREAS, the County wishes to resolve this matter with respect to Allergan without further litigation and enter into such settlement with Allergan, wherein it will settle all allegations against Allergan and avoid protracted litigation; and

WHEREAS, in order to effectuate the County’s settlement with Allergan, the County would need to execute two proposed documents, namely: a) Allergan New York Opioid Settlement Sharing Agreement and b) New York Subdivision Election and Release Form (hereinafter collectively referred to as the “Settlement Agreement”), and said Settlement Agreement having been submitted to members of the Yates County Legislature prior to its meeting held this 14th day of February, 2022, for its consideration;

NOW, THEREFORE, BE IT RESOLVED, that the form and substance of the aforementioned Settlement Agreement is hereby approved, and the County is authorized to enter into said Settlement Agreement; and be it further

RESOLVED, that in light of the foregoing, the Chairman of the Legislature is hereby authorized on behalf of the County, to execute and deliver the Settlement Agreement, in a form substantially similar thereto, and execute and deliver such other documents as may be necessary and appropriate to effectuate the settlement with Allergan, and any prior actions of said Chairman in executing and delivering said Settlement Agreement, in a form substantially similar

thereto, and any such other documents as necessary and appropriate to effectuate the settlement with Allergan, is hereby affirmed and ratified in all respects; and be it further

RESOLVED, that moreover, and in light of the foregoing, Napoli Shkolnik is also hereby authorized on behalf of the County, to execute and deliver the Settlement Agreement, in a form substantially similar thereto, and execute and deliver such other documents as may be necessary and appropriate to effectuate the settlement with Allergan, and any prior actions of Napoli Shkolnik in executing and delivering said Settlement Agreement, in a form substantially similar thereto, and any such other documents as necessary and appropriate to effectuate the settlement with Allergan, is hereby affirmed and ratified in all respects; and be it further

RESOLVED, that copies of this resolution be given to the County Administrator, County Attorney, Napoli Shkolnik PLLC and any other person/entity deemed necessary.

Resolution No. 50-22

Date: 2/14/22

Motioned By: Bronson

Seconded By:

AUTHORIZE CHAIRWOMAN TO SIGN MEMORANDUM OF UNDERSTANDING WITH CORNELL COOPERATIVE EXTENSION

WHEREAS, Yates County has budgeted \$242,647.70 for the support and maintenance of the work of Cooperative Extension of Yates County in the conduct of the extended educational programs of the New York State College of Agriculture and Life Sciences, the College of Human Ecology and other units at Cornell University;

NOW, THEREFORE, BE IT RESOLVED, that upon approval of the County Attorney, the Chairwoman is hereby authorized to sign an MOU agreement with Cornell Cooperative Extension with the understanding that the insurance requirements are waived; and be it further

RESOLVED, that copies of this resolution be given to Cornell Cooperative Extension

Resolution No. 51-22

Date: 2/14/22

Motioned By: Bronson

Seconded By:

AUTHORIZE COUNTY CLERK TO SIGN MEMORANDUM OF UNDERSTANDING (MOU) FOR E-RECORDING

WHEREAS, the Yates County Clerk desires to offer voluntary recording of real property documents by electronic transmission in substitution for conventional paper based documents; and

WHEREAS, electronic recording (e-recording) requires the services of one or more third party providers for the submission of real property records for the purpose of electronic recording; and

WHEREAS, the County Clerk has received an MOU from one company offering to submit documents via electronic transmission;

NOW, THEREFORE, BE IT RESOLVED, that the Yates County Clerk, pending approval by the County Attorney, is authorized to sign the MOU agreement with the following vendor:

Corporation Service Company (CSC), 251 Little Falls Drive, Wilmington, DE

RESOLVED, that a copy of this resolution be provided to the County Clerk and the County Attorney.

Resolution No. 52-22
Motioned By: Bronson

Date: 2/14/22
Seconded By:

RATIFY LETTER OF SUPPORT

WHEREAS, an email requesting a letter of support for the County of Monroe's submission for the FY 2021 American Rescue Plan Act Good Jobs Challenge grant through the Economic Development Administration, U.S. Department of Commerce was received by the Chairwoman on January 21, 2022; and

WHEREAS, the Letter was needed expeditiously in order to meet the submission deadline of January 31, 2022; and

WHEREAS, the Clerk issued a letter and circulated an electronic version via email to all members of the legislature;

NOW, THEREFORE, BE IT RESOLVED, that the support Letter sent by the Chairwoman for the County of Monroe is hereby ratified; and be it further

RESOLVED, that a copy of this resolution be furnished to the County of Monroe.

Resolution No. 53-22
Motioned By: Bronson

Date: 2/14/22
Seconded By:

CHANGE DATE OF MARCH LEGISLATIVE MEETING

WHEREAS, the Yates County Legislature holds its regular monthly meeting the second Monday of every month at 1:00 p.m.; and

WHEREAS, the March 14, 2022 Legislative meeting falls at the same time as the New York State Association of Counties 2022 Legislative Conference;

NOW, THEREFORE, BE IT RESOLVED, that the Yates County Legislature will hold its March 14, 2022 monthly meeting on March 17th, 2022 at 1:00 p.m. in the Legislative Chambers; and be it further

RESOLVED, that copies of this resolution be provided to all Department Heads, Legislators, and Press.

Resolution No. 54-22
Motioned By: Bronson

Date: 2/14/22
Seconded By:

CHANGE DATE OF OCTOBER LEGISLATIVE MEETING

WHEREAS, the Yates County Legislature holds its regular monthly meeting the second Monday of every month at 1:00 p.m.; and

WHEREAS, the October 10, 2022 Legislative meeting falls on Columbus Day;

NOW, THEREFORE, BE IT RESOLVED, that the Yates County Legislature will hold its October 10, 2022 monthly meeting on October 11, 2022 at 1:00 p.m. in the Legislative Chambers; and be it further

RESOLVED, that copies of this resolution be provided to all Department Heads, Legislators, and Press.

Resolution No. 55-22

Date: 2/14/22

Motioned By: Bronson

Seconded By:

PROBLEM GAMBLING AWARENESS MONTH 2022

WHEREAS, problem gambling is a preventable addiction issue that affects over 600,000 New York residents of all ages, races, and ethnic backgrounds, and causes significant societal and economic costs for families, businesses, and communities;

WHEREAS, expanding availability and accessibility of gambling activities in New York State increase our collective risk for problem gambling;

WHEREAS, problem gambling is treatable, and treatment is effective in minimizing this harm to both individuals and society;

WHEREAS, promoting public awareness provides New Yorkers an opportunity to educate the public and policymakers about the warning signs and available support for individuals and families struggling with problems related to gambling activity;

WHEREAS, the New York Council on Problem Gambling and its partners have encouraged individuals, professionals, and organizations to join the effort to raise awareness of this issue, support those struggling, and become advocates for the cause through StrongerThanYouThinkNY.org;

WHEREAS, the New York Council on Problem Gambling, and the Finger Lakes Problem Gambling Resource Center invite all residents of Yates, NY to participate in Problem Gambling Awareness Month;

WHEREAS, the National Council on Problem Gambling, the New York Council on Problem Gambling, and the Finger Lakes Problem Gambling Resource Center have designated March 2022 as Problem Gambling Awareness Month.

NOW, THEREFORE, BE IT RESOLVED, the Yates County Legislature, does hereby proclaim the month of March 2022 as

Problem Gambling Awareness Month in Yates County

and encourage all citizens to support the New York Council on Problem Gambling, and the Finger Lakes Problem Gambling Resource Center in their efforts to raise awareness and stimulate action for the issue of problem gambling with friends, family, clients, and communities; and be it further

RESOLVED, a copy of this resolution be distributed to David Young, Program Manager Problem Gambling Resource Center, Social Services Commissioner Amy Miller and Community Services Director George Roets.

Resolution No. 56-22
Motioned By: Bronson

Date: 2/14/22
Seconded By:

**AUTHORIZE SHERIFF TO CREATE AND FILL FULL TIME TEMPORARY
CORRECTION OFFICER POSITION**

WHEREAS, the Sheriff is requesting to fill a full time temporary Correction Officer position due to the residual effect of new hires attending basic training and absences related to COVID-19; and

WHEREAS, the estimated cost to create the position is \$53,092, which includes fringe benefits;

NOW, THEREFORE, BE IT RESOLVED, that effective March 1, 2022 a temporary full time Correction Officer position is hereby created for up to twelve (12) months, unless the appointment is ended sooner by the Sheriff; and be it further

RESOLVED, that copies of this resolution be given to the Sheriff, Personnel Officer, County Administrator, Director of Finance, Budget Officer, and County Treasurer.

Resolution No. 57-22
Motioned By: Bronson

Date: 2/14/22
Seconded By:

**AUTHORIZE DIRECTOR OF VETERANS SERVICES TO FILL VETERANS
SERVICES OFFICER POSITION**

WHEREAS, the Veterans Services Officer position became vacant effective January 28, 2022 as the result of a resignation; and

WHEREAS, the Director of Veterans Services through the vacancy review process has identified the continued need for the Veterans Services Officer position and is requesting the position be filled; and

WHEREAS, the estimated annual cost to fill the position, including fringe, is \$51,559 to \$75,488, depending on health insurance;

NOW, THEREFORE, BE IT RESOLVED, that effective February 14, 2022 the Director of Veterans Services is hereby authorized to fill a full-time Veterans Services Officer position; and be it further

RESOLVED, that copies of this resolution shall be provided the Director of Veterans Services, Personnel Officer, County Administrator, Budget Officer, and Director of Finance.

Resolution No. 58-22
Motioned By: Bronson

Date: 2/14/22
Seconded By:

**APPOINT MEMBER TO THE REGION 8 FISH AND WILDLIFE MANAGEMENT
BOARD**

WHEREAS, pursuant to Article 11, Section 11-0501 of the Environmental Conservation Law of the State of New York, the Chairwoman of the Legislature shall appoint members to the Region 8 Fish and Wildlife Management Board, subject to confirmation by the County Legislature; and

WHEREAS, Leigh Williams (Alternate Landowner Representative) unfortunately, passed away 01/11/22;

NOW, THEREFORE, BE IT RESOLVED, the following appointment to the Region 8 Fish and Wildlife Management Board is hereby confirmed by this Legislature for the term of 02/01/2022 through 12/31/2023:

Mike Christensen (Alternate Landowner Representative)
217 Sherman St.
Penn Yan, NY 14527

And be it further

RESOLVED, that copies of this resolution be provided to NYSDEC and Mike Christensen.

Resolution No. 59-22

Date: 2/14/22

Motioned By: Chilson

Seconded By:

AUTHORIZE CHAIRWOMAN TO EXECUTE DISTRIBUTION # 12 NON-COMPETITIVE GRANT AND ANY CONTRACT EXTENSIONS RELATING TO DISTRIBUTION # 12 NON-COMPETITIVE GRANT

WHEREAS, there are funds available to the Yates County Public Defender's Office through non-competitive grants; and

WHEREAS, a grant was written titled "Distribution 12" in the amount of \$48,684.00 of available funds; and

WHEREAS, to access these funds a "New York State Master Contract for Grants" grant disbursement agreement must be executed by the County by signature of the Chairwoman of the Legislature for the receipt of the same (hereinafter referred to as "Distribution 12 Master Contract"); and

WHEREAS, if the monies are not all used prior to the grant term of January 1, 2022 – December 31, 2024 for expenditures that are reimbursable under the Distribution 12 Master Contract, applicable contract extension(s) must be submitted to the Office of Indigent Legal Services (ILS) in order to obtain reimbursement for these claims; and

WHEREAS, the time period for claim submittal can only be extended at intervals of one year at a time; and

WHEREAS, multiple extensions may be necessary to submit for claims for monies paid out after December 31, 2024 pursuant to the above recited grant disbursement agreement; and

WHEREAS, in order to shorten the contract extension process to allow the County to be reimbursed for submitted claims more quickly, the Public Defender's Office is requesting authorization to have the Chairwoman of the Legislature sign any future contract extensions pursuant to the above recited grant disbursement agreement, thus forgoing the necessity of subsequent resolutions in this regard;

NOW, THEREFORE, BE IT RESOLVED, that the Chairwoman of the Legislature is authorized to execute Distribution 12 Master Contract as well as any future contract extension time periods, and any other necessary documentation related thereto, with notification being given to the Legislature; and be it further

RESOLVED, that the Public Defender, Director of Finance, Budget Officer, and the Treasurer be provided a copy of this resolution.

Resolution No. 60-22
Motioned By: Chilson

Date: 2/14/22
Seconded By:

AMENDMENT TO RESOLUTION 410-21
(Reintegration Mental Health Counseling P.C.)

WHEREAS, resolution 410-21 authorized signature of agreements for Sexual Behaviors Outreach Consultants and persons; and

WHEREAS, notification of legal name change has been provided to change Sexual Behaviors Outreach Consultants to Reintegration Mental Health Counseling P.C.;

NOW, THEREFORE, BE IT RESOLVED, that Resolution 410-21 be amended as follows:

Reintegration Mental Health Counseling P.C.	Individual and Group Treatment	\$200/Group as needed and \$200/assessment Not to exceed \$5,000
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And be it further

RESOLVED, that copies of this resolution be provided to the Public Health office, Community Services, Budget Officer, Treasurer, and Finance Director.

Resolution No. 61-22
Motioned By: Chilson

Date: 2/14/22
Seconded By:

REQUEST STATE FUNDING FOR THE ESTABLISHMENT OF A PFC JOSEPH DWYER PEER-TO-PEER SUPPORT PROGRAM IN YATES COUNTY

WHEREAS, the Yates County Community Services Office is seeking to establish a PFC Joseph Dwyer Peer-to-Peer Support Program to serve all of Yates County; and

WHEREAS, named to honor the memory of Iraq combat medic from Mount Sinai, New York that returned from war with Post-Traumatic Stress Disorder (PTSD) and a brain injury, the Dwyer Program is a non-clinical program that provides a secure, comfortable setting for Vet-to-Vet support among veterans who personally understand the effects of PTSD and Traumatic Brain Injury (TBI); and

WHEREAS, the purpose of the program was to design and implement a peer – based program with the following goals:

- (1) Pursue outreach and education;

- (2) Provide peer support;
- (3) Build resiliency among peers;
- (4) Encourage a connection among family, friends, and community;
- (5) Provide access to suicide prevention/intervention initiatives;
- (6) Foster hope; and

WHEREAS, the free and confidential program is available to all Veterans, members of the Armed Forces, Guard and Reserves regardless of service dates, discharge status or dependency status; and

WHEREAS, the PFC Joseph Dwyer Peer-to-Peer Program is funded and administered through the New York Office of Mental Health and managed locally by the county community services office; and

WHEREAS, the Legislative body of Yates County recognizes the honorable services and sacrifices of Yates County Veterans and their families;

NOW THEREFORE, BE IT RESOLVED, that the Yates County Legislature does hereby requests PFC Joseph Dwyer Peer-to-Peer Program funding be placed in the New York State budget and provided to Yates County; and

NOW, THERFORE, BE IT RESOLVED, that the Clerk of the Legislature shall forward this resolution to Senator Tom O’Mara, Senator John E. Brooks, Senator David Carlucci, Senator Liz Krueger, Senator Andrea Stewart-Cousins, Assemblyman Phil Palmesano, and all others deemed necessary and appropriate.

Resolution No. 62-22

Date: 2/14/22

Motioned By: Chilson

Seconded By:

**AUTHORIZE CHAIRWOMAN TO SIGN AGREEMENT WITH MEGAN SCHEWE,
OCCUPATIONAL THERAPIST**

WHEREAS, Yates County Public Health seeks to sign an agreement with Megan Schewe, Occupational Therapist, to provide services to children with developmental delays and disabilities in the Preschool Program;

NOW, THERFORE, BE IT RESOLVED, that upon approval of the County Attorney, the Chairman of the Legislature be herby authorized to sign an agreement with Megan Schewe, Occupational Therapist at the following all-inclusive rates: \$66.00 in 2022, \$67.00 in 2023, \$68.00 in 2024, \$69.00 in 2025, and \$70.00 in 2026, for the period 1/1/2022 to 12/31/2026; and be it further

RESOLVED, that a copy of this resolution be sent to the Public Health office, Treasurer, Budget Officer, and Finance Director.

Resolution No. 63-22
Motioned By: Chilson

Date: 2/14/22
Seconded By:

AUTHORIZE CONTRACT WITH SAFE HARBORS

BE IT RESOLVED, that after review by the County Attorney, the Youth Bureau Director and the Chairwoman of the Legislature be authorized to sign contracts with the following agency for approved Youth Bureau funding for the time frame 1/1/2022-12/31/2022:

<u>Agency/Organization</u>	<u>Program</u>	<u>Amount</u>
Safe Harbors of the Finger Lakes - Sexually Exploited Youth Programming		\$45,000

And be it further

RESOLVED, that copies of this resolution be given to the Youth Bureau Director, Director of Finance, Budget Officer, and the County Treasurer.

Resolution No. 64-22
Motioned By: Chilson

Date: 2/14/22
Seconded By:

AUTHORIZE CONTRACT WITH PATHWAYS

WHEREAS, Yates County and the Yates County Department of Social Services wishes to enter into contract with the following agency; and

WHEREAS, the term of this contract is January 1, 2022 through December 31, 2022;

NOW, THEREFORE, BE IT RESOLVED, that after review by the County Attorney, the Chairwoman of the Yates County Legislature and Commissioner of Social Services are authorized to a contract with the following agency with a cost not to exceed \$131,740:

- Pathways, for the provision of parenting and family aid services

And, be it further;

RESOLVED, that copies of this resolution be forwarded to the Yates County Treasurer, Director of Finance, Budget Officer, and the Yates County Department of Social Services.

Resolution No. 65-22
Motioned By: Chilson

Date: 2/14/22
Seconded By:

**AUTHORIZE CHAIRWOMAN TO SIGN MEMORANDUM OF UNDERSTANDING
FOR ALLOCATION OF FUNDING**

WHEREAS, funding has been appropriated in the 2021 Yates County Budget for the following municipalities:

Village of Penn Yan (Lifeguard Services) \$10,260.00
Town of Middlesex (Lifeguard Services) \$1,026.00
Town of Torrey (Lifeguard Services) \$1,026.00

NOW, THEREFORE, BE IT RESOLVED, the Chairwoman of the Yates County Legislature is hereby authorized to sign said memorandums of understanding for the

allocation for these funds; and be it further

RESOLVED, that a copy of this resolution be provided to the County Treasurer, Budget Officer, Director of Finance, and the Youth Bureau Director.

Resolution No. 66-22

Date: 2/14/22

Motioned By: Chilson

Seconded By:

RECOGNIZE YATES COUNTY DISTINGUISHED YOUTH AWARD RECIPIENT

WHEREAS, the Yates County Youth Board selected Mason Truex for recognition as a Yates County Distinguished Youth of 2021, acknowledging his outstanding service to his community;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature take recognition of this honor bestowed upon Mason Harris by the Yates County Youth Board on February 14, 2022 in Penn Yan, NY, and thank him for his dedicated service to the community of Penn Yan and to the citizens of Yates County; and be it further

RESOLVED, that a copy of this resolution be provided to Mason Truex and the Youth Bureau Director.

Resolution No. 67-22

Date: 2/14/22

Motioned By: Banach

Seconded By:

**AUTHORIZE CHAIRWOMAN TO SIGN MULTI-MODAL AGREEMENT #4,
PROJECT ID# D025934 TITLED: RESURFACING CR23, LOVEJOY ROAD, FROM
CR22 (East Sherman Hollow Rd) TO CR2 (Ferguson Corners Road)**

WHEREAS, New York State has provided an opportunity for the Yates County Highway Department to receive a one-time reimbursement payment in the amount of \$50,000 of Multi-Modal funding for costs incurred to resurface the segment of Lovejoy Road from CR22, East Sherman Hollow to CR 2, Ferguson Corners Rd; and

WHEREAS, the Multi-Modal agreement for the amount of \$50,000 has been received from the NYSDOT and must be signed by the RLO and an Authorized Officer of the County;

NOW, THEREFORE, BE IT RESOLVED, to authorize the Yates County Highway Superintendent to sign as the RLO for the Multi Modal Project, Project ID #D025934, and authorize the Legislature Chairwoman to sign the agreement for \$50,000 of reimbursement funding to be applied for upon completion of the project; and be it further

RESOLVED, that a copy of this resolution be sent to the Yates County Highway Department, the Finance Director, the Budget Officer, the Yates County Treasurer and Phil Palmesano.

AWARD BID FOR GASOLINE AND DIESEL FUEL

WHEREAS, bids were requested for Gasoline and Diesel Fuel and received on January 27, 2022 at 10:00 a.m. and two firms submitted bids to the Yates County Highway Department; and

Bidder:	Hometowne Energy	Petroleum Traders Corporation
#2D Ultra-Low Sulfur Diesel		
Per Gallon Differential:	\$0.0900	\$0.0611
Unleaded 87 Octane		
Per Gallon Differential:	\$0.1200	\$0.1503

WHEREAS, the combined per gallon differential price for both products from Petroleum Traders Corporation is \$0.2114; and

WHEREAS, the combined per gallon differential price for both products from Hometowne Energy is \$0.2100; and

NOW, THEREFORE BE IT RESOLVED, to award the bid to Hometowne Energy; and be it further

RESOLVED, that copies of this resolution be forwarded to each bidder, the Yates County Treasurer, the Finance Director, the Budget Officer, and the Yates County Highway Superintendent.

AWARD BID FOR ABRASIVE SAND

WHEREAS, bids were requested for Abrasive Sand and received on January 27, 2022 at 10:00 a.m. and four firms submitted a bid to the Yates County Highway Department;

BIDDERS:	Hanson Aggregates New York LLC	Dolomite Products Co. Inc	Syracuse Sand & Gravel LLC	Spallina Materials Inc
FOB @ Vendor Yard	\$10.00	\$6.50	\$15.00	\$7.75
Pit Location	Phelps	Palmyra	Phelps	Cohocton
Pit Location (if more than one)				

Delivered to:				
Yates Co. Hwy - Benton	\$16.00	\$13.25	\$25.00	\$15.15
Barrington Hwy - Bath Rd	\$18.00	\$15.75	\$25.00	\$15.15
Italy Hwy - Italy Valley Rd	\$20.00	\$15.00	\$25.00	\$14.75
Middlesex Hwy - Mill St.	\$18.00	\$13.75	\$25.00	\$14.35
Potter Hwy - Phelps Rd	\$16.00	\$13.25	\$25.00	\$14.50
Starkey Hwy - Dundee Starkey Rd	\$18.00	\$16.75	\$25.00	\$15.80
Torrey Hwy - Route 14	\$17.00	\$13.25	\$25.00	\$16.15

NOW, THEREFORE, BE IT RESOLVED, that the F.O.B. at vendor's yard be awarded to all bidders; and be it further

RESOLVED, that the delivered prices shall be awarded to Dolomite Products Co. Inc. for Yates County Highway, Middlesex Highway, Potter Highway, and Torrey Highway. To Spallina Materials Inc, for Barrington Highway, Italy Highway, Starkey Highway; and be it further

RESOLVED, that all awards will be contingent upon approval of vendor's material by the Yates County Highway Superintendent or his designee; and be it further

RESOLVED, that copies of this resolution be forwarded to all bidders, the Yates County Treasurer, the Finance Director, the Budget Officer, and the Yates County Highway Superintendent.

Resolution No. 70-22
Motioned By: Banach

Date: 2/14/22
Seconded By:

AWARD BID FOR COLD MIX PATCH

WHEREAS, bids were requested for Cold Mix Patch and received on January 27, 2022 at 10:00 a.m. and five firms submitted a bid to the Yates County Highway Department;

BIDDER	COARSE MIX AT SUPPLIER'S YARD	INTERMEDIATE MIX AT SUPPLIER'S YARD	HFMS-2GWS with PUG MILL (gallon)	SK MODIFIED	OTHER BID ITEMS FOB AT VENDOR SITE	SITE OF OPERATIONS
Dolomite Products Co. Inc	NB	NB	NB	\$125.00 / ton	NB	Clifton Springs
Hanson Aggregates NY LLC	\$120.00 / ton	NB	NB	\$135.00 / ton	NB	Oaks Corners
Seneca Stone Corporation	NB	NB	NB	NB	UPM \$125.00 / ton	Seneca Falls
Northern Asphalt LLC	\$120.00 / ton	\$120.00 / ton	NB	\$130.00 / ton	NB	Fulton
Suit Kote Corporation	NB	\$104.09 / ton	\$3.926 / gallon	NB	NB	Watkins Glen

NOW, THEREFORE, BE IT RESOLVED, to award the bid to Hanson Aggregates NY LLC and Northern Asphalt LLC for Course Mix at Suppliers Yard. To Suit Kote Corporation for Intermediate Mix at Suppliers Yard, HFMS-2GWS with Pug Mill. To Dolomite Products Co. Inc for SK Modified; and be it further

RESOLVED, that copies of this resolution be forwarded to all bidders, the Yates County Treasurer, the Finance Director, the Budget Officer, and the Yates County Highway Superintendent.

Resolution No. 71-22
Motioned By: Banach

Date: 2/14/22
Seconded By:

AWARD BID FOR GRAVEL

WHEREAS, bids were requested for Gravel and received on January 27, 2022 at 10:00 a.m. and five firms submitted a bid to the Yates County Highway Department;

	ITEM I (FOB)		ITEM II (FOB)	
	Screened Gravel	Crushed Gravel	Bank Run Gravel	Site of Operations
Morehouse Gravel	\$8.00 / ton	NB	5.50 / ton	Himrod
SJ Kula Inc.	\$10.00 / ton	\$13.75 / ton	\$8.00 / ton	Naples
RK Howell Gravel Products LLC	\$8.25 / ton	NB	\$5.75 / ton	Dundee
Syracuse Sand & Gravel LLC	\$12.00 / cy	\$20.00 / cy	\$9.00 / cy	Dresden
Spallina Materials Inc.	\$8.50 / ton	\$10.00 / ton	\$8.00 / ton	Cohocton

WHEREAS, all gravel must be sampled and meet or exceed the required bid specifications parameter when tested by an independent laboratory;

NOW, THEREFORE, BE IT RESOLVED, that the award for F.O.B. gravel shall be made to all bidders and final purchase of product will be determined by combining the price per ton/cy at the vendors site of operation and the Yates County cost for hauling the materials to various job sites; and be it further

RESOLVED, that copies of this resolution be forwarded to all bidders, the Yates County Treasurer, the Finance Director, the Budget Officer, and the Yates County Highway Superintendent.

Resolution No. 72-22
Motioned By: Banach

Date: 2/14/22
Seconded By:

AWARD BID FOR CRUSHED STONE

WHEREAS, bids were requested for Crushed Stone and received on January 27, 2022 at 10:00 a.m. and six firms submitted a bid to the Yates County Highway Department;

Bidder:	Dalrymple Gravel & Contracting Co Inc.	Dolomite Products Co. Inc.	Hanson Aggregates NY LLC	Seneca Stone Corporation	Syracuse Sand & Gravel LLC	Spallina Materials, Inc.
Stone Type:	GS	LS	LS	LS	LS	GS

1 ST	FOB	18.00	16.75	18.50	17.00	NB	15.00	
	Delivered To:	Benton Barns	NB	21.50	21.00	21.50	NB	NB
	Guyanoga Barns	NB	22.50	22.00	23.00	NB	NB	

1A	FOB	18.00	17.00	18.50	17.50	25.00	16.00	
	Delivered To:	Benton Barns	NB	21.75	21.00	22.00	35.00	NB
	Guyanoga Barns	NB	22.75	22.00	23.50	37.00	NB	

1B	FOB	NB	17.00	16.50	17.50	17.00	NB	
	Delivered To:	Benton Barns	NB	21.75	20.00	22.00	27.00	NB
	Guyanoga Barns	NB	22.75	21.00	23.50	29.00	NB	

#1	FOB	16.50	16.00	16.50	17.00	16.00	15.00	
	Delivered To:	Benton Barns	NB	20.75	20.00	21.50	26.00	NB
	Guyanoga Barns	NB	21.75	21.00	23.00	28.00	22.50	

#2	FOB	16.50	16.00	16.50	16.25	16.00	15.00	
	Delivered To:	Benton Barns	NB	20.75	20.00	20.75	26.00	NB
	Guyanoga Barns	NB	21.75	21.00	22.25	28.00	22.50	

#3	FOB	NB	16.00	16.50	17.50	16.00	NB	
	Delivered To:	Benton Barns	NB	20.75	20.00	22.00	26.00	NB
	Guyanoga Barns	NB	21.75	21.00	23.50	28.00	NB	

Bidder:	Dalrymple Gravel & Contracting Co Inc.	Dolomite Products Co. Inc.	Hanson Aggregates NY LLC	Seneca Stone Corporation	Syracuse Sand & Gravel LLC	Spallina Materials, Inc.
Stone Type:	GS	LS	LS	LS	LS	GS

3/8" Modified	FOB	NB	18.00	19.50	17.50	NB	NB	
	Delivered To:	Benton Barns	NB	22.75	22.00	22.00	NB	NB
	Guyanoga Barns	NB	23.75	23.00	23.50	NB	NB	

#1 & 1A Blend	FOB	18.00	18.00	18.00	17.50	25.00	15.00	
	Delivered To:	Benton Barns	NB	22.75	21.00	22.00	35.00	NB
	Guyanoga Barns	NB	23.75	22.00	23.50	37.00	NB	

#1 & 2 Blend	FOB	16.50	16.00	17.00	16.75	16.00	15.00	
	Delivered To:	Benton Barns	NB	20.75	21.00	21.25	26.00	NB
	Guyanoga Barns	NB	21.75	22.00	22.75	28.00	NB	

#2, 1 & 1A Blend	FOB	18.00	18.00	18.00	17.00	19.00	15.25
	Benton Barns	NB	22.75	21.00	21.50	29.00	NB
	Delivered To: Guyanoga Barns	NB	23.75	22.00	23.00	31.00	NB

Gabion Stone	FOB	NB	19.00	19.00	17.00	20.00	NB
	Benton Barns	NB	23.75	23.00	21.50	30.00	NB
	Delivered To: Guyanoga Barns	NB	24.75	25.00	23.00	32.00	NB

Medium Rip Rap	FOB	NB	25.00	26.00	23.00	25.00	NB
	Benton Barns	NB	NB	32.00	31.00	45.00	NB
	Delivered To: Guyanoga Barns	NB	NB	33.00	33.00	47.00	NB

Heavy Rip Rap	FOB	NB	NB	30.00	26.00	30.00	NB
	Benton Barns	NB	NB	38.00	34.00	50.00	NB
	Delivered To: Guyanoga Barns	NB	NB	40.00	36.00	52.00	NB

Bidder:	Dalrymple Gravel & Contracting Co Inc.	Dolomite Products Co. Inc.	Hanson Aggregates NY LLC	Seneca Stone Corporation	Syracuse Sand & Gravel LLC	Spallina Materials, Inc.
Stone Type:	GS	LS	LS	LS	LS	GS

Crusher Run	FOB	NB	10.00	10.25	9.75	9.50	10.00
	Benton Barns	NB	14.75	15.00	14.25	18.50	NB
	Delivered To: Guyanoga Barns	NB	15.75	16.00	15.75	20.50	NB

Fine Crusher	FOB	NB	11.25	11.50	10.50	10.50	10.50
	Benton Barns	NB	16.00	17.00	15.00	19.50	NB
	Delivered To: Guyanoga Barns	NB	17.00	18.00	21.00	21.50	NB

WHEREAS, due to various worksites throughout the County, the bid award for F.O.B. crushed stone shall be awarded to all bidders and the purchase of F.O.B. crushed stone from any vendor shall be determined by combining the price per ton at the vendor yard and the Yates County cost for hauling the materials to the job site;

NOW, THEREFORE, BE IT RESOLVED, to award the bid for crushed stone to be delivered to the various sites listed on the charts above to all bidders by individual product type to the lowest responsible bidder, pending availability and specifications, for each delivery site; and be it further

RESOLVED, that copies of this resolution be forwarded to all bidders, the Yates County Treasurer, the Finance Director, the Budget Officer, and the Yates County Highway Superintendent.

Resolution No. 73-22
Motioned By: Banach

Date: 2/14/22
Seconded By:

**AUTHORIZE CHAIRWOMAN TO SIGN A CONTRACT WITH SIEMENS FOR
UPDATING OUTDATED BUILDING AUTOMATION CONTROLS**

WHEREAS, the controls that control the Building Automation Controls (BAC) for the County Office Building and the Courthouse are outdate and no longer servable; and

WHEREAS, the Building Maintenance Supervisor sought proposals from two vendors for the updated controls for the aforementioned BAC. Received proposals from Trane for a sum of \$348,740.00 under US communities contract pricing and one from Siemens for \$155,753.00 under state contract pricing for this service;

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney, the Chairwoman of the Legislature is authorized to enter into a contract with Siemens to update the outdated controls on the BAC system; and be it further

RESOLVED, that said contract will run from 2-14-22 to 12-31-22 for a total sum of up to \$155,753.00; and be it further

RESOLVED, that copies of the resolution be given to the Building Maintenance Supervisor, Budget Officer, Treasurer and Director of Finance.

Resolution No. 74-22
Motioned By: Holgate

Date: 2/14/22
Seconded By:

**APPOINTMENT TO THE FINGER LAKES ECONOMIC DEVELOPMENT CENTER
(YATES COUNTY IDA) BOARD, THE YATES CAPITAL RESOURCE CORP. BOARD
AND THE FINGER LAKES HORIZON ECONOMIC DEVELOPMENT CORP.**

BE IT RESOLVED, that the following individuals be appointed to Finger Lakes Economic Development Center (Yates County IDA) Board, The Yates Capital Resource Corp. Board and The Finger Lakes Horizon Economic Development Corp. the for the terms indicated:

Dr. Kim Pinkey, 3378 E. Sherman Hollow Rd., Penn Yan, NY	Term: 1/1/22 to 12/31/23
Ryan Hallings, 3562 Skyline Dr, Penn Yan, NY	Term: 1/1/22 to 12/31/23
Janice Gaub, 278 E. Lake Rd., Penn Yan, NY	Term: 1/1/22 to 12/31/23
Dr. Tim Cutler, 4620 Vine Rd., Penn Yan, NY	Term: 2/1/22 to 12/31/23

And be it further

RESOLVED, that a copy of this resolution be forwarded to Steven Griffin, Executive Director of the FLEDC, the Department of State, and the County Clerk.

Resolution No. 75-22
Motioned By: Holgate

Date: 2/14/22
Seconded By:

**2021 BUDGET TRANSFERS
(EOY)**

BE IT RESOLVED, that the following transfers be made in the 2021 budget:

From:	To:	Amount:
A1990.54905 Contingent	A8020.54069 PL- Reconnect 1 Shared	\$ 57,802.10

A1990.54905 Contingent	A8020.54011 PL-Consultants	\$ 30,176.40
A1410.58303 CC- Med Ins. CSEA	A1410.54515 CC- Postage	\$ 700.00
A1680.52125 IT- Laptops	A1680.54571 IT- Computer Software	\$ 1,980.00
A6102.54312 SS- MMIS	A6140.54314 SS- Safety Net	\$ 50,000.00
A6102.54312 SS -MMIS	A6070.54302 SS- Counseling Contract	\$ 10,000.00
A1625.54011 B&G -Consultants	A1623.54435 B&G - Generator Maint.	\$ 10,785.00
A1625.54011 B&G Consultants	A1623.54418 B&G - Elevator Maint.	\$ 7,800.00
A1621.54684 B&G- Water	A1623.54418 B&G - Elevator Maint.	\$ 5,600.00
A1621.54677 B&G - Electric	A1625.54419 B&G - Yard Equip. Maint.	\$ 1,167.00
A4010.54116 PH- TB Care	A4042.54855 PH- Rabies	\$ 1,400.00
A4010.54113 PH- STD Treat.	A4042.54855 PH- Rabies	\$ 2,500.00
A4010.54152 PH-Conference	A4042.54855 PH- Rabies	\$ 500.00
A4010.54469 PH- Nursing Supp.	A4042.54855 PH- Rabies	\$ 1,000.00
A4010.54120 PH-Corp. Comp.	A4042.54855 PH- Rabies	\$ 1,000.00
A4010.54911 PH- Insurance	A4042.54855 PH- Rabies	\$ 250.00
A4010.54654 PH- Compliance	A4042.54855 PH- Rabies	\$ 1,400.00
A3021.51701 E911- Sr. Dispatch	A3021.54770 E911- E911 Expense	\$ 9,100.00
A3021.58100 E911- FICA/Medicare	A3021.54771 E911-W911	\$ 30,000.00
A1430.54011 PER-Consultants	A1430.51615 PER- Exam Monitor	\$ 150.00
A1680.54571 IT- Comp Software	A3645.52946 OEM- SHSP2020	\$ 1,980.00
A3021.58100 E911- FICA/Medicare	A3020.54230 COMM-Maint Agree- Micro	\$ 4,972.99
A3021.58100 E911- FICA/Medicare	A3020.54231 COMM-Maint. Agree- Radio	\$ 3,678.11
A3021.58100 E911- FICA/Medicare	A3020.54735 COMM- Tower Site Maint.	\$ 2,499.38
A3021.51702 E911-Sr. Dispatcher	A3021.52504 E911-W911	\$ 4,299.86
A3021.51702 E911-Sr. Dispatcher	A3021.54770 E911- Expenses	\$ 1,358.65
A3021.51702 E911-Sr. Dispatcher	A3021.54771 E911- W911	\$ 1,186.01
A3110.52422 SH-Camera	A3110.54653 SH- Gasoline	\$ 9,167.20
A1450.51596 ELEC- Elec. Worker	A1450.54461 ELEC-Election Supplies	\$ 11,366.00
CD6292.11E WD- KKP Wage	CD6292.41E WD-KKP Youth Operate. Exp	\$ 2.36
CD6292.81E WD- KKP Fringe	CD6292.41E WD-KKP Youth Operate. Exp	\$ 86.90
A1990.54905 Contingent	A1325.51123 TR-Deputy Treasurer PT	\$ 4,141.29
A1990.54905 Contingent	A1325.58305 TR-Medical Ins. Non Union	\$ 605.00
A6142.54319 SS - EAA	A6141.54308 SS- HEAP	\$ 7,000.00
A1430.54011 PER- Consultants	A1430.51615 PER- Exam Monitor	\$ 130.11
A1430.54011 PER- Consultants	A1430.51961 PER- 35-40 Hours	\$ 83.70
A3110.54727 SH- Lab	A1185.54006 COR-Autopsies	\$ 576.00
A1185.58100 COR-FICA/Medi	A1185.51983 COR-Coroner	\$ 0.03
A3021.51958 E911- Ins B/O	A1185.51983 COR-Coroner	\$ 397.00
A3021.51958 E911- Ins B/O	A3020.51949 COM-Comp. Time B/O	\$ 195.80
A3021.51958 E911- Ins B/O	A3020.51961 COM-35-40 Hours	\$ 221.38
A3021.51958 E911- Ins B/O	A3020.58100 COM- FICA/Medi	\$ 54.08
A3190.58304 CTSEC- Medical Ins.	A3190.51981 CTSEC- CO/CT Sec. PT	\$ 4,320.67
A3190.52415 CTSEC-Weapons	A3190.51981 CTSEC- CO/CT Sec. PT	\$ 160.00
A3190.52514 CTSEC-Train. Rm Eq	A3190. 51981 CTSEC- CO/CT Sec. PT	\$ 400.00
A3190.52515 CTSEC-Sec. Rm Eq	A3190. 51981 CTSEC- CO/CT Sec. PT	\$ 1,500.00
A3190.54156 CTSEC-Training	A3190. 51981 CTSEC- CO/CT Sec. PT	\$ 475.75
A3190.54470 CTSEC Supplies;Off.	A3190. 51981 CTSEC- CO/CT Sec. PT	\$ 246.34
A3190.54730 CTSEC- Protect. Cloth	A3190.51951 CTSEC- Holiday OT CO	\$ 1,006.56
A1623.58100 B&G- FICA/Med	A1623.51510 B&G- Clothing Allow.	\$ 50.00
CD6292.8G WD-DSS Work. Fringe	CD6292.4G WD-DSS Work Operate Exp.	\$ 19.05
A6102.54312 SS- MMIS	A6109.54305 FA- Family Assistance	\$ 17,897.12
A6102.54312 SS- MMIS	A6119.54307 CC- Foster/Child Care	\$ 14,906.68

A6102.54312 SS- MMIS	A6140.54314 SN- Safety Net	\$ 16,762.20
A1990.54905 Contingent	A2960.54154 EDPH- Edu. Handicap Child	\$186,788.87
A3020.51953 COM-Call Back CO	A3020.51961 COM-34-40 Hours	\$ 73.74
A3020.58304 COM-Medical Ins CO	A3020.58100 COM- FICA/Medicare	\$.60
A3021.51706 E911-Dispatcher	A3021.51952 E911- OT CO 82 Other	\$ 26,072.50
A3021.51707 E911-Dispatcher	A3021.51952 E911- OT CO 82 Other	\$ 530.53
A3021.51707 E911-Dispatcher	A3021.51710 E911-Dispatcher	\$ 45.20
A3021.51707 E911-Dispatcher	A3021.51713 E911-Dispatcher	\$ 45.20
A3021.51712 E911-Dispatcher	A3021.51949 E911-Comp. Time BO	\$ 1,988.08
A3021.51712 E911-Dispatcher	A3021.51950 E911- Diff. CO 82	\$ 3,354.95
A3021.51712 E911-Dispatcher	A3021.51951 E911- Holiday OT CO	\$ 11,822.39
A3021.51712 E911-Dispatcher	A3021.51955 E911-Office in Charge CO	\$ 187.38
A3021.51712 E911-Dispatcher	A3021.51953 E911- Call Back CO	\$ 3,463.93
A3021.51714 E911-Dispatcher	A3021.51953 E911- Call Back CO	\$ 5,130.99
A3021.51715 E911-Dispatcher	A3021.51953 E911- Call Back CO	\$ 201.60
A3021.51716 E911-Dispatcher	A3021.51953 E911- Call Back CO	\$ 408.40
A3021.51956 E911- Edu. Bonus	A3021.51953 E911- Call Back CO	\$ 56.42
A3021.51704 E911-Sr. Dispatcher	A3021.51953 E911- Call Back CO	\$ 632.24
A3110.51661 SH-Comp. Time BO	A3110.51730 SH-Dep. Sheriff, Lt.	\$ 484.44
A3110.51661 SH-Comp. Time BO	A3110.51731 SH-Dep. Sheriff, Lt.	\$ 515.56
A3110.51739 SH- Dep. Sheriff, Sgt.	A3110.51731 SH- Dep. Sheriff, Lt.	\$ 352.77
A3110.51739 SH- Dep. Sheriff, Sgt.	A3110.51734 SH-Dep Sheriff, Cr Inv.	\$ 2,272.90
A3110.51739 SH- Dep. Sheriff, Sgt.	A3110.51735 SH-Dep Sheriff, F/Sgt.	\$ 437.43
A3110.51739 SH- Dep. Sheriff, Sgt.	A3110.51737 SH-Dep Sheriff, Cr Inv.	\$ 772.04
A3110.51753 SH-Dep. Sheriff-Yth	A3110.51736 SH-Dep Sheriff, Cr Inv.	\$ 1,076.03
A3110.51753 SH-Dep. Sheriff-Yth	A3110.51740 SH-Dep Sheriff, Sgt.	\$ 424.85
A3110.51753 SH-Dep. Sheriff-Yth	A3110.51742 SH-Dep Sheriff Sgt.	\$ 788.07
A3110.51753 SH-Dep. Sheriff-Yth	A3110.51743 SH-Dep Sheriff Sgt.	\$ 406.40
A3110.51753 SH-Dep. Sheriff-Yth	A3110.51751 SH-Dep Sheriff	\$ 697.15
A3110.51753 SH-Dep. Sheriff-Yth	A3110.51754 SH-Dep Sheriff	\$ 680.98
A3110.51753 SH-Dep. Sheriff-Yth	A3110.51756 SH-Dep Sheriff	\$ 56.64
A3110.51753 SH-Dep. Sheriff-Yth	A3110.51759 SH-Dep Sheriff	\$ 330.38
A3110.51755 SH- Deputy Sheriff	A3110.51752 SH- Deputy Sheriff	\$ 2,408.39
A3110.51755 SH- Deputy Sheriff	A3110.51758 SH- Deputy Sheriff	\$ 1,003.07
A3110.51755 SH- Deputy Sheriff	A3110.51761 SH- Deputy Sheriff	\$ 363.97
A3110.51755 SH- Deputy Sheriff	A3110.51762 SH- Deputy Sheriff	\$ 7,251.71
A3110.51755 SH- Deputy Sheriff	A3110.51763 SH- Deputy Sheriff	\$ 716.52
A3110.51755 SH- Deputy Sheriff	A3110.51764 SH- Deputy Sheriff	\$ 724.29
A3110.51755 SH- Deputy Sheriff	A3110.51765 SH- Deputy Sheriff	\$ 1,040.49
A3110.51755 SH- Deputy Sheriff	A3110.51939 SH-Comp Time BO CO	\$ 2,845.14
A3110.51755 SH- Deputy Sheriff	A3110.51940 SH-Differential CO	\$ 746.45
A3110.51755 SH- Deputy Sheriff	A3110.51944 SH-YCFIT OT CO	\$ 1,516.35
A3110.51755 SH- Deputy Sheriff	A3110.51945 SH-Officer in Charge	\$ 23.02
A3110.51755 SH- Deputy Sheriff	A3110.51960 SH-Overtime PT	\$ 449.35
A3110.51755 SH- Deputy Sheriff	A3110.51773 SH-Typist	\$ 184.69
A3110.51757 SH- Deputy Sheriff	A3110.51941 SH-Holiday OT CO 82 LE	\$ 21,863.62
A3110.51942 SH- OT CO 82 LE	A3110.51941 SH-Holiday OT CO 82 LE	\$ 3,780.24
A3110.51942 SH- OT CO 82 LE	A3110.51943 SH- Call Back CO 82 LE	\$ 3,969.44
A3110.51942 SH- OT CO 82 LE	A3110.51947 SH- Canine Care CO 82 LE	\$ 2,900.98
A3110.51985 SH- Dep. Sheriff PT	A3110.51947 SH- Canine Care CO 82 LE	\$ 3,087.88
A3110.51997 SH- Clerk PT	A3110.51772 SH- Sr. Typist	\$ 7,156.35
A3110.51985 SH- Dep. Sheriff PT	A3110.51948 SH- Ins BO CO 82 LE	\$ 4,195.42

A3110.51997 SH- Clerk PT	A3110.51948 SH- Ins BO CO 82 LE	\$ 3,771.86
A3150.51806 JAIL-Correction Off.	A3150.51813 JAIL- Corrections Off.	\$ 1,777.18
A3150.51806 JAIL-Correction Off.	A3150.51804 JAIL- Corrections Off.	\$ 185.80
A3150.51806 JAIL-Correction Off.	A3150.51805 JAIL- Corrections Off.	\$ 4.13
A3150.51812 JAIL-Correction Off.	A3150.51829 JAIL- Corrections Off.	\$ 13,282.44
A3150.51812 JAIL-Correction Off.	A3150.51826 JAIL- Corrections Off.	\$ 212.94
A3150.51812 JAIL-Correction Off.	A3150.51844 JAIL- Cook Manager	\$ 530.23
A3150.51812 JAIL-Correction Off.	A3150.51950 JAIL- Differential CO	\$ 376.53
A3150.51812 JAIL-Correction Off.	A3150.51955 JAIL- Officer in Charge CO	\$ 143.00
A3150.51812 JAIL-Correction Off.	A3150.51956 JAIL- Edu Bonus CO 82	\$ 532.87
A3150.51815 JAIL-Correction Off.	A3150.51952 JAIL-Overtime CO 82	\$ 25,803.99
A3150.51824 JAIL-Correction Off.	A3150.51990 JAIL- Correction Officer PT	\$ 21,212.33
A3150.51824 JAIL-Correction Off.	A3150.51951 JAIL- Holiday OT	\$ 11,419.64
A3190.58304 COURT-Med. Ins.	A3190.58100 COURT- FICA/Medicare	\$ 223.42
A3190.51859 COURT-Sergeant	A3190.51981 COURT- CO/CT Sec. PT	\$ 854.85
A3190.51860 COURT-CO/Ct. Sec.	A3190.51981 COURT- CO/CT Sec. PT	\$ 211.85
A3190.51861 COURT-CO/Ct. Sec.	A3190.51981 COURT- CO/CT Sec. PT	\$ 0.95
A3190.51862 COURT-CO/Ct. Sec.	A3190.51981 COURT- CO/CT Sec. PT	\$ 81.57
A3190.51863 COURT-CO/Ct. Sec.	A3190.51981 COURT- CO/CT Sec. PT	\$ 2,325.92
A3190.51864 COURT-CO/Ct. Sec.	A3190.51981 COURT- CO/CT Sec. PT	\$ 0.36
A3190.51944 COURT- YC FIT OT	A3190.51981 COURT- CO/CT Sec. PT	\$ 919.27
A3190.51949 COURT- Comp BO	A3190.51981 COURT- CO/CT Sec. PT	\$ 607.19
A3190.51950 COURT- Differential	A3190.51981 COURT- CO/CT Sec. PT	\$ 46.85
A3190.51952 COURT-OT CO	A3190.51981 COURT- CO/CT Sec. PT	\$ 2,153.35
A3190.51953 COURT- Call Back	A3190.51981 COURT- CO/CT Sec. PT	\$ 17.74
A3190.51955 COURT-Off. In Chg.	A3190.51981 COURT- CO/CT Sec. PT	\$ 209.62
A3190.51956 COURT-Edu. Bonus	A3190.51981 COURT- CO/CT Sec. PT	\$ 597.39
A3190.51960 COURT- OT PT	A3190.51981 COURT- CO/CT Sec. PT	\$ 500.00
A3510.51961 ANCNT- 35-40 Hrs	A3510.51551 ANCNT- Animal Cont. Off.	\$ 390.75
A3510.51961 ANCNT- 35-40 Hrs	A3510.51951 ANCNT- Holiday OT	\$ 972.75
A3510.51961 ANCNT- 35-40 Hrs	A3510.51953 ANCNT- Call Back CO	\$ 443.47
A1620.54404 B&G- Build. Maint	A1625.52320 B&G- Loader	\$ 70,198.00
A1623.54423 B&G- Bldg. Parts	A1625.54416 B&G- Parking Lot Maint.	\$ 1,400.00
A1625.51163 B&G- Bldg. Helper	A1625.54011 B&G- Consultants	\$ 14,475.00
A1625.51166 B&G- Cleaner	A1625.54011 B&G- Consultants	\$ 9,400.00
A1990.54905 Contingent	A3020.54736 COMM- Tower Transition	\$ 167,974.06
A3021.51701 E911- Sr. Dispatcher	A3021.52504 E911-W911	\$ 1,079.98
A3021.51701 E911- Sr. Dispatcher	A3021.54507 E911- Copier	\$ 273.31
A3021.51701 E911- Sr. Dispatcher	A3021.54682 E911- Utilities Tel/Fax	\$ 284.79
A3021.51701 E911- Sr. Dispatcher	A3021.54771 E911- W911	\$ 29,505.69
A3021.51702 E911- Sr. Dispatcher	A3021.54771 E911- W911	\$ 12,418.72
A3021.58100 E911-FICA/Medi	A3021.54770 E911- E911	\$ 20,615.52
A3021.51700 E911- Chief Disp.	A1185.54006 COR-Autopsies	\$ 3,900.00
A3021.51700 E911- Chief Disp.	A1185.54023 COR-Hospital Charges	\$ 1,354.28
A3021.51700 E911- Chief Disp.	A3021.54770 E911-E911	\$ 6,117.08
A3110.54960 SH- SLETPP FY19	A3110.51502 SH- SLETPP FY 19 OT	\$ 1,536.18
A3110.54960 SH- SLETPP FY19	A3110.52952 SH- SLETPP FY 19 Equip	\$ 1,014.11
A3150.52506 JAIL-Corr Exp. Eq.	A3150.54752 JAIL- Weapon Ammu.	\$ 51.40
A3150.52515 JAIL- Sec. Equip.	A3150.54752 JAIL- Weapon Ammu.	\$ 2,618.06
A3150.52515 JAIL- Sec. Equip.	A3150.54811 JAIL- Prisoner Food	\$ 2,920.32
A3350.52419 DWI-Breath Test Dev.	A3350.54751 DWI- Village of PY Patrol	\$ 601.39
A3350.52426 DWI-PY Police Dept	A3350.54751 DWI- Village of PY Patrol	\$ 116.70

A3110.52415 SH-Weapons	A3110.54653 SH- Gasoline	\$ 8,889.07
A3110.52415 SH-Weapons	A3110.54661 SH- Vehicle P/M/R	\$ 4,483.05
A3150.54035 JAIL- Physician	A3150.51340 JAIL- Nurse Pract.	\$ 9,122.85
A3150.54035 JAIL- Physician	A3150.51991 JAIL- Jail Physician	\$ 9,122.85
A3021.54470 E911-Supplies, Off.	A1185.54006 COR-Autopsies	\$ 750.00
A1990.54905 Contingent	A3020.54736 COM- Tower Transition	\$ 81.96
A1680.51502 IT-Holiday OT	A1680.52125 IT- Desktops	\$ 200.00
A1680.51505 IT- Overtime	A1680.52125 IT- Desktops	\$ 1,512.00
A1680.51509 IT- Comp Time BO	A1680.52125 IT- Desktops	\$ 20.00
A1680.51500 IT- Call Back CSEA	A1680.52115 IT- Comp Hardware	\$ 500.00
A1680.58303 IT- Med Ins. CSEA	A1680.52115 IT- Comp Hardware	\$ 1,672.00
A1680.58303 IT- Med Ins. CSEA	A1680.54679 IT- Util. Internet	\$ 1,833.00
A1680.58303 IT- Med Ins. CSEA	A1680.54571 IT- Comp. Software	\$ 500.00
A1430.54011 PER-Consultants	A1430.51140 PER- Personnel Assist.	\$ 3.64
A1430.54011 PER-Consultants	A1430.54034 PER- Physicals	\$ 184.50
A1430.54011 PER-Consultants	A1430.54501 PER- Advertising	\$ 66.27
A1990.54905 Contingent	A1340.58100 BO-FICA	\$ 6.00
A1990.54905 Contingent	A1180.54706 JUST- CT TWN/VIL	\$ 390.00
A1990.54905 Contingent	A1670.54407 CNT- Eq. Agreement	\$ 105.00
A1990.54905 Contingent	A1670.54470 CNT- Supplies; office	\$ 450.00
A1990.54905 Contingent	A1670.54515 CNT- Postage	\$ 6,000.00
A1990.54905 Contingent	A1910.54923 UNALL-Unallocated Ins	\$ 1,940.00
A1990.54905 Contingent	A6420.54220 PRMO- PY Hotels	\$ 1,604.00
A1990.54905 Contingent	A7510.51075 HIST-Historian	\$ 106.00
A1990.54905 Contingent	A7510.58100 HIST- FICA/MED	\$ 8.00
A1990.54905 Contingent	A8020.51651 PL- Tech Temp	\$ 1,059.00
CT9951.59106 Trans	CT5610.54100 AIR- Cont.Exp.	\$ 9,293.00
A1990.54905 Contingent	A3645.51300 OEM- EMS Coord.	\$ 12,990.81
A3645.54156 OEM- Training	A3645.58100 OEM-FICA/Medicare	\$ 842.74
A1010.54660 LEG- Travel Exp	A1010.58305 LEG- Medical Ins. Non Un.	\$ 3,990.00
A1010.54654 LEG-Mileage	A1010.58100 LEG- FICA/Medicare	\$ 1,220.00
A1990.54905 Contingent	A1010.51045 LEG- Clerk of Leg.	\$ 16,392.00
A1990.54905 Contingent	A1172.54004 AC- Attorney Fees	\$ 63,853.00
A1990.54905 Contingent	A6510.54654 VET- Mileage	\$ 561.00
A1990.54905 Contingent	A1650.52115 CCOM-Comp Hardware	\$ 24,479.00
A1165.54654 DA- Mileage	A1165.51961 DA- 35-40 Hrs	\$ 82.00
A1990.54905 Contingent	A1165.51108 DA- Law Enforce. Liason	\$ 5,978.00
A1990.54905 Contingent	A1170.51647 PD-Asst. PD	\$ 42,187.00

And be it further

NOW, THEREFORE, BE IT RESOLVED, that copies of this resolution be given to the County Administrator, the Director of Planning, the County Clerk, the IT Director, the Commissioner of Social Services, the Building and Maintenance Supervisor, The Public Health Director, the Sheriff, the Personnel Director, the Office of Emergency Management, the Director of Community Services, the Election Commissioners, the Director of Finance, Treasurer and Budget Officer.

Resolution No. 76-22
Motioned By: Holgate

Date: 2/14/22
Seconded By:

**APPROPRIATE CARRYOVER OF MENTAL HEALTH FEDERAL AID
(COMMUNITY SERVICES)**

WHEREAS, Community Services received a Mental Health Grant for the year 2021 and a balance of \$8,618.90 remained at the end of the 2021 year; and

WHEREAS, these funds are not part of the 2022 budget and can be carried over to the 2022 fiscal year;

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased and tabulated below;

Revenue:
A4320.44491 CS- Suicide Prevention Grant \$ 8,618.90

Appropriation:
A4320.54282 CS- Suicide Prevention Grant \$ 8,618.90

And be it further

RESOLVED, that copies of this resolution be provided to the Community Service Director, Director of Finance, Treasurer and the Budget Officer.

Resolution No. 77-22
Motioned By: Holgate

Date: 2/14/22
Seconded By:

**APPROPRIATE ADDITIONAL STATE AID
(SOCIAL SERVICES)**

WHEREAS, the Department of Social Services is to receive additional revenue for the Sexually Exploited Youth Program; and

WHEREAS, these funds are not part of the 2022 budget;

NOW, THEREFORE, BE IT RESOLVED that the following accounts be increased;

Revenue:
A6010.43610 SS- Social Service Admin \$ 52,020.00

Appropriation:
A6010.54387 SS- Sexually Exploited Youth \$ 52,020.00

And be it further

RESOLVED, that copies of this resolution be provided to the Commissioner of Social Services, Director of Finance, Treasurer, and the Budget Officer.

Resolution No. 78-22
Motioned By: Holgate

Date: 2/14/22
Seconded By:

**APPROPRIATE ADDITIONAL STATE AID
(YOUTH BUREAU)**

WHEREAS, the Youth Bureau Department is to receive additional revenue for the Sexually Exploited Youth Program; and

WHEREAS, these funds are not part of the 2022 budget;

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased and tabulated below;

Revenue:
A7310 43820 YTH- Youth Revenues \$ 52,020.00

Appropriation:
A7310.51657 YTH - Youth Bureau Director \$ 3,396.00
A7310.58100 YTH - FICA/Medicare \$ 260.00
A7310.54480 YTH - Program/Supplies \$ 3,364.00
A7310.54365 YTH - Safe Harbors of the FL \$ 45,000.00

And be it further

RESOLVED, that copies of this resolution be provided to the Youth Bureau Director, Director of Finance, Treasurer, and the Budget Officer.

Resolution No. 79-22
Motioned By: Holgate

Date: 2/14/22
Seconded By:

**APPROPRIATE ADDITIONAL FEDERAL AID
(SOCIAL SERVICES)**

WHEREAS, the Social Service Department is to receive annual reimbursement revenue from Medicaid for 2021 for its CDPAP assessments that are part of the Adult Protective Consumer Directed Program; and

WHEREAS, these funds are not part of the 2022 budget and can be carried over to the 2022 fiscal year

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased and tabulated below;

Revenue:
A6010.43610 SS- Social Service Admin \$ 7,500.00
A6010.44610 SS- Social Service Admin \$ 7,500.00

Appropriation:
A6010.54069 SS- CDPAP Assessments \$ 15,000.00

And be it further

RESOLVED, that copies of this resolution be provided to the Commissioner of Social Services, Director of Finance, Treasurer, and the Budget Officer.

Resolution No. 80-22
Motioned By: Holgate

Date: 2/14/22
Seconded By:

**APPROPRIATE ADDITIONAL ERAP STATE AID
(SOCIAL SERVICES)**

WHEREAS, the Social Service Department will receive an Emergency Rental Assistance Program (ERAP) grant managed by the Grants Gateway for the 2022 year; and

WHEREAS, these funds are not part of the 2022 budget;

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased and tabulated below;

Revenue:		
A6010.44610 SS- Social Service Admin		\$ 40,000.00
Appropriation:		
A6010.54027 SS- Miscellaneous		\$ 40,000.00

And be it further

RESOLVED, that copies of this resolution be provided to the Commissioner of Social Services, Director of Finance, Treasurer, and the Budget Officer.

Resolution No. 81-22
Motioned By: Holgate

Date: 2/14/22
Seconded By:

**APPROPRIATE CARRYOVER OF ERAP STATE AID
(SOCIAL SERVICES)**

WHEREAS, the Social Service Department has received an Emergency Rental Assistance Program (ERAP) grant managed by the Grants Gateway and a balance of \$5,134.00 remained at the end of 2021; and

WHEREAS, these funds are not part of the 2022 budget and can be carried over to the 2022 fiscal year;

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased and tabulated below;

Revenue:		
A6010.44610 SS- Social Service Admin		\$ 5,134.00
Appropriation:		
A6010.54027 SS- Miscellaneous		\$ 5,134.00

And be it further

RESOLVED, that copies of this resolution be provided to the Commissioner of Social Services, Director of Finance, Treasurer, and the Budget Officer.

Resolution No. 82-22
Motioned By: Holgate

Date: 2/14/22
Seconded By:

**APPROPRIATE CARRYOVER OF SLETPP FY19 GRANT
(SHERIFF)**

WHEREAS, the Sheriff's department has received a SLETPP grant managed by the NYS Division of Homeland Security and Emergency Services (DHSES) and a balance of \$65.40 remained at the end of 2021; and

WHEREAS, these funds are not part of the 2022 budget and can be carried over to the 2022 fiscal year;

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$65.40;

Revenue:		
A3110.44304 SH- SLETPP FY19	\$	65.40
Appropriation:		
A3110.54960 SH- SLETPP FY19	\$	65.40

And be it further

RESOLVED, that copies of this resolution be provided to the Sheriff, Director of Finance, Treasurer, and the Budget Officer.

Resolution No. 83-22
Motioned By: Holgate

Date: 2/14/22
Seconded By:

**APPROPRIATE CARRYOVER OF SLETPP FY20 GRANT
(SHERIFF)**

WHEREAS, the Sheriff's department has received a SLETPP grant managed by the NYS Division of Homeland Security and Emergency Services (DHSES) and a balance of \$10,000.00 remained at the end of 2021; and

WHEREAS, these funds are not part of the 2022 budget and can be carried over to the 2022 fiscal year;

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$10,000.00;

Revenue:		
A3110.44312 SH- SLETPP FY20	\$	10,000.00
Appropriation:		
A3110.52963 SH- SLETPP FY20	\$	10,000.00

And be it further

RESOLVED, that copies of this resolution be provided to the Sheriff, Director of Finance, Treasurer, and the Budget Officer.

Resolution No. 84-22

Date: 2/14/22

Motioned By: Holgate

Seconded By:

**APPROPRIATE CARRYOVER OF SLETPP FY21 GRANT
(SHERIFF)**

WHEREAS, the Sheriff's department has received a SLETPP grant managed by the NYS Division of Homeland Security and Emergency Services (DHSES) and a balance of \$3,416.00 remained at the end of 2021; and

WHEREAS, these funds are not part of the 2022 budget and can be carried over to the 2022 fiscal year;

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$3,416.00;

Revenue:

A3110.44386 SH- SLETPP FY21 \$ 3,416.00

Appropriation:

A3110.54950 SH- SLETPP FY21 \$ 3,416.00

And be it further

RESOLVED, that copies of this resolution be provided to the Sheriff, Director of Finance, Treasurer, and the Budget Officer.

Resolution No. 85-22

Date: 2/14/22

Motioned By: Holgate

Seconded By:

**APPROPRIATE CARRYOVER OF GTSC GRANT
(SHERIFF)**

WHEREAS, the Sheriff's department has received a Child Passenger Safety Incentive Grant from the New York State Governor's Traffic Safety Committee (GTSC)) and a balance of \$1,200.00 remained at the end of 2021; and

WHEREAS, these funds are not part of the 2022 budget and can be carried over to the 2022 fiscal year;

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$1,200.00;

Revenue:

A3110.43334 SH- CPS 2022 \$ 1,200.00

Appropriation:

A3110.54953 SH-CPS 2022 \$ 1,200.00

And be it further

RESOLVED, that copies of this resolution be provided to the Sheriff, Director of Finance, Treasurer, and the Budget Officer.

Resolution No. 86-22
Motioned By: Holgate

Date: 2/14/22
Seconded By:

**APPROPRIATE CARRYOVER OF GTSC GRANT
(SHERIFF)**

WHEREAS, the Sheriff's department has received a Police Traffic Services Grant from the New York State Governor's Traffic Safety Committee (GTSC)) and a balance of \$4,600.00 remained at the end of 2021; and

WHEREAS, these funds are not part of the 2022 budget and can be carried over to the 2022 fiscal year;

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$4,600.00;

Revenue:		
A3110.43333 SH-PTS 2022		\$ 4,600.00
Appropriation:		
A3110.51938 SH- PTS OT 2022		\$ 4,600.00

And be it further

RESOLVED, that copies of this resolution be provided to the Sheriff, Director of Finance, Treasurer, and the Budget Officer.

Resolution No. 87-22
Motioned By: Holgate

Date: 2/14/22
Seconded By:

**APPROPRIATE CARRYOVER OF COVID GRANTS
(PUBLIC HEALTH)**

WHEREAS, the Department of Public Health has received the following grants in regard to Covid; ELC School Grant, ELC additional funding and Covid VAX; and a balance of \$1,429,267.97 remained at the end of 2021; and

WHEREAS, these additional funds are not part of the 2022 budget;

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased as tabulated below:

Revenue:		
A4010.44401 PH-COVID ELC		\$1,429,267.97
Appropriation:		
A4010.51305 PH- PH Nurse FT		\$200,664.97

A4010.58100 PH- FICA/Medicare	\$ 50,000.00
A4010.54470 PH- Office Supplies	\$ 43,000.00
A4010.51506 PH- Phone Work	\$ 10,000.00
A4010.51332 PH- PH Nurse PT	\$398,941.00
A4010.54320 PH- Emergency Exp.	\$550,000.00
A4010.51332 PH- PH Nurse PT	\$ 46,662.00
A4010.54320 PH-Emergency Exp.	\$130,000.00

And be it further

RESOLVED, that copies of this resolution be given to the Director of Public Health, the Director of Finance, Treasurer, and the Budget Officer.

Resolution No. 88-22

Date: 2/14/22

Motioned By: Holgate

Seconded By:

**APPROPRIATE CARRYOVER OF NYSHF COVID RESPONSE GRANT
(PUBLIC HEALTH)**

WHEREAS, the Department of Public Health has received the NYSHF Covid Response grant and a balance of \$1,960.78 remained at the end of 2021; and

WHEREAS, these additional funds are not part of the 2022 budget;

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased as tabulated below:

Revenue:

A4010.43402 PH- NYSHF Covid	\$ 1,960.78
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Appropriation:

A4010.54115 PH- NYSHF Covid	\$ 1,960.78
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And be it further

RESOLVED, that copies of this resolution be given to the Director of Public Health, the Director of Finance, Treasurer, and the Budget Officer.

Resolution No. 89-22

Date: 2/14/22

Motioned By: Holgate

Seconded By:

REAPPOINT CHAIRMAN TO THE FLINT CREEK ADMINISTRATIVE BOARD

BE IT RESOLVED, that Edward Hansen, of 3995 Old Mill Road, Stanley, New York 14561 is reappointed as the Chairman to the Flint Creek Small Watershed Protection District Administrative Board for a two year term expiring on March 14th, 2024; and be it further

RESOLVED, that copies of this resolution be sent to the Ontario County Board of Supervisors, the Flint Creek Small Watershed Protection District Administrative Board, and to the appointee.

Resolution No. 90-22
Motioned By: Holgate

Date: 2/14/22
Seconded By:

REAPPOINTMENT TO THE FLINT CREEK ADMINISTRATIVE BOARD

BE IT RESOLVED, that Mark Torrey, of 4593 Edgerton Road, Elba, New York 14058 and Robert Slayton c/o Slayton Ag LLC, of 7201 County Route 27, Hornell, New York 14843 are hereby reappointed as Yates County representatives to the Flint Creek Small Watershed Protection District Administrative Board for two year terms expiring March 14th, 2024; and be it further

RESOLVED, that copies of this resolution be sent to the Ontario County Board of Supervisors, the Flint Creek Small Watershed Protection District Administrative Board, and to the appointees.

Resolution No. 91-22
Motioned By: Holgate

Date: 2/14/22
Seconded By:

RESOLUTION APPROVING THE OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL

WHEREAS, Yates County, herein named as "the County", has appropriated the sum of \$7,311.70 as its share of the Year 2022 operating funds of the Genesee/Finger Lakes Regional Planning Council, herein named "the agency"; and

WHEREAS, pursuant to Section 119-00 of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer of the executed official undertaking is approved by the governing body of the County; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has designated Paul Gavin, Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, The Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blank bond coverage for officers and employees of the Council in the amount of \$500,000.00;

NOW, THEREFORE, BE IT RESOLVED, that the Yates County Legislature hereby approves such a bond as the official undertaking required pursuant the Section 119-00 of the General Municipal Law; and be it further

RESOLVED, that a copy of this resolution shall be forwarded to the G/FLRPC offices and the County Planner.

Resolution No. 92-22
Motioned By: Holgate

Date: 2/14/22
Seconded By:

RESOLUTION AUTHORIZING THE CHAIRWOMAN TO ENTER INTO AN AGREEMENT FOR TRANSPORTATION SERVICES WITH YATES TRANSIT SERVICE, INC.

WHEREAS, the County of Yates and Yates Transit Service, Inc. entered into a Transportation Services Agreement, dated January 3, 2017, as modified/extended by way of an Amendment/Extension of an Agreement executed in April, 2018 and as further modified/extended by way of an Amendment/Extension of Agreement executed in February, 2019 and as further modified/extended by way of an Amendment/Extension of Agreement executed in March, 2020 and as further modified/extended by way of an Amendment/Extension of Agreement executed in February, 2021; and

WHEREAS, the term of the original agreement expire on December 31, 2021; and

WHEREAS, the funding of the program, through the New York State Department of Transportation Statewide Mass Transportation Operating Assistance (STOA) program is permanent; and

WHEREAS, the parties wish to enter into a new agreement that would run through December 2025; and

WHEREAS, the parties further wish to add to the agreement any updated annual reimbursement rate for mileage and maintenance that is published by New York State Department of Transportation, with such rates superseding any such previously stated reimbursement rates; and

WHEREAS, the resolution 481-21, dated December 13, 2021 is no longer valid;

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney, the Chairwoman of the Legislature is authorized to enter into a new contract with Yates Transit Service, Inc. for transportation services; and be it further

RESOLVED, that said Agreement commencing January 1, 2022 and terminating on December 31, 2025 and which includes and incorporates by reference any updated reimbursement rates for mileage and maintenance as provided by the New York State Department of Transportation, with such rates superseding any such previously stated reimbursement rates; and with all other terms and conditions of the Agreement remaining the same and in full force and effect; and be it further

RESOLVED, that this resolution shall supersede resolution 481-21; and be it further

RESOLVED, that copies of this resolution be given to the County Planner, County Treasurer, Budget Officer, Director of Finance, and the Yates Transit Service, Inc.

Resolution No. 93-22
Motioned By: Holgate

Date: 2/14/22
Seconded By:

**YATES COUNTY COMMITMENT TO RULES REGARDING NET NEUTRALITY IF
AWARDED RURAL UTILITY SERVICE RECONNECT PROGRAM ROUND THREE
GRANT**

WHEREAS, Yates County (hereinafter referred to as “County”) is currently undertaking the design and construction of a fiber optic broadband network funded through Round One of the Rural Utility Service (hereinafter referred to as “RUS”) ReConnect grant program (hereinafter referred to as “ReConnect 1”); and

WHEREAS, on October 25, 2021 RUS released a new Funding Opportunity Announcement for up to \$1.15 billion in loans and grants to continue to expand the availability of broadband in rural areas (hereinafter referred to as “ReConnect 3”); and

WHEREAS, the County has already authorized submittal of an application to the ReConnect 3 program grant in Resolution No. 34-22 to provide broadband access to additionally identified unserved or underserved premises; and

WHEREAS, one of the Evaluation Criteria of the grant application is the applicant’s commitment to following Federal Communications Commission’s rules regarding net neutrality that our network shall not (1) block lawful content, applications, services, or non-harmful devices, subject to reasonable network management; (2) impair or degrade lawful Internet traffic on the basis of Internet content, application, or service, or use of a non-harmful device, subject to reasonable network management, and (3) engage in paid prioritization, meaning the management of a broadband provider’s network to directly or indirectly favor some traffic, including through use of techniques such as traffic shaping, prioritization, resource reservation, or other forms of preferential traffic management, either (a) in exchange for consideration (monetary or otherwise) from a third party, or (b) to benefit an affiliated entity; and

WHEREAS, the Round 3 application requires a Resolution from the Yates County Legislature committing to following these rules of Net Neutrality in order to receive a favorable evaluation for this criteria; and

WHEREAS, our Services Agreement with Empire Access for ReConnect 1 covers complying with the rules and regulations of the Federal Communications Commission which includes Net Neutrality;

NOW, THEREFORE, BE IT RESOLVED, that the County commits to following the Federal Communications Commission’s rules regarding net neutrality if awarded a RUS ReConnect Program Round 3 grant; and be it further

RESOLVED, that copies of this resolution be given to Rural Utility Service, the County Administrator, the County Planner and the Grant Specialist.