



YATES COUNTY LEGISLATURE  
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Penn Yan, New York 14527  
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Leslie Church  
Chairwoman  
Emilee D. Miller  
Clerk

**YATES COUNTY LEGISLATIVE AGENDA  
August 8, 2022 at 1:00 pm**

Join from a PC, Mac, iPad, iPhone or Android device:

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<https://us02web.zoom.us/j/82129698239?pwd=VDFmU2xmMVlmNldPQ1VMZjhsWEZsQT09>

Webinar ID: 821 2969 8239

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US: +1 646 931 3860 or +1 646 558 8656

- Call to Order & the Pledge of Allegiance
- Recognize Lia Bush, Distinguished Youth Award
- Dale Irwin, Greenidge
- Renee Bloom, Director of Keuka Housing Council
- Jeff Gasper, Southern Tier Network (STN)
- Approve Minutes from the July 11th Meeting
- Approve Audit
- Committee Reports
- Public Comment
- Open Public Hearing on the Community Development Block Grant (CDBG) Program
- Open Public Hearing on the Proposed Adoption of Local Law 6-2022 Entitled "A Local Law Increasing the Alternative Veterans; Exemption from Real Property Taxation"

**RESOLUTION**

Willson	304-22	Authorize Chairwoman to Sign Contract with BI, Incorporated
	305-22	Authorize Sheriff/Chairwoman to Sign MOU with Dundee School for 2022-23 SRO Services
Bronson	306-22	Authorize Director of Public Health to Fill Deputy Director of Public Health Position
	307-22	Authorize Commissioner of Social Services to Fill Social Services Program Examiner Position
	308-22	Authorize County Administrator to Create and Fill Director of Emergency Services Position
	309-22	Authorize Director of Emergency Services to Create and Fill Deputy Director of Emergency Services Position
	310-22	Authorize Chairwoman to Sign Memorandum of

		Understanding (CSEA)
	311-22	Amend 2022 Non-Union Exempt Employee Salary Schedule
	312-22	Amend 2022 Non-Union Non-Exempt Employee Wage Schedule
	313-22	Designate Help America Vote Day
	314-22	Proposing the Repeal or Amendment of Election Laws in so Far as They Adversely Affect Smaller Counties
	315-22	Authorize I.T. Director to Purchase Stormwind Technical Training (Stormwind-Dallas, TX)
	316-22	Appoint Member to the New York State Department of Environmental Conservation (DEC) Region 8 Advisory Committee (RAC) (Colby Petersen)
	317-22	Adopt County Office Building Hours
Chilson	318-22	Tribute Resolution Honoring John H. Cooley, M.D.
	319-22	Recognize Yates County Distinguished Youth Award Recipient
	320-22	Enter into Contract for the Administration of the Heating Energy Assistance Program (HEAP) Program for 2022-2023
	321-22	Authorize Chairwoman to Sign Agreement with Dundee Central School District
	322-22	Authorize Chairwoman to Sign Agreement with Penn Yan Central School District
	323-22	Proclaiming August 7, 2022 as National Purple Heart Day in Yates County
Banach	324-22	Authorize Chairwoman to Sign Contract (Auctions International-East Aurora, NY)
Holgate	325-22	Authorize Chairwoman to Sign Contract (Usherwood Office Technology)
	326-22	Adopt Local Law 6-2022 Entitled "A Local Law Increasing the Alternative Veterans' Exemption from Real Property Taxation"
	327-22	Authorize Chairwoman to Sign Contract with FirstLight Fiber, Inc. for Phase 1A, Trunk Routes of the ReConnect Project
	328-22	Authorize Chairwoman to Sign Equipment Contract with Nokia of America Corporation for the ReConnect Project
	329-22	Enter into a Master Services Agreement for Telco Rearrangement Make Ready with Tambe Electric, Inc. for the ReConnect Project
	330-22	Amend Resolution No. 295-22 (FirstLight Fiber, Inc.)
	331-22	Authorize Chairwoman to Sign Contract with Modular Connections, LLC. for Huts and Accessory Materials for the ReConnect Project
	332-22	Assign Appropriate Persons to Security Roles in the USDA's Application and Online Financial Reporting and Compliance System
	333-22	Authorize Chairwoman to Sign a Contract with LaBella Associates
	334-22	Designate the County Administrator as the Certifying Officer for the 2022 Septic and Well Community Development Block Grant

- 335-22 Authorize the Chairwoman to Sign a Contract Modification/Extension for the Natural and Recreational Resource Protection Grant for the Keuka Outlet Improvement Project Phase 1
- 336-22 2022 Budget Transfers
- 337-22 Appropriate Additional State Aid (Public Health)
- 338-22 Appropriate Additional Gifted/Donated Aid (Social Services)
- 339-22 Appropriate Additional State Aid (Sheriff)
- 340-22 Appropriate Additional Federal Aid (Highway)
- 341-22 Appropriate Additional Aid (Social Services)
- 342-22 Authorize Chairwoman to Execute FAA Grant Agreement and Related Documents Project: Extend Parallel Taxiway "B" Grant No. 3-36-0094-042-2022
- 343-22 Authorize Chairwoman to Execute Agreement with Passero Associates, Engineering, Architecture & Surveying, D.P.C. Project: Extend Parallel Taxiway "B"
- 344-22 Authorize Chairwoman to Execute Agreement with Passero Associates, Engineering, Architecture & Surveying, D.P.C. Project: Acquire Aircraft Deicing Equipment
- 345-22 Appoint/Reappoint Tourism Advisory Committee (TAC) Members

**Executive Session if needed**

**Resolution No. 304-22**  
**Motioned By: Willson**

**Date: 8/8/22**  
**Seconded By:**

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**AUTHORIZE CHAIRWOMAN TO SIGN CONTRACT WITH BI, INCORPORATED**

WHEREAS, the Yates County Probation Department desires to continue an agreement with BI, Incorporated to provide for the use of electronic monitoring equipment as an alternative to incarceration/detention for certain cases;

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney, the Chairwoman of the Legislature is authorized to sign a contract renewal with BI, Incorporated; and be it further

RESOLVED, that said contract will run from 08/29/2022 to 08/29/2023 for an amount range of \$2.00 per day to \$8.43 per day, depending on the product; and be it further

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

**Resolution No. 305-22**  
**Motioned By: Willson**

**Date: 8/8/22**  
**Seconded By:**

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**AUTHORIZE SHERIFF/CHAIRWOMAN TO SIGN MOU WITH  
DUNDEE SCHOOL FOR 2022-23 SRO SERVICES**

WHEREAS, the Sheriff provides a deputy performing Youth related School Resource Officer tasks assigned to, and for the Dundee Central School District whose services is reimbursed by the school district as agreed for 2022-23 in the amount of \$45,646.98;

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney, that the Sheriff and Chairwoman are authorized to sign the Memorandum of Understanding with the Dundee School Superintendent for SRO services and liability insurance is waived; and be it further

RESOLVED, that a copy of this resolution be provided the Sheriff, Budget Officer, and Fiscal Manager.

**Resolution No. 306-22**  
**Motioned By: Bronson**

**Date: 8/8/22**  
**Seconded By:**

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**AUTHORIZE DIRECTOR OF PUBLIC HEALTH TO FILL DEPUTY DIRECTOR OF  
PUBLIC HEALTH POSITION**

WHEREAS, the Deputy Director of Public Health position will become vacant effective August 19, 2022 as the result of a resignation; and

WHEREAS, the Director of Public Health through the vacancy review process has identified the continued need for the Deputy Director Public Health position and is requesting the position be filled; and

WHEREAS, the estimated annual cost to fill the position, including fringe, is \$87,147 to \$111,076; the County receives 100% reimbursement for salary and 50% reimbursement for the fringe, therefore the total estimated cost to fill the position is \$9,074 to \$21,038;

NOW, THEREFORE, BE IT RESOLVED, that effective August 8, 2022 the Director of Public Health is hereby authorized to fill the full-time Deputy Director of Public Health position; and be it further

RESOLVED, that the Director of Public Health is also authorized to fill any subsequent vacancy that will occur as the result of a promotion of an employee into the vacant Deputy Director of Public Health position; and be it further

RESOLVED, that copies of this resolution shall be provided the Director of Public Health, Personnel Officer, County Administrator, and Director of Finance.

**Resolution No. 307-22**

**Date: 8/8/22**

**Motioned By: Bronson**

**Seconded By:**

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**AUTHORIZE COMMISSIONER OF SOCIAL SERVICES TO FILL SOCIAL SERVICES PROGRAM EXAMINER POSITION**

WHEREAS, a Social Services Program Examiner position became vacant effective August 1, 2022 as the result of a resignation; and

WHEREAS, the Commissioner through the vacancy review process has identified the need to refill the Social Services Program Examiner position and is requesting that the position be filled; and

WHEREAS, the estimated cost to fill the position is \$44,870 to \$68,799, depending on health insurance; with the 80% reimbursement the total estimated cost to the County is \$8,974 to \$13,760;

NOW, THEREFORE, BE IT RESOLVED, that effective August 8, 2022 the Commissioner of Social Services is hereby authorized to fill a full-time Social Services Program Examiner position; and be it further

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

**Resolution No. 308-22**

**Date: 8/8/22**

**Motioned By: Bronson**

**Seconded By:**

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**AUTHORIZE COUNTY ADMINISTRATOR TO CREATE AND FILL DIRECTOR OF EMERGENCY SERVICES POSITION**

WHEREAS, Local Law 3-2022 created and replaced the existing Department of Emergency Management by establishing the Department of Emergency Services; and

WHEREAS, as a direct result of the Local Law the County Administrator has requested to create a Director of Emergency Services position and fill said position with the current Director of Emergency Management incumbent; and

WHEREAS, the salary for the newly created position will remain the same as established by Resolution 190-22;

NOW, THEREFORE, BE IT RESOLVED, that effective June 22, 2022 the County Administrator is hereby authorized to create and fill a full-time Director of Emergency Services position; and be it further

RESOLVED, the existing Director of Emergency Management position will be abolished; and be it further

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

**Resolution No. 309-22**

**Date: 8/8/22**

**Motioned By: Bronson**

**Seconded By:**

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**AUTHORIZE DIRECTOR OF EMERGENCY SERVICES TO CREATE AND FILL  
DEPUTY DIRECTOR OF EMERGENCY SERVICES POSITION**

WHEREAS, Local Law 3-2022 created and replaced the existing Department of Emergency Management by establishing the Department of Emergency Services; and

WHEREAS, as a direct result of the Local Law the Director of Emergency Services has requested to create a Deputy Director of Emergency Services position and fill said position with the current Deputy Director of Emergency Management incumbent; and

WHEREAS, the hourly rate for the position will remain the same;

NOW, THEREFORE, BE IT RESOLVED, that effective June 22, 2022 the Director of Emergency Services is hereby authorized to create and fill a full-time Deputy Director of Emergency Services position; and be it further

RESOLVED, the existing Deputy Director of Emergency Management position will be abolished; and be it further

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

**Resolution No. 310-22**

**Date: 8/8/22**

**Motioned By: Bronson**

**Seconded By:**

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**AUTHORIZE CHAIRWOMAN TO SIGN MEMORANDUM OF UNDERSTANDING  
(CSEA)**

WHEREAS, Local Law 3-2022 created and replaced the existing Department of Emergency Management by establishing the Department of Emergency Services and therefore the Director of Emergency Services has requested to reclassify the job title of Deputy Director of Emergency Management to Deputy Director of Emergency Services; and

WHEREAS, it is necessary to add the said position to the current CSEA collective bargaining agreement replacing the existing job title, Deputy Director of Emergency Management;

NOW, THEREFORE, BE IT RESOLVED, that effective August 8, 2022 the Chairwoman of the Legislature is hereby authorized to sign a Memorandum of Understanding with the CSEA regarding the replacement of the job title of Deputy Director of Emergency Management with Deputy Director of Emergency Services under Group X of the current collective bargaining agreement; and be it further

RESOLVED, that copies of this resolution be given to the Director of Emergency Services, CSEA Union President, CSEA Union Representative, Personnel Officer, County Administrator and Director of Finance.

**Resolution No. 311-22**

**Date: 8/8/22**

**Motioned By: Bronson**

**Seconded By:**

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**AMEND 2022 NON-UNION EXEMPT EMPLOYEE SALARY SCHEDULE**

WHEREAS, Resolution 456-21 was duly adopted on December 13, 2021 adopting the Non-Union Exempt Employee Salary Schedule; and

WHEREAS, the resolution is in need of an amendment due to recent action taken by the County Legislature;

NOW, THEREFORE, BE IT RESOLVED, that effective July 11, 2022, “Deputy Highway Superintendent...\$61,974” be amended to “Deputy Highway Superintendent.... \$66,350”; and be it further

RESOLVED, that effective August 8, 2022, the following be amended;

- a) “Deputy Director of Public Health....\$67,000” to “Deputy Director of Public Health...\$69,000”;
- b) “Director of Emergency Management” to “Director of Emergency Services”

And be it further

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

**Resolution No. 312-22**

**Date: 8/8/22**

**Motioned By: Bronson**

**Seconded By:**

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**AMEND 2022 NON-UNION NON-EXEMPT EMPLOYEE WAGE SCHEDULE**

WHEREAS, Resolution 457-21 was duly adopted on December 13, 2021 adopting the Non-Union Non-Exempt Employee Wage Schedule; and

WHEREAS, the resolution is in need of an amendment due to recent action taken by the County Legislature;

NOW, THEREFORE, BE IT RESOLVED, that effective June 13, 2022, “Senior Account Clerk Typist (Planning)...\$35.00” be amended to “Project Manager.... \$45.00”; and be it further

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

**Resolution No. 313-22**  
**Motioned By: Bronson**

**Date: 8/8/22**  
**Seconded By:**

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**DESIGNATE HELP AMERICA VOTE DAY**

WHEREAS, The United States Elections Assistance Commission has named August 16<sup>th</sup> as Help America Vote Day in the nation as an opportunity to publicize the continuous need for new Elections Inspectors in all States; and

WHEREAS, Yates County requires 90 to 108 faithful, continuing Election Inspectors to conduct the several federal, state, countywide, town, village and school elections and at present has only 78 returning Inspectors; and

WHEREAS twenty to twenty-four new Inspectors are typically trained each year to replace retiring inspectors and this July only 15 were available for training; and

WHEREAS the recent pandemic and influenza seasons have affected the willing service of some Inspectors, the need for Inspectors for the General Election in November is critical;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature designates August 16<sup>th</sup>, 2022 as Help America Vote in Yates County, and encourages all who are able to volunteer to become an Election Inspector; and be it further

RESOLVED, that copies of this resolution be provided to the Board of Elections, and all local media.

**Resolution No. 314-22**  
**Motioned By: Bronson**

**Date: 8/8/22**  
**Seconded By:**

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**PROPOSING THE REPEAL OR AMENDMENT OF ELECTION LAWS IN SO FAR AS THEY ADVERSELY AFFECT SMALLER COUNTIES**

WHEREAS, Yates County, as one of 34 New York counties with populations less than 200,000, bears a tremendous staffing and cost burden under “one size fits all legislation” that becomes Election Law; and

WHEREAS, one such law, CHAPTER 6 OF 2019, adopted 1/24/2019, creates nine days of early voting prior to any special, primary, or general elections and requires 66 hours of staffing in at least one poll site in each county; and

WHEREAS, one such law, CHAPTER 441 OF 2019, adopted 10/30/2019, requires primary poll sites to be open an additional 12 hours; and

WHEREAS, several such laws beginning with CHAPTER 91 Of 2020, adopted 6/7/2020 modify the availability and allowable reasons for the use of Absentee Ballots and resemble “Vote by Mail” processes, create additional administrative burdens on staff, and divert voters from Election Day voting, thereby creating underutilization, increased costs and inefficiencies (expressed as cost pervote cast); and



WHEREAS, two such laws, CHAPTER 763 OF 2021, modified by CHAPTER 117 OF 2022, adopted 2/24/2022, create a lengthy and highly inefficient procedure for processing arriving absentee ballots twice weekly, in batches of as little as one ballot; and

WHEREAS, one such law, CHAPTER 781 OF 2021, adopted 12/22/2021, adds an additional 12 hours of Early Voting to an already ineffective, burdensome and costly 66 hours of Early Voting; and

WHEREAS, Early Voting typically has generated very low turnout, such as 1.5% of registered voters for the State Primary held on June 28<sup>th</sup>, 2022; and

WHEREAS, the New York State Bar Association opposed Early Voting as a proposal that added nothing to turnout rates, instead diverted some voters from Election Day voting which is of no advantage for small to mid-sized counties and creates two systems with higher incremental cost; and

WHEREAS, Yates County, like many other small to mid-sized counties across the state, does not and never has had voters waiting in long lines on Election Day; and

WHEREAS, it is reported by the Albany Times Union that Democratic State Board of Elections Commissioner Kellner, stated: "It is a good idea to be analyzing the data and to determine whether the full staffing and hours for early voting for small turnout elections is appropriate; where the cost per voter is very high it's worth taking a second look to see whether modifications should be made"; and

WHEREAS, there have been 115 new laws adopted and signed by the governor that affect the operations of the County Boards of Elections and many of them show the legislators' ignorance of the efficient and effective administration of elections and complete disregard of input from Election Commissioners and Legislators in small to mid-size counties; and

WHEREAS, the preponderance of data collected in the three years since Early Voting was started show that it is a financial, staffing and administrative burden on all counties where there are small, non-contentious elections and very small primaries; and

WHEREAS, the Senate Committee on Elections held hearings across the state on the conduct of Elections, during which there was a complete disregard of the many testimonies from Election Commissioners and spokespersons representing upstate Towns and Counties, such that there was no mention of the criticism of "One Size Fits All" pattern of legislation in the final report of the committee; and

WHEREAS, the primary election of June 28, 2022, where approximately 1.5% of registered voters voted early, is a clear example of the waste and burden imposed by legislation calling for long hours of early voting; and

WHEREAS, both the Democratic and Republican Commissioners of Election in Yates County are united in bipartisan support of this resolution;

NOW, THEREFORE, BE IT RESOLVED, that Yates County does hereby request the amendment or repeal of the above cited Chapters of Laws that adversely affect the administration and expenses of Elections in small to mid-sized counties like Yates County; and be it further

RESOLVED, that copies of this Resolution be forwarded to the following and all others deemed necessary and proper:

- New York State Governor Kathy Hochul
- Senator Zellnor Myrie, Chair, Senate Committee on Elections
- Assembly Member Latrice Walker, Chair, NYS Assembly Committee on Election Law
- Senator Thomas O'Mara
- Assembly Member Philip Palmesano
- Inter-County Association of Western New York
- The NYS Association of Counties
- The NYS Association of Towns
- Co-Executive Directors Valentine and Stavisky of the New York State Board of Elections
- NYS Elections Commissioners Association

**Resolution No. 315-22**

**Date: 8/8/22**

**Motioned By: Bronson**

**Seconded By:**

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**AUTHORIZE I.T. DIRECTOR TO PURCHASE STORMWIND TECHNICAL  
TRAINING  
(Stormwind – Dallas, TX)**

WHEREAS, I.T. has identified a solution to provide high level technical training to I.T. staff in addition to providing desktop applications training to other department staff; and

WHEREAS, I.T. has vetted a solution and recommends moving forward with the purchase of a two (2) year subscription to the Stormwind Ultimate Access for (3) users and the Desktop Application Training for (5) users at a cost of \$3,000.00 for 24 months of training; and

NOW, THEREEFORE, BE IT RESOLVED, that the Director of I.T. is authorized to purchase the subscription to the Stormwind Ultimate Access for (3) users and the Desktop Application Training for (5) users at a cost of \$3,000.00 for 24 months of training; and be it further

RESOLVED, that a copy of this resolution be given to the I.T. Director and the Director of Finance.

**Resolution No. 316-22**

**Date: 8/8/22**

**Motioned By: Bronson**

**Seconded By:**

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**APPOINT MEMBER TO THE NEW YORK STATE DEPARTMENT OF  
ENVIRONMENTAL CONSERVATION (DEC) REGION 8 REGIONAL ADVISORY  
COMMITTEE (RAC)  
(Colby Petersen)**

WHEREAS, in accordance with ECL S49-0209, each DEC administrative region will form a Regional Advisory Committee (RAC) to provide the State with recommendations on land conservation and policy; and

WHEREAS, each RAC includes a member appointed by each county within the region, as well as members appointed by the DEC and Parks commissioners; and

WHEREAS, the qualifications for RAC include being knowledgeable of, and concerned with, the land preservation, conservation, historic, cultural, recreation and acquisition goals of this chapter;

NOW, THEREFORE, BE IT RESOLVED, that Colby Petersen, Yates County Soil & Water Conservation District Manager, meets the required qualifications and is hereby appointed to the DEC Region 8 RAC; and be it further

RESOLVED, that copies of this resolution be provided to NYSDEC and Colby Petersen.

**Resolution No. 317-22**

**Date: 7/11/22**

**Motioned By: Bronson**

**Seconded By:**

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**ADOPT COUNTY OFFICE BUILDING HOURS**

WHEREAS, County Law Article 5: General Power of Board of Supervisors Section 206 Hours of Work and Office Hours states that the County may fix any hours it wants, but if the County does not fix the hours then the offices of the County Clerk, County Treasurer, Clerk of the Legislature, and Civil Office of the Sheriff shall be open for business from at least 9:00 a.m. – 5:00 p.m. and during the months of July and August these offices shall be kept open from at least 9:00 a.m. – 4:00 p.m.; and

WHEREAS, historically the summer hours for the County offices outlined in County Law Article 5 and any other department/office that also adheres to this law have worked 8:30 a.m. – 4:30 p.m. during the months of June, July and August; and

WHEREAS, the County Legislature acknowledges there is an added value to County employees for getting out of work earlier during the year; and

WHEREAS, the County Legislature recognizes the value of County employees and as a result wants to amend the hours of operation to be consistent with the existing summer hours for the full calendar year;

NOW, THEREFORE, BE IT RESOLVED, that effective September 1, 2022 the offices of the County Clerk, County Treasurer, and Clerk of the Legislature will observe building hours between 8:00 a.m. – 4:30 p.m. and the Civil Office of the Sheriff will observe hours between 8:30 a.m. – 4:30 p.m.; and be it further

RESOLVED, that copies of this resolution shall be provided to all Yates County employees.

**Resolution No. 318-22**

**Date: 8/8/22**

**Motioned By: Chilson**

**Seconded By:**

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**TRIBUTE RESOLUTION HONORING JOHN H. COOLEY, M.D.**

WHEREAS, John H. Cooley recently tendered his resignation to the Yates County Community Services Board and subcommittee; and

WHEREAS, throughout his career John H. Cooley has worked tirelessly to promote the overall health and wellness of Yates County citizens and especially children and families; and

WHEREAS, John H. Cooley has practiced family medicine for more than 50 years, has practiced in Dundee, New York for more than three decades, serving as Dundee School Physician for 28 years, touching and improving the lives of countless individuals; and

WHEREAS, John H. Cooley filled the required town Local Health Officer position for 28 years in an exemplary fashion, overseeing local health issues, working with the local Health Department and promoting healthy communities; and

WHEREAS, John H. Cooley served in the critical role of County Coroner for 8 years, which requires oversight of unexpected deaths and the determination of cause; and

WHEREAS, John H. Cooley served 7+ years on the Yates County Community Services Board starting in 2015, his experience and concern for the behavioral health of all Community members drove him to challenge the system, push for improvements, and become an advocate for improved services to families and children and better coordination of care and treatment for all in Yates County; and

WHEREAS, John H. Cooley was also involved in the Yates County family planning center, Clinton Crest and Penn Yan Manor Nursing Home Board of Directors and Central finger lakes meeting, Religious Society of Friends (Quaker);

NOW, THEREFORE, BE IT RESOLVED, that this Legislature recognizes John H. Cooley M.D., for his professional services, health advocacy, awareness of behavioral health needs, community involvement and commitment to Families and Children in Yates County, and he will be truly missed; and be it further

RESOLVED, that a copy of this resolution be provided to John H. Cooley M.D. and George A. Roets Community Services Director.

**Resolution No. 319-22**

**Date: 8/8/22**

**Motioned By: Chilson**

**Seconded By:**

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**RECOGNIZE YATES COUNTY DISTINGUISHED YOUTH AWARD RECIPIENT**

WHEREAS, the Yates County Youth Board selected Lia Bush for recognition as a Yates County Distinguished Youth of 2022, acknowledging her outstanding service to his community;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature take recognition of this honor bestowed upon Lia Bush by the Yates County Youth Board on August 8, 2022, in Penn Yan, NY, and thank her for her 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 Lia Bush and the Youth Bureau Director.

**Resolution No. 320-22**

**Date: 8/8/22**

**Motioned By: Chilson**

**Seconded By:**

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**ENTER INTO CONTRACT FOR THE ADMINISTRATION OF THE HEATING ENERGY ASSISTANCE PROGRAM (HEAP) PROGRAM FOR 2022-2023**

WHEREAS, The Department of Social Services requires an alternate certifier during the upcoming HEAP season;

NOW, THEREFORE, BE IT RESOLVED, that contingent on the approval of the County Attorney, the Chairwoman of the Legislature and the Social Services Commissioner are authorized to sign a contract for the administration of the HEAP program with the following community organizations at a cost not to exceed \$5,000;

The Living Well  
Our Town Rocks

And be it further

RESOLVED, that copies of this resolution be forwarded to the Yates County Commissioner of Social Services and the Yates County Director of Finance.

**Resolution No. 321-22**

**Date: 8/8/22**

**Motioned By: Chilson**

**Seconded By:**

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**AUTHORIZE CHAIRWOMAN TO SIGN AGREEMENT WITH  
DUNDEE CENTRAL SCHOOL DISTRICT**

WHEREAS, Yates County Public Health is desirous of renewing an agreement with Dundee Central School District to reimburse Dundee Central School District with COVID-19 related expenses as allowable in the ELC School Testing Grant; and

WHEREAS, the costs of such expenses are 100% funded through the awarded ELC School Testing Grant;

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney, the Chairwoman of the Legislature is authorized to renew the contract with Dundee Central School District; and be it further

RESOLVED, that said contract will run from 8/1/2022 to 6/30/2023; and be it further

RESOLVED, that copies of this resolution be provided to the Public Health Department, Director of Finance and Dundee Central School District.

**Resolution No. 322-22**

**Date: 8/8/22**

**Motioned By: Chilson**

**Seconded By:**

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**AUTHORIZE CHAIRWOMAN TO SIGN AGREEMENT WITH  
PENN YAN CENTRAL SCHOOL DISTRICT**

WHEREAS, Yates County Public Health is desirous of renewing an agreement with Penn Yan Central School District to reimburse Penn Yan Central School District with COVID-19 related expenses as allowable in the ELC School Testing Grant; and

WHEREAS, the costs of such expenses are 100% funded through the awarded ELC School Testing Grant;

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney, the Chairwoman of the Legislature is authorized to renew the contract with Penn Yan Central School District; and be it further

RESOLVED, that said contract will run from 8/1/2022 to 6/30/2023; and be it further

RESOLVED, that copies of this resolution be provided to the Public Health Department, Director of Finance and Penn Yan Central School District.

**Resolution No. 323-22**  
**Motioned By: Chilson**

**Date: 8/8/22**  
**Seconded By:**

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**PROCLAIMING AUGUST 7, 2022 AS NATIONAL PURPLE HEART DAY  
IN YATES COUNTY**

WHEREAS, the residents of Yates County have great respect, admiration and the utmost gratitude for all the men and women who have selflessly served their country and this community in the Armed Forces; and

WHEREAS, the contributions and sacrifices of the men and women from Yates County that served in the Armed Forces have been vital in maintaining the freedoms and way of life enjoyed by our citizens; and

WHEREAS, the Yates County Legislature seeks to honor these individuals who have paid the high price for freedom by placing themselves in harm's way for the good of all; and

WHEREAS, on August 7, 1782, General George Washington issued an order establishing the Badge of Military Merit to honor merit, particularly among enlisted soldiers; and

WHEREAS, on February 22, 1932, the Badge of Merit was renamed the Purple Heart, which is awarded to any member of the United States Armed Forces wounded or killed in combat by a declared enemy of the United States; and

WHEREAS, Veterans have paid the high price of freedom by leaving their families and communities and placing themselves in harm's way for the good of all; and

WHEREAS, the contributions and sacrifices of the men and women from Yates County who served in the Armed Forces have been vital in maintaining the freedoms and way of life by our citizens; and

WHEREAS, many citizens of our community have earned the Purple Heart Medal as a result of being wounded while engaged in combat with an enemy force, construed as a singularly meritorious act of essential service; and

WHEREAS, August 7, 2022, also known as National Purple Heart Medal Day, has been officially designated as the day in Yates County to remember and recognize Veterans who are recipients of the Purple Heart Medal;

NOW, THEREFORE, BE IT RESOLVED, that the Yates County Legislature proclaims Yates County as a Purple Heart Community, honoring the service and sacrifice of our Nation's men and women in uniform who were wounded or killed by the enemy while serving to protect the freedoms enjoyed by all Americans; and be it further

RESOLVED, that the Yates County Legislature hereby declare August 7<sup>th</sup> as National Purple Heart Day in Yates County.

**Resolution No. 324-22**  
**Motioned By: Banach**

**Date: 8/8/22**  
**Seconded By:**

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**AUTHORIZE CHAIRWOMAN TO SIGN CONTRACT**  
**(Auctions International – East Aurora, NY)**

WHEREAS, the Yates County Highway Department has material and equipment that is or has been replaced and is no longer being used that should be sold “as is” by the county; and

WHEREAS, Yates County wishes to utilize Auctions International, an online auction site, to sell the surplus materials and equipment;

NOW, THEREFORE, BE IT RESOLVED, that upon approval of the Yates County Attorney the Chairwoman is hereby authorized to sign a contract with Auctions International, Inc. of 11167 Big Tree Road, East Aurora, NY for said services; and be it further

RESOLVED, that a copies of this resolution be provided to the Highway Superintendent, the County Administrator, and the Director of Finance.

**Resolution No. 325-22**  
**Motioned By: Holgate**

**Date: 8/8/22**  
**Seconded By:**

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**AUTHORIZE CHAIRWOMAN TO SIGN CONTRACT**  
**(Usherwood Office Technology)**

WHEREAS, the Real Property Tax Services has in their department an OCE Plotwave 345 scanner that is used routinely for services in that department; and

WHEREAS, the OCE Plotwave 345 scanner occasionally requires servicing;

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 Usherwood Office Technology for servicing of the OCE Plotwave 345 scanner; and be it further

RESOLVED, that said service contract will run for a period of 12 months, beginning on 8/1/2022, or upon the signatures on the contract by both parties, whichever comes later; and be it further

RESOLVED, that the cost of this service agreement will be \$90 to be billed monthly for up to 2,000 square feet of usage per month, with any excess of usage to be billed at a cost of \$0.041 per square foot; and be it further

RESOLVED, that copies of this resolution be provided to the County Administrator, the County Treasurer and the Real Property Tax Services Director.

**Resolution No. 326-22**  
**Motioned By: Holgate**

**Date: 8/8/22**  
**Seconded By:**

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**ADOPT LOCAL LAW 6-2022 ENTITLED “A LOCAL LAW INCREASING THE  
ALTERNATIVE VETERANS’ EXEMPTION FROM REAL PROPERTY TAXATION”**

WHEREAS, proposed Local Law 6-22 entitled “A Local Law Increasing the Alternative Veterans’ Exemption from Real Property Tax” was introduced at the July 11, 2022 Legislative meeting; and

WHEREAS, a Public Hearing was duly held on August 8, 2022;

NOW, THEREFORE, BE IT RESOLVED, that proposed Local Law 6-22 entitled “A Local Law Increasing the Alternative Veterans’ Exemption from Real Property Tax” is hereby adopted; and be it further

RESOLVED, that a copy of this resolution be given to the County Attorney and the New York State Department of State.

## **LOCAL LAW NO. 6 OF THE YEAR 2022**

### **ENTITLED:**

### **A LOCAL LAW INCREASING THE ALTERNATIVE VETERANS’ EXEMPTION FROM REAL PROPERTY TAXATION**

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

#### **Section 1. Establishment of New Maximum Exemptions Limits for the Alternative Veterans’ Exemption.**

Pursuant to Real Property Tax Law Section 458-a (2) (d) (ii), the exemptions from real property taxes for veterans provided by paragraphs (a), (b) and (c) of subdivision 2 of Section 458-a are hereby changed to twenty-four thousand (\$24,000), sixteen thousand (\$16,000), and eighty thousand dollars (\$80,000), respectively.

#### **Section 2. Local Law Repealed.**

The following Local Law is hereby repealed and shall be superseded by this Local Law, with said repeal to take effect upon the effective date of this Local Law:

(a) Local Law No. 4 of the year 2008 entitled “Increase Alternative Veterans’ Exemption from Real Property Taxation”.

#### **Section 3. Effective Date.**

This local law shall take effect upon its filing with the Secretary of State, but pursuant to Real Property Tax Law Section 458-a, the exemption shall not be available until the 2024 tax year (2023 assessment roll).

**Resolution No. 327-22**  
**Motioned By: Holgate**

**Date: 8/8/22**  
**Seconded By:**

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**AUTHORIZE CHAIRWOMAN TO SIGN CONSTRUCTION CONTRACT WITH  
FIRSTLIGHT FIBER, INC. FOR PHASE 1A, TRUNK ROUTES OF THE RECONNECT  
PROJECT**

WHEREAS, Yates County (hereinafter referred to as "County") is currently undertaking the design and construction of a fiber optic broadband network as part of its ReConnect grant project awarded by Rural Utility Service (hereinafter referred to as "RUS"); and

WHEREAS, the County divided the project into several phases to be more manageable designated as Phase 1A, Phase 1B, Phase 2 and Phase 3; and

WHEREAS, RUS has reviewed and approved the Plans and Specifications for Phase 1A allowing the project to proceed with Construction bidding; and

WHEREAS, bids were requested and received and publically opened on July 14 at 1:30 pm and 3 firms submitted a bid; and

WHEREAS, FirstLight Fiber, Inc. was identified as the low-bidder and agreed to further negotiation resulting in the following final bids;

Company	Bid
FirstLight Fiber, Inc.	\$1,770,984.99
Maverick Corporation	\$2,301,993.67
Henkels & McCoy, Inc.	\$3,161,010.71

And

WHEREAS, the submitted bid documents have been reviewed by the Core Team and New York Engineering Services and presented to the Finance Committee and the recommendation is to award the construction bid to FirstLight Fiber, Inc.;

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney, the Chairwoman of the Legislature is authorized to sign the contract with FirstLight Fiber, Inc.; and be it further

RESOLVED, that copies of this resolution be provided to FirstLight Fiber, Inc., the County Administrator, the County Planner, the broadband Project Manager, and all the bidders.

**Resolution No. 328-22**

**Date: 8/8/22**

**Motioned By: Holgate**

**Seconded By:**

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**AUTHORIZE CHAIRWOMAN TO SIGN EQUIPMENT CONTRACT WITH NOKIA  
OF AMERICA CORPORATION FOR THE RECONNECT PROJECT**

WHEREAS, Yates County (hereinafter referred to as "County") is currently undertaking the design and construction of a fiber optic broadband network as part of its ReConnect grant project awarded by Rural Utility Service (hereinafter referred to as "RUS"); and

WHEREAS, electronics to facilitate network communications are required in the 4 Points of Presence (Dundee, Italy, Middlesex and Penn Yan), at the uplink node in Prattsburgh and at each customer premises; and

WHEREAS, the RUS grant contract requires that award funds only be expended on equipment and materials that are qualified as “Buy American”; and

WHEREAS, since our network design prefers use of Nokia of America Corporation equipment (hereinafter referred to as “Nokia”), which are not on the qualified “Buy American” list, the County submitted a Nokia Waiver request to RUS to waive the “Buy American” requirement; and

WHEREAS, based on Nokia cost savings and operations and maintenance efficiencies as it is the preferred equipment by Empire Access, our network service provider, RUS approved our Waiver request on July 6, 2022; and

WHEREAS, since Nokia is a sole sourced provider, sealed public bidding was waived and Nokia provided a quote for equipment purchase and installation of \$379,215.57;

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney, the Chairwoman of the Legislature is authorized to sign the equipment contract with Nokia; and be it further

RESOLVED, that copies of this resolution be provided to Nokia, the County Administrator, the County Planner, and the broadband Project Manager.

**Resolution No. 329-22**

**Date: 8/8/22**

**Motioned By: Holgate**

**Seconded By:**

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**ENTER INTO A MASTER SERVICES AGREEMENT FOR TELCO  
REARRANGEMENT MAKE READY WITH TAMBE ELECTRIC, INC. FOR THE  
RECONNECT PROJECT**

WHEREAS, Yates County (hereinafter referred to as "County") has been awarded a USDA ReConnect grant to enable design and construction of a fiber-to-the premises broadband network to reach the unserved and underserved with regard to internet access; and

WHEREAS, the product of the One Touch Make Ready Services performed by LaBella Associates are utility pole Make Ready packages; and

WHEREAS, these packages, of approximately 100 poles each, specify all the work (electric, tree trimming and telco rearrangement) that needs to be performed on each pole in order to obtain a license from the pole owners and ultimately make it ready to accept our fiber; and

WHEREAS, the Pole Attachment Agreements the County previously executed with the utility pole owners require that the County hire a contractor from an approved list of contractors; and

WHEREAS, upon guidance from the County Attorney the process for hiring Yates County’s make ready contractor is being managed as a professional service with quotes being obtained from multiple approved contractors and awarding the construction contract to the lowest qualified quote; and

WHEREAS, Tambe Electric, Inc. (hereinafter referred to as “Tambe”) is an telco rearrangement approved contractor and has provided the County with the lowest qualified quote on several Make Ready packages; and

WHEREAS, the County anticipates 40+ Make Ready packages and thus 40+ Make Ready quoting and contracting cycles; and

WHEREAS, a Telco Rearrangement Master Services Agreement, specific to each awarded contractor, with specific Make Ready packages, awarded via work orders would expedite and streamline the process;

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney, the Chairwoman of the Legislature is authorized to enter into a Telco Rearrangement Master Services Agreement with Tambe where the specific Make Ready packages will be awarded via work orders ; and be it further

RESOLVED, that copies of this resolution be provided to Tambe, the County Administrator, Planner, and the broadband Project Manager.

**Resolution No. 330-22**  
**Motioned By: Holgate**

**Date: 8/8/22**  
**Seconded By:**

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**AMEND RESOLUTION NO. 295-22**  
**(FirstLight Fiber, Inc.)**

WHEREAS, Resolution 295-22 awarded the bid for Fiber and Selected Outside Plant Materials for the ReConnect project to FirstLight Fiber, Inc (hereafter referred to as "FirstLight"); and

WHEREAS, a typographical error was made in the resolution showing the FirstLight bid total as \$1,228,638.39 while it actually was \$1,221,638.39;

NOW, THEREFORE, BE IT RESOLVED, that the material bid amount shown in Resolution No. 295-22 for FirstLight be changed from \$1,228,638.39 to \$1,221,638.39; and be it further

RESOLVED, that copies of this resolution be provided to FirstLight, the County Administrator, the County Planner, the broadband Project Manager, and all the bidders.

**Resolution No. 331-22**  
**Motioned By: Holgate**

**Date: 8/8/22**  
**Seconded By:**

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**AUTHORIZE CHAIRWOMAN TO SIGN CONTRACT WITH MODULAR CONNECTIONS, LLC. FOR HUTS AND ACCESSORY MATERIALS FOR THE RECONNECT PROJECT**

WHEREAS, Yates County (hereinafter referred to as "County") is currently undertaking the design and construction of a fiber optic broadband network as part of its ReConnect grant project awarded by Rural Utility Service; and

WHEREAS, the County has designed the network in such a way that 4 POPs (Points of Presence) are required to facilitate network communication; and

WHEREAS, two of these points have been designed to be co-located to existing buildings. The first being in the basement of the County Office Building and the second to an existing Empire communication hut in Italy; and

WHEREAS, two new huts are required to be placed. One located at 5565 Water St, Middlesex and one located at 25 Spring St, Dundee; and

WHEREAS, MOUs have been executed between the county and aforementioned towns; and

WHEREAS, in accordance with the counties policy for acquiring materials these huts and their accessory materials were put out to bid; and

WHEREAS, bids were requested and received and publically opened on July 14 at 10 am and 2 firms submitted bids:

Company	All In Costs For Both Huts*	Est Delivery Date
Modular Connections, LLC	\$151,100.00**	26 Weeks ARO
Walker	\$161,010.30**	120 Days ARO

\*Includes Electric Package, Interior Grounding, Heating & Cooling, Cable Management Racking

\*\*PO and invoiced amounts will vary as freight and crane offloading will be invoiced at actual cost

And;

WHEREAS, the submitted bid documents have been reviewed by the Core Team and New York Engineering Services and presented to the Finance Committee that recommends accepting the bid from Modular Connections, LLC;

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney, the Chairwoman of the Legislature is authorized to sign the contract with Modular Connections, LLC.; and be it further

RESOLVED, that copies of this resolution be provided to Modular Connections, LLC., the County Administrator, the County Planner, the broadband Project Manager, and all the bidders.

**Resolution No. 332-22**

**Date: 8/8/22**

**Motioned By: Holgate**

**Seconded By:**

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**ASSIGN APPROPRIATE PERSONS TO SECURITY ROLES IN THE USDA'S  
APPLICATION AND ONLINE FINANCIAL REPORTING AND COMPLIANCE  
SYSTEM**

WHEREAS, the County signed a Grant and Security Agreement with the United States of America regarding the receipt of a Grant pursuant to the USDA's (hereinafter referred to as "USDA") ReConnect Program and the County continues to apply for new ReConnect Grants; and

WHEREAS, the ReConnect Program requires identification of the Representative-Signature-Certifier security role on behalf of the County who shall be responsible providing signatures, authorizing certifications, entering and updating applications, submitting applications

for consideration, and assigning access to new users in USDA's online application system for the ReConnect Program, and when awarded the Representative-Signature-Certifier security role on behalf of the County shall also be responsible for authorizing certifications, entering, updating, and submitting compliance reports, and assigning access to new users in USDA's online financial reporting and compliance system; and

WHEREAS, the ReConnect Program allows for assigned Administrator(s) security role on behalf of the County, who shall be responsible for assigning access to new users, and entering and updating applications in USDA's online application system for the ReConnect Program and when awarded the Administrator(s) security role on behalf of the County shall also be responsible for assigning access to new users and entering, updating, and submitting compliance reports in USDA's online financial reporting and compliance system; and

WHEREAS, assigning of these roles must be submitted via the USDA portal using the Authorized Representative Request, and be accompanied by a County resolution assigning the roles;

NOW, THEREFORE, BE IT RESOLVED, that the County assigns Leslie Church, Chairwoman of the Legislature, in Representative-Signature-Certifier security role and Nonie Flynn, County Administrator, Marian Walrath, Grant Specialist and Jeff Ayers, County Planner, in the Administrator security roles and that they shall comply fully with all security procedures and policies of the online application system for the ReConnect Program and the USDA's online financial reporting and compliance system; and be it further

RESOLVED, that copies of this resolution be provided to the USDA, Chairwoman of the Legislature, the County Administrator, the Planner and the broadband Project Manager.

**Resolution No. 333-22**  
**Motioned By: Holgate**

**Date: 8/8/22**  
**Seconded By:**

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**AUTHORIZE CHAIRWOMAN TO SIGN A CONTRACT WITH LABELLA ASSOCIATES**

WHEREAS, Yates County acknowledges the critical importance of agriculture as an economic driver and sustainer of the local economy; and

WHEREAS, the Yates County Legislature has encumbered funding in the amount of \$5,000 to be combined with the NYS Agriculture and Markets Grant of \$23,500 for the Yates County Farmland Protection Plan update; and

WHEREAS, the Yates County Agriculture and Farmland Protection Board screened and interviewed three [3] potential respondents to the Request for Proposal [RFP]; and

WHEREAS, the Farmland Protection Update is a professional service; and

WHEREAS, La Bella Associates was selected as a the most competent and possessor of the highest degree of local knowledge;

NOW, THEREFORE, BE IT RESOLVED, the Chairwoman is authorized to sign a contract with LaBella Associates with the understanding that the County's insurance requirements will be fulfilled; and be it further

RESOLVED, that copies of this resolution be given to Cornell Cooperative Extension of Yates County, Yates County Soil and Water District Manager, Yates County Planner and LaBella Associates.

**Resolution No. 334-22**  
**Motioned By: Holgate**

**Date: 8/8/22**  
**Seconded By:**

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**DESIGNATE THE COUNTY ADMINISTRATOR AS THE CERTIFYING OFFICER FOR THE 2022 SEPTIC AND WELL COMMUNITY DEVELOPMENT BLOCK GRANT**

WHEREAS, it is the desire of Yates County to submit an application for the 2022 New York State Community Development Block Grant (CDBG) program and to get funding to replace well and septic systems for low and moderate income families; and

WHEREAS, the office of CDBG requires that Yates County designate a "Certifying Officer" to oversee the environmental review component of the grant;

NOW, THEREFORE, BE IT RESOLVED, that the County Administrator is designated as the Certifying Officer for the Community Development Block Grant; and be it further

RESOLVED, that Yates County's Certifying Officer be hereby authorized to sign the application and all CDBG documents that call for a Certifying Officer; and be it further

RESOLVED, copies of this resolution be given to the County Administrator, the County Planner, and the Keuka Housing Council.

**Resolution No. 335-22**  
**Motioned By: Holgate**

**Date: 8/8/22**  
**Seconded By:**

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**AUTHORIZE THE CHAIRWOMAN TO SIGN A CONTRACT MODIFICATION/EXTENSION FOR THE NATURAL AND RECREATIONAL RESOURCE PROTECTION GRANT FOR THE KEUKA OUTLET IMPROVEMENT PROJECT PHASE 1**

WHEREAS, the Keuka Outlet Improvement Project Phase 1 was chosen in 2021 to receive a Natural and Recreational Resources Protection Grant for \$19,600; and

WHEREAS, the timeline on the grant application gave the start date of 4/15/21 and the end date of 12/31/22; and

WHEREAS, the contract was drafted with the start date of 5/11/2021 and an end date of 5/10/2022; and

WHEREAS, the Town of Geneva is listed as the other party representing the Friends of the Outlet in the contract; and

WHEREAS, of the original \$19,600 grant award, \$14,705.77 remains;

NOW, THEREFORE, BE IT RESOLVED, that the Yates County Legislature, upon approval of the County Attorney is hereby authorized to sign an extension agreement with the Town of Geneva for the continuation of the 2021 grant award; and be it further

RESOLVED, that copies of this resolution be given to the Legislative Chairwoman, the County Treasurer and the County Planner.

**Resolution No. 336-22**  
**Motioned By: Holgate**

**Date: 8/8/22**  
**Seconded By:**

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**2022 BUDGET TRANSFERS**

BE IT RESOLVED, that the following transfers be made in the 2022 budget:

From:	To:	Amount:
D5110.54636 HWY-Crack Sealing 9,750.00	D5120.54992 HWY- Haley Rd. Bridge	\$
A6142.54319 DSS-EAA	A6070.54303 DSS- Daycare	\$ 110.00
A1460.54011 REC-Consultants 239.00	A7510.54654 HIS-Mileage	\$
A1460.54011 REC-Consultants	A7510.54660 HIS- Travel	\$ 17.00
A3110.54485 SHE-Supplies AED	A3110.52216 SHE-Vehicle Marked	\$ 1,937.05
A3110.54954 SHE- GTSC; Supplies	A3110.52216 SHE-Vehicle Marked	\$ 1,150.00
A1430.54920 PER-State Fees	A1430.51961 PER- 30-40 Hours	\$ 104.10
A1430.54516 PER-Printing 14.45	A1430.51961 PER-30-40 Hours	\$

And be it further

RESOLVED, that copies of this resolution be provided to the Highway Supervisor, Commissioner of Social Services, Historian, Sheriff, Personnel Officer, the County Treasurer, the Finance Director and the Budget Officer.

**Resolution No. 337-22**  
**Motioned By: Holgate**

**Date: 8/8/22**  
**Seconded By:**

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**APPROPRIATE ADDITIONAL STATE AID  
(PUBLIC HEALTH)**

WHEREAS, Public Health has received additional revenue from Public Health State Aid and Public Health Federal Aid; 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:		
A4010.43401 PH- State Aid		\$ 18,405.00
A4010.44401 PH- PH Federal Aid		\$1,548,752.00

Appropriation:

A4010.54469 PH- Nursing Supplies	\$ 405.00
A4010.54469 PH- Nursing Supplies	\$ 18,000.00
A4010.51305 PH- PH Nurse FT Temp	\$ 300,000.00
A4010.54320 PH- Emergency Expenditures	\$ 700,000.00
A4010.54320 PH- Emergency Expenditures	\$ 548,752.00

And be it further

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

**Resolution No. 338-22**  
**Motioned By: Holgate**

**Date: 8/8/22**  
**Seconded By:**

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**APPROPRIATE ADDITIONAL GIFTED/DONATED AID  
(SOCIAL SERVICES)**

WHEREAS, the Department of Social Services has been gifted additional aid in the amount of \$29.44; and

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

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

Revenue:	
A6010.42705 SS-Gifts & Donations	\$ 29.44
Appropriation:	
A6010.54027 SS-Miscellaneous	\$ 29.44

And be it further

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

**Resolution No. 339-22**  
**Motioned By: Holgate**

**Date: 8/8/22**  
**Seconded By:**

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**APPROPRIATE ADDITIONAL STATE AID  
(SHERIFF)**

WHEREAS, the Sheriff's Department has received additional revenue from Medication Addiction Treatment (MAT); 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:	
A3150.41514 JAIL- Incarcerated Ind. -MAT	\$ 29,502.66



Appropriation:  
A3150.54808 JAIL- Incarcerated Ind. -MAT \$ 29,502.66

And be it further

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

**Resolution No. 340-22**  
**Motioned By: Holgate**

**Date: 8/8/22**  
**Seconded By:**

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**APPROPRIATE ADDITIONAL FEDERAL AID  
(HIGHWAY)**

WHEREAS, the Highway Department has received revenue over the 2022 budgeted amount from the DOT; Bridge NY Funding with corresponding expenditures; 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:	
D5120.44589 HWY- Federal Aid DOT	\$ 185,250.00
Appropriation:	
D5120.54992 HWY- Haley Road Bridge	\$ 185,250.00

And be it further

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

**Resolution No. 341-22**  
**Motioned By: Holgate**

**Date: 8/8/22**  
**Seconded By:**

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**APPROPRIATE ADDITIONAL AID  
(SOCIAL SERVICES)**

WHEREAS, the Department of Social Services has been awarded additional revenue from Adult Protective Services ARPA Grant in the amount of \$2,176.00; 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 DSS- Social Service Admin	\$ 2,176.00
Appropriation:	
A6010.54027 DSS- Miscellaneous	\$ 2,176.00

And be it further

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

**Resolution No. 342-22**

**Date: 8/8/22**

**Motioned By: Holgate**

**Seconded By:**

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**AUTHORIZE CHAIRWOMAN TO EXECUTE FAA GRANT AGREEMENT AND RELATED DOCUMENTS**

**PROJECT: EXTEND PARALLEL TAXIWAY “B” GRANT NO. 3-36-0094-042-2022**

WHEREAS, Yates County has received a grant in the maximum amount of \$166,527 from The United States of America, acting through the Federal Aviation Administration (hereinafter referred to as the “FAA”) for Airport Improvement Program Grant No. 3-36-0094-042-2022; and

WHEREAS, in order to effectuate the above grant, the County’s execution of an applicable grant agreement with the FAA is required;

NOW, THEREFORE, BE IT RESOLVED, that the County wishes to accept the above grant and enter into the applicable grant agreement with the FAA pertaining thereto, and to this end, the Chairwoman of the County Legislature be and hereby is authorized, upon approval of the County Attorney, to execute on behalf of the County the applicable grant agreement with the FAA, as well as all other necessary documents with the FAA in connection with said grant; and be it further

RESOLVED, that a certified copy of this resolution be filed with the FAA by attaching it to any necessary documents in connection with the project.

**Resolution No. 343-22**

**Date: 8/8/22**

**Motioned By: Holgate**

**Seconded By:**

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**AUTHORIZE CHAIRWOMAN TO EXECUTE AGREEMENT WITH PASSERO ASSOCIATES, ENGINEERING, ARCHITECTURE & SURVEYING, D.P.C.**

**PROJECT: EXTEND PARALLEL TAXIWAY “B”**

WHEREAS, Passero Associates, Engineering, Architecture and Surveying, D.P.C. (hereinafter referred to as “Passero”) has submitted a proposed contract for professional services to the County pertaining to the design and other aspects of the Extend Parallel Taxiway “B” project at the County’s Penn Yan – Yates County Airport for a total maximum cost of \$180,200.00 (hereinafter referred to as the “Extend Parallel Taxiway “B” Contract”);

NOW, THEREFORE, BE IT RESOLVED, that the County resolves to enter into the Extend Parallel Taxiway “B” Contract, and to this end, the Chairwoman of the Legislature, upon approval of the County Attorney, is authorized to execute the Extend Parallel Taxiway “B” Contract on behalf of the County; and be it further

RESOLVED, that copies of this resolution be furnished to the Yates County Director of Finance, Treasurer, Administrator, and Passero.

**Resolution No. 344-22**  
**Motioned By: Holgate**

**Date: 8/8/22**  
**Seconded By:**

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**AUTHORIZE CHAIRWOMAN TO EXECUTE AGREEMENT WITH PASSERO ASSOCIATES, ENGINEERING, ARCHITECTURE & SURVEYING, D.P.C.**

**PROJECT: ACQUIRE AIRCRAFT DEICING EQUIPMENT**

WHEREAS, Passero Associates, Engineering, Architecture and Surveying, D.P.C. (hereinafter referred to as "Passero") has submitted a proposed contract for professional services to the County pertaining to the aspects of the Acquire Aircraft Deicing Equipment project at the County's Penn Yan – Yates County Airport for a total maximum cost of \$30,000.00 (hereinafter referred to as the "Aircraft Deicing Equipment Contract");

NOW, THEREFORE, BE IT RESOLVED, that the County resolves to enter into the Aircraft Deicing Equipment Contract, and to this end, the Chairwoman of the Legislature, upon approval of the County Attorney, is authorized to execute the Aircraft Deicing Equipment Contract on behalf of the County; and be it further

RESOLVED, that copies of this resolution be furnished to the Yates County Director of Finance, Treasurer, Administrator, and Passero.

**Resolution No. 345-22**  
**Motioned By: Holgate**

**Date: 8/8/22**  
**Seconded By:**

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**APPOINT/REAPPOINT TOURISM ADVISORY COMMITTEE (TAC) MEMBERS**

WHEREAS, by Resolution No. 204-17, a Tourism Funding Procedure was adopted by the Yates County Legislature; and

WHEREAS, Resolution No. 117-18, 41-20, 58-21, & 100-21 appointed or reappointed membership of a Tourism Advisory Committee (TAC);

NOW, THEREFORE, BE IT RESOLVED, that the following individuals are hereby appointed or reappointed to the TAC for terms ending as stated;

<u>Name</u>	<u>Business Name</u>	<u>Representing</u>	<u>Term Expires</u>
Derek Stork	Stork Insurance	Yates County Chamber of Commerce	12/31/23
Sarah Eighmey	Anthony Road	Seneca Lake Wine Trail	12/31/23
Myron Glick	Linger Hospitality	Vacation Rental	12/31/22
Phil Riehl	Oak Hill Bulk Foods	Yates County Chamber of Commerce	12/31/23
Jeanne Wiltberger	Keuka Spring Vineyards	Keuka Lake Wine Trail	12/31/22
Brian Zerges	Best Western Plus Vineyard Inn & Suites	Hotel/Motel	12/31/23
Marla Hedworth	Laurentide Inn & Brewery	B&B	12/31/22

And be it further

RESOLVED, Bonnie Percy (Legislature representative) is hereby appointed to the TAC as voting member until this Legislature appoints different personnel; and be it further

RESOLVED, Winona Flynn (County Administrator) will continue her appointment to the TAC as voting member until this Legislature appoints different personnel; and be it further

RESOLVED, that Jessica Bacher (Yates County Chamber of Commerce President) will continue her appointment to the TAC as a non-voting advisory member until this Legislature appoints different personnel; and be it further

RESOLVED, that copies of this resolution be sent to all persons stated above.