

**REGULAR SESSION – MONDAY, FEBRUARY 11, 2019**

The Yates County Legislature convened in regular session Monday, February 11, 2019 at 1:00 p.m. with Chairman Paddock presiding and Legislator Holgate absent.

**RESOLUTION NO. 48-19**

Mr. Bronson offered the following resolution and moved its adoption, seconded by Ms. Chilson.

DISCUSSION:

Mrs. Percy moved to amend the resolution to read Dundee instead of Penn Yan, seconded by Ms. Chilson.

VOTE: Unanimous

**RECOGNIZE YATES COUNTY DISTINGUISHED YOUTH AWARD RECIPIENT**

WHEREAS, the Yates County Youth Board selected Seth Williams for recognition as a Yates County Distinguished Youth of 2018, acknowledging his outstanding service to his community;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature take recognition of this honor bestowed upon Seth Williams by the Yates County Youth Board on February 11, 2019 in Penn Yan, NY, and thank him for his dedicated service to the community of Dundee and to the citizens of Yates County; and be it further

RESOLVED, that a copy of this resolution be provided Seth Williams and the Youth Bureau Director.

VOTE: Unanimous

Alicia Avellaneda, Youth Bureau Director presented Seth Williams with the Distinguished Youth Award.

Chairman Paddock opened the public hearing on the use of FLEDC funds for Catholic Charities. Executive Director, Steven Griffin explained the use of the of the funds.

Valerie Brechko questioned the use of tourism funds and how that played into Catholic Charities.

Mr. Griffin further explained that the funds really are not funds taken from tourism.

Dr. Dennis clarified that the funding had nothing to do with the tourism funding that is given to the Tourism Promotion Agency.

Minutes of the January meeting were approved as presented.

Chairman Paddock asked for a report of the auditing committees. The audit was approved as presented.

Airport Fund	\$ 9,057.38
Finance	\$ 15,537.52
Flint Creek	\$ -0-
Government Operations	\$ 141,308.45
Human Services	\$ 279,040.57
Prior to Audit	\$ 41,718.54
Public Safety	\$ 88,749.84
Public Works	\$ 94,127.06
Total	\$ 669,539.30

## COMMITTEE REPORTS:

Mr. Banach reported that the Public Works Committee will start at 11:30 a.m. next month instead of 12:30 p.m. due to a presentation from Abundant on a Solar Project.

Ms. Chilson reviewed highlights from the NYSAC conference. Ms. Chilson also attended the Downtown Revitalization Initiative (DRI) meeting and the Planning Board meeting.

Mr. Bronson reported he attended the S<sup>2</sup>AY Rural Health Network meeting. S<sup>2</sup>AY Rural Health has hired their own executive director, and a program specialist and they need to hire one more program specialist. Mr. Bronson will be attending the Head Start meeting on Wednesday.

Dr. Dennis reported on highlights from the NYSAC conference. Dr. Dennis reported that the Airport Council has received the draft of the environmental assessment report and will be replying to Passero Associates after they have had time to review it. Dr. Dennis stated that within the Government Operations meeting there was a report from Elections that with the passage of legislation in January, there will be a consolidated primary. The primary will be held in June, two weeks from today will be the first day to pick up and start circulating petitions. Dr. Dennis stated that he will not be a candidate for re-election.

Mr. Button reported the ARC and ProAction have reached out to his farm to have clients come out and interact with the business. Mr. Button encouraged them to also contact other farmers and businesses.

Mr. Willson stated that he attended the Seneca Inter-municipal Watershed Organization (SIWO) meeting. Officers were selected and applications are being reviewed for a new manager for Seneca Lake operations. Mr. Willson also attended the Planning Board meeting, there are several openings on the Planning Board.

Acting County Administrator Flynn reported she attended a meeting this morning with ECC and obtained some preliminary information on moving forward with working with ISP's and applying for federal grant funding to bring broadband into the home. ECC will be reporting back to us on March 4<sup>th</sup>.

Chairman Paddock reported he also attended the NYSAC conference and in the Public Safety Committee there was significant concern about legalizing marijuana in New York State. Especially with the results from Colorado and the increase in accidents and injuries. Chairman Paddock is also trying to setup a date for Senator O'Mara and Assemblyman Palmesano for the annual meeting to discuss the NYS Budget.

## PUBLIC COMMENT:

Mr. J. Prendergast stated he would like an update as to where the County is with the salary study. Chairman Paddock stated that negotiations are ongoing with a firm to conduct the study.

Laura Salamendra and Valerie Brechko thanked the Legislature for listening to the public comments in the Human Services meeting and preparing the resolution opposing the closing of the mental health unit at S&S Memorial Hospital.

Grant Downs reported the next SIWO meeting will be held on April 30<sup>th</sup> at 7:00 p.m. in the County Auditorium. Mr. Downs hopes that the Keuka Lake Association and Keuka Watershed Intermunicipal Corporation will attend. Also, Mr. Downs reported with regards to a solar farm on the landfill. The Town of Geneva is giving homeowners a 10% discount off their electric bills. Mr. Downs suggested that the Legislature also consider this.

**RESOLUTION NO. 49-19**

Mr. Bronson offered the following resolution and moved its adoption, seconded by Mrs. Percy.

**WORKFORCE DEVELOPMENT BUDGET TRANSFER**

BE IT RESOLVED, that the following transfers be made in the Yates County Workforce Development account

DSS CONTRACT:   \$24.60                      FROM   CD6292.8G                      TO    CD6292.4G

And be it further,

RESOLVED, that copies of this resolution be provided to the DSS Commissioner and the Yates County Treasurer.

VOTE: Unanimous

**RESOLUTION NO. 50-19**

Mr. Bronson offered the following resolution and moved its adoption, seconded by Ms. Chilson.

**ADOPT SLIDING FEE SCHEDULES**

RESOLVED, that Yates County Legislature hereby adopts the following fee schedules for the License Home Care Services Agency, lead screenings and administration of immunizations effective February 1, 2019:

YATES COUNTY PUBLIC HEALTH CHILDHOOD LEAD POISONING PREVENTION PROGRAM 2019 SLIDING FEE SCALE										
Percent of Fee	0%	25%	50%	75%	100%					
Lead Test	\$0.00	\$7.50	\$15.00	\$22.50	\$30.00					
Family Size	200% FPG *	250% FPG	300% FPG	350% FPG	400% FPG					
1	0 - 24,980	24,981 31,225	31,226 37,470	37,471 43,715	43,716 +					
2	0 - 33,820	33,821 42,275	42,276 50,730	50,731 59,185	59,186 +					
3	0 - 42,660	42,661 53,325	53,326 63,990	63,991 74,655	74,656 +					
4	0 - 51,500	51,501 64,375	64,376 77,250	77,251 90,125	90,126 +					
5	0 - 60,340	60,341 75,425	75,426 90,510	90,511 105,595	105,596 +					
6	0 - 69,180	69,181 86,475	86,476 103,770	103,771 121,065	121,066 +					
7	0 - 78,020	78,021 97,525	97,526 117,030	117,031 136,535	136,536 +					
8	0 - 86,860	86,861 108,575	108,576 130,290	130,291 152,005	152,006 +					
9	0 - 95,700	95,701 119,625	119,626 143,550	143,551 167,475	167,476 +					
10	0 - 104,540	104,541 130,675	130,676 156,810	156,811 182,945	182,946 +					
11	0 - 113,380	113,381 141,725	141,726 170,070	170,071 198,415	198,416 +					
12	0 - 122,220	122,221 152,775	152,776 183,330	183,331 213,885	213,886 +					
13	0 - 131,060	131,061 163,825	163,826 196,590	196,591 229,355	229,356 +					
14	0 - 139,900	139,901 174,875	174,876 209,850	209,851 244,825	244,826 +					
15	0 - 148,740	148,741 185,925	185,926 223,110	223,111 260,295	260,296 +					
16	0 - 157,580	157,581 196,975	196,976 236,370	236,371 275,765	275,766 +					
17	0 - 166,420	166,421 208,025	208,026 249,630	249,631 291,235	291,236 +					
18	0 - 175,260	175,261 219,075	219,076 262,890	262,891 306,705	306,706 +					
19	0 - 184,100	184,101 230,125	230,126 276,150	276,151 322,175	322,176 +					
20	0 - 192,940	192,941 241,175	241,176 289,410	289,411 337,645	337,646 +					
Percent of Fee	0%	25%	50%	75%	100%					
Based on guidelines effective January 11, 2019										
1/24/2019										
For families with more than 20 members, add \$8,840 for each additional member.										
*FPG = Federal Poverty Guidelines										

YATES COUNTY PUBLIC HEALTH  
 IMMUNIZATION ADMINISTRATION  
 2019 SLIDING FEE SCALE

Family Size	200% FPG *	250% FPG	300% FPG	350% FPG	400% FPG
1	0 - 24,980	24,981 31,225	31,226 37,470	37,471 43,715	43,716 +
2	0 - 33,820	33,821 42,275	42,276 50,730	50,731 59,185	59,186 +
3	0 - 42,660	42,661 53,325	53,326 63,990	63,991 74,655	74,656 +
4	0 - 51,500	51,501 64,375	64,376 77,250	77,251 90,125	90,126 +
5	0 - 60,340	60,341 75,425	75,426 90,510	90,511 105,595	105,596 +
6	0 - 69,180	69,181 86,475	86,476 103,770	103,771 121,065	121,066 +
7	0 - 78,020	78,021 97,525	97,526 117,030	117,031 136,535	136,536 +
8	0 - 86,860	86,861 108,575	108,576 130,290	130,291 152,005	152,006 +
9	0 - 95,700	95,701 119,625	119,626 143,550	143,551 167,475	167,476 +
10	0 - 104,540	104,541 130,675	130,676 156,810	156,811 182,945	182,946 +
11	0 - 113,380	113,381 141,725	141,726 170,070	170,071 198,415	198,416 +
12	0 - 122,220	122,221 152,775	152,776 183,330	183,331 213,885	213,886 +
13	0 - 131,060	131,061 163,825	163,826 196,590	196,591 229,355	229,356 +
14	0 - 139,900	139,901 174,875	174,876 209,850	209,851 244,825	244,826 +
15	0 - 148,740	148,741 185,925	185,926 223,110	223,111 260,295	260,296 +
16	0 - 157,580	157,581 196,975	196,976 236,370	236,371 275,765	275,766 +
17	0 - 166,420	166,421 208,025	208,026 249,630	249,631 291,235	291,236 +
18	0 - 175,260	175,261 219,075	219,076 262,890	262,891 306,705	306,706 +
19	0 - 184,100	184,101 230,125	230,126 276,150	276,151 322,175	322,176 +
20	0 - 192,940	192,941 241,175	241,176 289,410	289,411 337,645	337,646 +
Percent of Fee	0%	25%	50%	75%	100%
Charge	\$0.00	\$7.50	\$15.00	\$22.50	\$30.00

Based on guidelines effective January 11, 2019

For families with more than 20 members, add \$8,840 for each additional member.

1/24/2019

\*FPG = Federal Poverty Guidelines



## **RESOLUTION NO. 51-19**

Mr. Bronson offered the following resolution and moved its adoption, seconded by Mr. Gleason.  
DISCUSSION:

Chairman Paddock reported the Legislature received correspondence from H. Taylor Fitch that came in on Friday, explaining some of the history and some of the reasons behind the decision on the part of Finger Lakes Health, and also one this morning from Jim Trezise encouraging that the unit stay open.

Ms. Chilson reported she attended the public meeting that was held. There was a lot of community involvement, a lot of community concern. There are also people in the medical field who are helping with this effort to advocate for the unit to stay open. Ms. Chilson appreciates the resolution that is written.

### **RESOLUTION OPPOSING THE CLOSURE OF THE 10 BED INPATIENT PSYCHIATRIC UNIT AT SOLDIERS AND SAILORS MEMORIAL HOSPITAL**

WHEREAS, Finger Lakes Health has historically been an essential provider of inpatient behavioral healthcare for Yates County and surrounding counties as far away as Jefferson County; and

WHEREAS, community members have relied upon Soldiers and Sailors Memorial Hospital for inpatient behavioral healthcare; and

WHEREAS, family and loved one involvement is essential to support inpatient psychiatric care and safe discharge back to the community; and

WHEREAS, the need for mental health treatment services has risen rather than declined in New York State; and

WHEREAS, Finger Lakes Health announced suddenly and without input from community or regional planning, that the 10-bed inpatient psychiatric unit would be closed due to low census, inadequate reimbursement and ongoing financial losses, including elimination of the 9.39 status of the hospital and the availability of psychiatric consultations to the emergency department and the community; and

WHEREAS, alternate psychiatric consultation and inpatient services available at Clifton Springs Hospital are 48 miles or a 66 minute round-trip commute and services at Cayuga Medical Center are 92 miles and a 2 hour round-trip commute away; and

WHEREAS, the elimination of the 9.39 status and availability of psychiatric consultation will require transport for both voluntary and involuntary evaluations to an alternate hospital rather than Soldiers and Sailors resulting in additional insurance, Medicaid, local and law enforcement expense with transport by ambulance or law enforcement vehicle; and

WHEREAS, this additional time for transportation diverts essential resources outside of the community, increases workload of emergency department staff in securing admission placement and requires boarding patients in ED beds sometimes for multiple days until placement can be secured, and limits bed availability for other patients with life threatening conditions; and

WHEREAS, the closure disrupts the local system of behavioral healthcare without planning for replacement or alternative services which precipitates misinformation and speculation within the community and regional providers and could ultimately lead to a reduction in those willing to seek psychiatric care in our community; and

WHEREAS, the mission of Finger Lakes Health is to “partner with our communities to improve health and promote well-being”, however, planning for the proposed change did not occur with community awareness or involvement;

NOW, THEREFORE, BE IT RESOLVED, that the Yates County Legislature calls for more consideration regarding the impact that the closure will have on community residents, local institutions and the community as a whole; and be it further

RESOLVED, that the Yates County Legislature is requesting that Finger Lakes Health delay this action of closure; and be it further

RESOLVED, that the Yates County Legislature is requesting that the New York State Department of Health delay actions and decisions on this plan for closure; and be it further

RESOLVED, that copies of this resolution be provided to the Finger Lakes Health Board of Directors, the New York State Department of Health, and the New York State Office of Mental Health.

VOTE: Unanimous

**RESOLUTION NO. 52-19**

Mrs. Church offered the following resolution and moved its adoption, seconded by Mrs. Percy.

**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 1/1/2019 – 12/31/19

Bellona	Fire Chief	Brian Murphy
Benton	Fire Chief	Ken Zimmerman
Branchport/KP	Fire Chief	Nancy Oppel
Dresden	Fire Chief	Daniel Egburtson
Dundee	Fire Chief	James Moore
Himrod	Fire Chief	Leon Ray Hoover
Middlesex	Fire Chief	Jason Bassett
Penn Yan	Fire Chief	William LaRock
Potter	Fire Chief	Rich Dimon
Rushville	Fire Chief	Art Riland Jr.
Yates County	Fire Coordinator	Brian Winslow
Yates County	Deputy Fire Coord.	Tom Murphy
Yates County	Legislature	Leslie Church
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 Management.

VOTE: Unanimous

**RESOLUTION NO. 53-19**

Mrs. Church offered the following resolution and moved its adoption, seconded by Mrs. Percy.

**AUTHORIZE CHAIRMAN TO SIGN RENEWAL INTERMUNICIPAL AGREEMENT WITH MONROE COUNTY MEDICAL EXAMINAR**

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney and the review by the Sheriff that the Chairman is authorized to execute this agreement for 2019 Coroner forensic pathology services, reports and photos per the contract and fees as required; and

RESOLVED, that a copy of this resolution be provided the Sheriff.

VOTE: Unanimous

**RESOLUTION NO. 54-19**

Mrs. Church offered the following resolution and moved its adoption, seconded by Mr. Button.

**AUTHORIZE SHERIFF AND CHAIRMAN TO SIGN  
AMENDED CONTRACT FOR TELEPHONE SERVICES**

NOW, THEREFORE BE IT RESOLVED, that upon the approval of the County Attorney that the inmate telephone services agreement with GTL company provider per Res. 61-15 with auto renewals be amended for the addition of new no cost enhanced technology services and extended to March 16, 2020; and

RESOLVED, that a copy of this agreement be provided the Sheriff.

VOTE: Unanimous

**RESOLUTION NO. 55-19**

Mr. Banach offered the following resolution and moved its adoption, seconded by Mr. Button.

**AUTHORIZE CHAIRMAN TO SIGN CONTRACT WITH NORMENT SECURITY  
GROUP INC.**

WHEREAS, a capital plan to update security equipment in the Courthouse was started in 2018 and the work has not been completed in the original contract timeframe; and

WHEREAS, the Yates County Building Maintenance Supervisor has asked to extend the contract by six months so that the work may be completed;

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney, the Chairman of the Legislature is authorized to enter into a contract with the Norment Security Group Inc. for the completion of the update to security equipment; and be it further

RESOLVED, that said contract will run from 2/13/19 to 8/14/19; and be it further

RESOLVED, that copies of this resolution be provided to the Norment Security Group Inc., Building Maintenance Supervisor and County Treasurer.

VOTE: Unanimous

**RESOLUTION NO. 56-19**

Mr. Banach offered the following resolution and moved its adoption, seconded by Mr. Gleason.

**AUTHORIZE CHAIRMAN TO SIGN CONTRACT WITH SECURITY  
INTERGRATION TECHNOLOGIES INC.**

WHEREAS, a project was started to add security devices to the County Office Building and final integration to the Norment system has been delayed with the Norment capital project thus the work has not been completed in the original contract timeframe; and

WHEREAS, the Yates County Building Maintenance Supervisor has asked to extend the contract by six months so that the work may be completed;

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney, the Chairman of the Legislature is authorized to enter into a contract with the Security Integration Technologies Inc. for the completion of the added security devices; and be it further

RESOLVED, that said contract will run from 2/5/19 to 8/4/19; and be it further

RESOLVED, that copies of this resolution be provided to the Security Integration Technologies Inc., Building Maintenance Supervisor and County Treasurer.

VOTE: Unanimous

### **RESOLUTION NO. 57-19**

Mr. Banach offered the following resolution and moved its adoption, seconded by Mr. Button.

DISCUSSION:

Mr. Button thanked Mr. Hartman and Chairman Banach for bringing this forward as we need to maintain, improve and expand our infrastructure in the County.

### **AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE OF 100% OF THE COSTS OF A TRANSPORTATION PROJECT, WHICH MAY BE ELIGIBLE FOR FEDERAL-AID AND/OR STATE-AID, OR REIMBURSEMENT FROM BRIDGE NY FUNDS**

WHEREAS, a project for the Bridge NY (2) Bridge Rehab (BIN 3335660) East Sherman Hollow Road over Sugar Creek, Town of Jerusalem, Yates County, P.I.N. 6755.34 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 95% Federal funds and 5% non-federal funds; and

WHEREAS, the County of Yates will design, let and construct the Project; and

WHEREAS, the County of Yates desires to advance the Project by making a commitment of 100% of the costs of the work for the Project or portions thereof.

NOW, THEREFORE, the Legislature of the County of Yates, duly convened does hereby

RESOLVE, that the Legislature of the County of Yates hereby approves the above-subject Project; and it is hereby further

RESOLVED, that the Legislature of the County of Yates hereby authorizes the County of Yates to pay 100% of the cost of Design and Right of Way Incidentals work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from BRIDGE NY funds; and it is further

RESOLVED, that the sum of \$156,000 is hereby appropriated from the Yates County 2019 annual budget and made available to cover the cost of participation in the above phase(s) of the Project; and it is further

RESOLVED, that the Yates County Legislative Board hereby agrees that the County of Yates shall be responsible for all costs of the Project which exceed the amount of federal-aid, state-aid, or BRIDGE NY funding awarded to the County of Yates; and it is further

RESOLVED, that in the event the Project costs not covered by federal-aid, state-aid, or BRIDGE NY funding exceed the amount appropriated above, the County of Yates shall convene

as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and it is further

RESOLVED, that County of Yates hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and execution of the State-Local Agreement and the construction phase of the Project shall be completed within thirty (30) months of construction bid contract award date; and it is further

RESOLVED, that the Chairperson of the Legislature of the County of Yates and is hereby authorized to execute on behalf of the County of Yates all necessary agreements, certifications or reimbursement requests for federal-aid and/or state-aid with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County of Yates funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible; and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, that this Resolution shall take effect immediately.

VOTE: Unanimous

#### **RESOLUTION NO. 58-19**

Mr. Banach offered the following resolution and moved its adoption, seconded by Mr. Gleason.

#### **AUTHORIZE CHAIRMAN TO SIGN AGREEMENT WITH SENECA MAINTENANCE AND CONSTRUCTION, LLC**

WHEREAS, the gasoline tank overflow drop tube, spill container and other appurtenances must be replaced at the Highway Department fueling facility in Benton Center; and

WHEREAS, quotes were sought and received for the repair work and Seneca Maintenance & Construction, LLC provided a proposal with a the lowest cost of \$6,250; and

WHEREAS, the work will be paid for from DM account/line item DM899M.000;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Yates County Legislature is authorized to sign an agreement with Seneca Maintenance & Construction, LLC contingent on approval of the agreement by the Yates County Attorney; and be it further

RESOLVED, that a copy of this resolution be forward to the Yates County Treasurer, the Yates County Highway Superintendent, and Seneca Maintenance & Construction, LLC.

VOTE: Unanimous

#### **RESOLUTION NO. 59-19**

Mr. Banach offered the following resolution and moved its adoption, seconded by Mr. Gleason.

#### **AUTHORIZE FUNDING FOR A PROJECT KNOWN AS SENATE 122 CAP: FRIEND ROAD (CR 31) RECONSTRUCTION (PIN 6755.40.301)**

WHEREAS, a Project for Friend Road (CR 31) Reconstruction, Towns of Jerusalem and Potter, Yates County, P.I.N. 6755.40.301 (the "Project") is eligible for funding under a New

York State Program administered by the New York State Department of Transportation (NYSDOT); and

WHEREAS, a sum not to exceed \$500,000 in Program Funding is available to progress the project; and

WHEREAS, the County of Yates desires to advance the Project by making a commitment of 100% of the State share of the costs of the Friend Road (CR 31) Reconstruction, Towns of Jerusalem and Potter, Yates County.

NOW, THEREFORE, the Legislature of the County of Yates, duly convened does hereby

RESOLVE, that the Legislature of the County of Yates hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Legislature of the County of Yates hereby authorizes the County of Yates to pay in the first instance 100% of the cost of Construction phase work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$500,000 is hereby appropriated from the County of Yates and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full state share costs of the project exceed the amount appropriated above, the Legislature of the County of Yates shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and it is further

RESOLVED, that the Chairperson of the Legislature of the County of Yates be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for State Aid on behalf of the County of Yates with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's/Sponsor's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible; and it is further

RESOLVED, that a Certified Copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project between the County of Yates and the State of New York; and it is further

RESOLVED, that this Resolution shall take effect immediately.  
VOTE: Unanimous

#### **RESOLUTION NO. 60-19**

Mr. Banach offered the following resolution and moved its adoption, seconded by Mr. Bronson.

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

WHEREAS, a Project for the Bridge Replacement (BIN 3219300) Williams Street over West River, Town of Middlesex, Yates County, P.I.N. 6755.14 (the "Project") is eligible for

funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the County of Yates desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Bridge Replacement (BIN 3219300) Williams Street over West River, Town of Middlesex, Yates County.

NOW, THEREFORE, the Legislature of the County of Yates, duly convened does hereby

RESOLVE, that the Legislature of the County of Yates does hereby approve the above-subject project; and it is hereby further

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

RESOLVED, that the sum of \$235,000 is hereby appropriated pursuant to the Yates County 2019 annual budget and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceed the amount appropriated above, the Legislature of the County of Yates shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and it is further

RESOLVED, that the Chairperson of the Legislature of the County of Yates be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Yates with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible; and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, this Resolution shall take effect immediately.

VOTE: Unanimous

**RESOLUTION NO. 61-19**

Mr. Banach offered resolutions 61 thru 64-19 and moved their adoption, seconded by Dr. Dennis.

**AWARD BID FOR ABRASIVE SAND**

WHEREAS, bids were requested for Abrasive Sand and received on January 24, 2019 at 10:00 a.m. and six firms submitted a bid to the Yates County Highway Department;

	Dolomite Products Co. Inc.	Hanson Aggregates	Hanson Aggregates	Syracuse Sand & Gravel	City Hill Excavating	Dalrymple Gravel	Spallina Materials
FOB @ Vendors Yard	\$5.75	\$8.50	\$10.00	\$8.00	\$6.50	\$14.00	\$6.75
Pit Location	Palmyra	Phelps	Oaks Corners	Bath	Torrey	Coopers Plains	Cohocton

Pit Location							
<b>Delivered to:</b>							
Yates Co. Hwy - Benton	\$11.85	\$12.50	\$13.50	\$15.50	\$10.00	NB	\$12.90
Barrington Hwy - Bath Rd	\$14.50	\$14.00	\$15.50	\$14.50	\$12.00	NB	\$12.90
Italy Hwy - Italy Valley Rd	\$14.50	\$14.50	\$16.00	\$14.50	\$12.25	NB	\$12.60
Middlesex Hwy - Mill St.	\$13.60	\$14.00	\$15.50	\$15.50	\$12.25	NB	\$12.10
Potter Hwy - Phelps Rd	\$14.50	\$13.50	\$15.00	\$15.50	\$11.00	NB	\$11.95
Starkey Hwy - Dundee Starkey Rd	\$14.90	\$14.75	\$16.25	\$15.50	\$11.00	NB	\$13.55
Torrey Hwy - Route 14	\$14.50	\$13.00	\$14.00	\$16.50	\$8.50	NB	\$13.90

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

RESOLVED, that the delivered prices shall be awarded to City Hill Excavating for Yates County Highway, Barrington Highway, Italy Highway, Potter Highway, Starkey Highway, and Torrey Highway. To Spallina Materials for Middlesex 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, and the Yates County Highway Superintendent.

VOTE: Unanimous with Mr. Button and Mr. Willson abstaining.

### RESOLUTION NO. 62-19

#### AWARD BID FOR COLD MIX PATCH

WHEREAS, bids were requested for Cold Mix Patch and received on January 24, 2019 at 10:00 a.m. and seven 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	NB	NB	NB	\$119.00/ton	NB	Manchester
Midland Asphalt	NB	NB	\$3.85/gal	NB	NB	Customer Yard
Hanson Aggregates	\$100.00/ton	NB	NB	\$120.00/ton	NB	Oaks Corners
Suit Kote	NB	\$92.00/ton	\$3.455/gal	\$115.00/ton	NB	Watkins Glen
Dalrymple Gravel	NB	\$116.00/ton	NB	NB	NB	Coopers Plains
Northern Asphalt LLC	\$115.00/ton	\$115.00/ton	NB	NB	NB	Waterloo
Seneca Stone	NB	NB	NB	NB	Unique Paving Material Cold Patch \$115.00/ton	Seneca Falls

NOW, THEREFORE BE IT RESOLVED, to award the bid to Hanson Aggregates for Coarse Mix at Supplier's Yard. To Suit Kote for Intermediate Mix at Suppliers Yard, HFMS-2GWS with Pug Mill, and SK Modified; and be it further

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

VOTE: Unanimous with Mr. Button and Mr. Willson abstaining.

**RESOLUTION NO. 63-19**

**AWARD BID FOR GRAVEL**

WHEREAS, bids were requested for Gravel and received on January 24, 2019 at 10:00 a.m. and seven firms submitted a bid to the Yates County Highway Department;

<i>Bidder:</i>	SJ Kula	RK Howell Gravel	Syracuse Sand & Gravel	City Hill Excavating	Dalrymple Gravel	Morehouse Gravel	Spallina Materials
Site of Operation:	Naples	Dundee	Dresden	Torrey	Coopers Plains	Penn Yan	Cohocton
<b>ITEM I (FOB)</b>							
Screened Gravel	\$8.75 / t	\$7.75 / t	\$15.00 / cy	\$7.25 / t	\$10.75 / t	\$11.25 / cy	\$7.50 / t
Crushed Gravel	\$12.75 / t	NB	\$22.00 / cy	\$9.50 / t	\$10.75 / t	NB	\$8.75 / t
<b>ITEM II (FOB)</b>							
Bank Run Gravel	\$6.50 / t	\$5.25 / t	\$9.00 / cy	\$6.00 / t	NB	\$7.80 cy	\$6.75 / t

**DELIVERED PRICE**

Benton Yard							
Item I	NB	\$12.50 / t	\$22.00 / cy	\$13.00 / t	NB	\$18.75 / cy	\$14.25 / t
Item II	NB	\$10.50 / t	\$16.00 / cy	\$11.00 / t	NB	\$15.75 / cy	\$12.75 / t
Guyanoga Barns							
Item I	NB	\$13.50 / t	\$22.00 / cy	\$13.50 / t	NB	\$20.50 / cy	\$14.25 / t
Item II	NB	\$12.00 / t	\$16.00 / cy	\$12.25 / t	NB	\$18.00 / cy	\$12.75 / t

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

WHEREAS, the award for F.O.B. gravel shall be determined by combining the price per ton at the vendor site of operations and the Yates County cost for hauling the materials to various job sites;

NOW, THEREFORE BE IT RESOLVED, that the delivered price be awarded to RK Howell Gravel and Morehouse Gravel for Item I and Item II to Benton Yard, RK Howell for Item I and Item II to Guyanoga Barns. City Hill Excavating for Item I to Guyanoga Barns and Morehouse Gravel for Item II to Guyanoga Barns, contingent upon satisfactory sampling and testing to ensure compliance with bid specifications; and be it further

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

VOTE: Unanimous with Mr. Button and Mr. Willson abstaining.

**RESOLUTION NO. 64-19**

**AWARD BID FOR CRUSHED STONE**

WHEREAS, bids were requested for Crushed Stone and received on January 24, 2019 at 10:00 a.m. and seven firms submitted a bid to the Yates County Highway Department;

		<b>Bidder:</b>	Dolomite	Hanson	AL Blades	Syracuse Sand & Gravel	Dalrymple	Seneca Stone	Spallina
		Stone Type:	LS	LS	SS	LS	GS	LS	GS
<b>1 ST</b>	FOB		14.50	15.25	NB	15.60	15.25	14.50	14.00
	Delivered To:	Benton Barns	19.00	19.00	NB	21.35	NB	19.25	NB
		Guyanoga Barns	19.50	20.25	NB	22.35	NB	21.00	NB
		Barrington Barns	21.50	20.50	NB	23.40	NB	21.00	NB
		Italy Barns	21.75	23.00	NB	24.45	NB	21.75	NB
		Middlesex Barns	19.75	20.50	NB	23.40	NB	20.50	NB
		Milo Barns	20.25	20.25	NB	23.40	NB	20.50	NB
		Potter Barns	20.25	20.25	NB	23.40	NB	20.50	NB
		Starkey Barns	22.50	22.25	NB	26.00	NB	21.00	NB
		Torrey Barns	20.25	19.50	NB	21.35	NB	19.25	NB

<b>1A</b>	FOB		15.00	15.50	NB	15.60	17.00	15.25	14.75
	Delivered To:	Benton Barns	19.50	19.25	NB	21.35	NB	20.00	NB
		Guyanoga Barns	20.00	20.50	NB	22.35	NB	21.75	NB
		Barrington Barns	22.00	20.75	NB	23.40	NB	21.75	NB
		Italy Barns	22.25	23.00	NB	24.45	NB	22.50	NB
		Middlesex Barns	20.25	20.75	NB	23.40	NB	21.25	NB
		Milo Barns	20.75	20.50	NB	23.40	NB	21.25	NB
		Potter Barns	20.75	20.50	NB	23.40	NB	21.25	NB
		Starkey Barns	23.00	22.50	NB	26.00	NB	21.75	NB
		Torrey Barns	20.75	19.75	NB	21.35	NB	20.00	NB

		<b>Bidder:</b>	Dolomite	Hanson	AL Blades	Syracuse Sand & Gravel	Dalrymple	Seneca Stone	Spallina
		Stone Type:	LS	LS	SS	LS	GS	LS	GS

<b>1B</b>	FOB	14.00	14.50	NB	13.50	NB	14.00	NB
	Benton Barns	18.50	18.00	NB	19.25	NB	18.75	NB
	Guyanoga Barns	19.00	19.50	NB	20.25	NB	20.50	NB
	Barrington Barns	21.00	19.50	NB	21.35	NB	20.50	NB
	Italy Barns	21.25	22.00	NB	22.35	NB	21.25	NB
	Middlesex Barns	19.25	19.75	NB	21.35	NB	20.00	NB
	Milo Barns	19.75	19.50	NB	21.35	NB	20.00	NB
	Potter Barns	19.75	19.50	NB	21.35	NB	20.00	NB
	Starkey Barns	22.00	21.50	NB	23.90	NB	20.50	NB
	Torrey Barns	19.75	18.75	NB	19.25	NB	18.75	NB

<b>#1</b>	FOB	14.00	14.50	NB	13.50	15.00	14.50	14.00
	Benton Barns	18.50	18.25	NB	19.25	NB	19.25	NB
	Guyanoga Barns	19.00	19.50	NB	20.25	NB	21.00	NB
	Barrington Barns	21.00	19.75	NB	21.35	NB	21.00	NB
	Italy Barns	21.25	22.50	NB	22.35	NB	21.75	NB
	Middlesex Barns	19.25	19.75	NB	21.35	NB	20.50	NB
	Milo Barns	19.75	19.75	NB	21.35	NB	20.50	NB
	Potter Barns	19.75	19.75	NB	21.35	NB	20.50	NB
	Starkey Barns	22.00	21.75	NB	23.90	NB	21.00	NB
	Torrey Barns	19.75	19.00	NB	19.25	NB	19.25	NB

<b>#2</b>	FOB	14.00	14.50	NB	12.50	15.00	14.25	13.75
	Benton Barns	18.50	18.25	NB	18.25	NB	19.00	NB
	Guyanoga Barns	19.00	19.50	NB	19.25	NB	20.75	NB
	Barrington Barns	21.00	19.75	NB	20.25	NB	20.75	NB
	Italy Barns	21.25	22.50	NB	21.35	NB	21.75	NB
	Middlesex Barns	19.25	19.75	NB	20.25	NB	20.25	NB
	Milo Barns	19.75	19.75	NB	20.25	NB	20.25	NB
	Potter Barns	19.75	19.75	NB	20.25	NB	20.25	NB
	Starkey Barns	22.00	21.75	NB	22.85	NB	20.75	NB
	Torrey Barns	19.75	19.00	NB	18.20	NB	19.00	NB

<b>Bidder:</b>	Dolomite	Hanson	AL Blades	Syracuse Sand & Gravel	Dalrymple	Seneca Stone	Spallina
Stone Type:	LS	LS	SS	LS	GS	LS	GS

#3	FOB	14.00	14.50	NB	13.50	NB	14.25	NB
	Benton Barns	18.50	18.25	NB	19.25	NB	19.00	NB
	Guyanoga Barns	19.00	19.50	NB	20.25	NB	20.75	NB
	Barrington Barns	21.00	19.75	NB	21.35	NB	20.75	NB
	Italy Barns	21.25	22.50	NB	22.35	NB	21.50	NB
	Delivered To: Middlesex Barns	19.25	19.75	NB	21.35	NB	20.25	NB
	Milo Barns	19.75	19.75	NB	21.35	NB	20.25	NB
	Potter Barns	19.75	19.75	NB	21.35	NB	20.25	NB
	Starkey Barns	22.00	21.75	NB	23.90	NB	20.75	NB
	Torrey Barns	19.75	19.00	NB	19.25	NB	19.00	NB

3/8" Mod	FOB	16.00	16.50	NB	13.50	17.00	16.00	NB
	Benton Barns	20.50	20.50	NB	19.25	NB	20.75	NB
	Guyanoga Barns	21.00	21.75	NB	20.25	NB	22.50	NB
	Barrington Barns	23.00	22.00	NB	21.35	NB	22.50	NB
	Italy Barns	23.25	24.50	NB	22.35	NB	23.25	NB
	Delivered To: Middlesex Barns	21.25	22.00	NB	21.35	NB	22.00	NB
	Milo Barns	21.75	21.75	NB	21.35	NB	22.00	NB
	Potter Barns	21.75	21.75	NB	21.35	NB	22.00	NB
	Starkey Barns	24.00	24.00	NB	23.90	NB	22.50	NB
	Torrey Barns	21.75	21.00	NB	19.25	NB	20.75	NB

#1 & 1A Blend	FOB	15.00	15.25	NB	15.60	17.00	14.50	14.50
	Benton Barns	19.50	19.00	NB	21.35	NB	19.25	NB
	Guyanoga Barns	20.00	20.25	NB	22.35	NB	21.00	NB
	Barrington Barns	22.00	20.50	NB	23.45	NB	21.00	NB
	Italy Barns	22.25	23.00	NB	24.45	NB	21.75	NB
	Delivered To: Middlesex Barns	20.25	20.50	NB	23.40	NB	20.50	NB
	Milo Barns	20.75	20.25	NB	23.50	NB	20.50	NB
	Potter Barns	20.75	20.25	NB	23.50	NB	20.50	NB
	Starkey Barns	23.00	22.50	NB	26.00	NB	21.00	NB
	Torrey Barns	20.75	19.50	NB	21.35	NB	19.25	NB

<b>Bidder:</b>	Dolomite	Hanson	AL Blades	Syracuse Sand & Gravel	Dalrymple	Seneca Stone	Spallina
Stone Type:	LS	LS	SS	LS	GS	LS	GS

<b>#1 &amp; 2 Blend</b>	FOB	14.25	15.00	NB	13.50	15.00	14.25	13.50
	Benton Barns	18.75	19.00	NB	19.25	NB	19.00	NB
	Guyanoga Barns	19.25	20.25	NB	20.25	NB	20.75	NB
	Barrington Barns	21.25	20.50	NB	21.35	NB	20.75	NB
	Italy Barns	21.50	23.00	NB	22.35	NB	21.50	NB
	Delivered To: Middlesex Barns	19.50	20.50	NB	21.35	NB	20.25	NB
	Milo Barns	20.00	20.25	NB	21.35	NB	20.25	NB
	Potter Barns	20.00	20.25	NB	21.35	NB	20.25	NB
	Starkey Barns	22.25	22.50	NB	23.90	NB	20.75	NB
	Torrey Barns	20.00	19.50	NB	19.25	NB	19.00	NB

<b>#2, 1 &amp; 1A Blend</b>	FOB	14.75	15.25	NB	15.60	17.00	14.50	14.25
	Benton Barns	19.25	19.00	NB	21.35	NB	19.25	NB
	Guyanoga Barns	19.75	20.25	NB	22.35	NB	21.00	NB
	Barrington Barns	21.75	20.50	NB	23.40	NB	21.00	NB
	Italy Barns	22.00	23.00	NB	24.45	NB	21.75	NB
	Delivered To: Middlesex Barns	20.00	20.50	NB	23.40	NB	20.50	NB
	Milo Barns	20.50	20.25	NB	23.40	NB	20.50	NB
	Potter Barns	20.50	20.25	NB	22.40	NB	20.50	NB
	Starkey Barns	22.75	22.50	NB	26.00	NB	21.00	NB
	Torrey Barns	20.50	19.50	NB	21.35	NB	19.25	NB

<b>Light Stone Fill</b>	FOB	15.50	16.00	23.00	20.80	NB	16.00	NB
	Benton Barns	20.00	20.50	33.50	26.50	NB	24.00	NB
	Guyanoga Barns	20.50	21.25	33.50	27.50	NB	26.00	NB
	Barrington Barns	22.50	21.50	32.50	28.60	NB	26.00	NB
	Italy Barns	22.75	24.00	32.50	29.65	NB	27.00	NB
	Delivered To: Middlesex Barns	20.75	21.50	35.00	28.60	NB	26.00	NB
	Milo Barns	21.25	21.50	33.00	28.60	NB	25.00	NB
	Potter Barns	21.25	21.50	36.50	28.60	NB	25.00	NB
	Starkey Barns	23.50	23.50	33.50	31.20	NB	26.00	NB
	Torrey Barns	21.25	20.50	35.00	26.50	NB	25.00	NB

<b>Bidder:</b>	Dolomite	Hanson	AL Blades	Syracuse Sand & Gravel	Dalrymple	Seneca Stone	Spallina
Stone Type:	LS	LS	SS	LS	GS	LS	GS

<b>Medium Stone Fill</b>	FOB	19.50	20.50	25.00	20.80	NB	18.00	NB
	Benton Barns	NB	26.50	35.50	26.50	NB	26.00	NB
	Guyanoga Barns	NB	28.50	35.50	27.50	NB	28.00	NB
	Barrington Barns	NB	29.00	34.50	28.60	NB	28.00	NB
	Italy Barns	NB	31.00	34.50	29.65	NB	29.00	NB
	Delivered To: Middlesex Barns	NB	28.50	37.00	28.60	NB	28.00	NB
	Milo Barns	NB	28.50	35.00	28.60	NB	27.00	NB
	Potter Barns	NB	28.50	38.50	28.60	NB	27.00	NB
	Starkey Barns	NB	30.50	35.50	31.20	NB	28.00	NB
	Torrey Barns	NB	27.50	37.00	26.50	NB	27.00	NB

<b>Heavy Stone Fill</b>	FOB	20.75	21.50	27.00	20.80	NB	20.00	NB
	Benton Barns	NB	28.00	37.50	26.50	NB	28.00	NB
	Guyanoga Barns	NB	29.50	37.50	27.50	NB	30.00	NB
	Barrington Barns	NB	30.00	36.50	28.60	NB	30.00	NB
	Italy Barns	NB	32.00	36.50	29.60	NB	31.00	NB
	Delivered To: Middlesex Barns	NB	29.50	39.00	28.60	NB	30.00	NB
	Milo Barns	NB	29.50	37.00	28.60	NB	29.00	NB
	Potter Barns	NB	29.50	40.50	28.60	NB	29.00	NB
	Starkey Barns	NB	31.50	37.50	31.20	NB	30.00	NB
	Torrey Barns	NB	29.00	39.00	26.50	NB	29.00	NB

<b>Crusher Run</b>	FOB	9.00	9.25	9.25	10.40	NB	9.00	8.50
	Benton Barns	13.50	13.25	19.75	16.10	NB	17.00	NB
	Guyanoga Barns	14.00	15.25	19.75	17.15	NB	19.00	NB
	Barrington Barns	16.00	15.50	18.75	18.20	NB	19.00	NB
	Italy Barns	16.25	20.00	18.75	19.25	NB	20.00	NB
	Delivered To: Middlesex Barns	14.25	14.75	21.25	18.20	NB	19.00	NB
	Milo Barns	14.75	14.50	19.25	18.20	NB	18.00	NB
	Potter Barns	14.75	14.50	22.75	18.20	NB	18.00	NB
	Starkey Barns	17.00	16.50	19.75	20.80	NB	19.00	NB
	Torrey Barns	14.75	13.75	21.25	16.10	NB	18.00	NB

<b>Fine Crusher</b>	<b>Bidder:</b>	Dolomite	Hanson	AL Blades	Syracuse Sand & Gravel	Dalrymple	Seneca Stone	Spallina	
		LS	LS	SS	LS	GS	LS	GS	
	<b>Stone Type:</b>	FOB	10.00	10.25	9.25	10.40	NB	10.00	9.00
		Benton Barns	14.50	14.25	19.75	16.10	NB	18.00	NB
		Guyanoga Barns	15.00	15.50	19.75	17.15	NB	20.00	NB
		Barrington Barns	17.00	16.75	18.75	18.20	NB	20.00	NB
		Italy Barns	17.25	18.25	18.75	19.25	NB	21.00	NB
		Delivered To: Middlesex Barns	15.25	15.75	21.25	18.20	NB	20.00	NB
		Milo Barns	15.75	15.50	19.25	18.20	NB	19.00	NB
		Potter Barns	15.75	15.50	22.75	18.20	NB	19.00	NB
Starkey Barns		18.00	17.50	19.75	20.80	NB	20.00	NB	
Torrey Barns	15.75	14.75	21.25	16.10	NB	19.00	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 bidder for each delivery site; and be it further

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

VOTE: Unanimous with Mr. Button and Mr. Willson abstaining.

**RESOLUTION NO. 65-19**

Mr. Banach offered the following resolution and moved its adoption, seconded by Mr. Button.

**AWARD BID FOR TIRES AND TUBES**

WHEREAS, bids were requested for Tires and Tubes and received on January 24, 2019 at 10:00 a.m. and two firms submitted a bid to the Yates County Highway Department;

<b>BIDDER:</b>			<b>Tallmadge Tire</b>			<b>Parmenter Inc.</b>		
<b>ITEM</b>	<b>DESCRIPTION</b>		<b>LIST</b>	<b>TRADE-IN</b>	<b>NET</b>	<b>LIST</b>	<b>TRADE-IN</b>	<b>NET</b>
1	Industrial Tire	6.50R10	\$237.20	\$0.00	\$237.20	\$247.20	\$0.00	\$247.20
2	Industrial Tire	7.00R12	\$287.00	\$0.00	\$287.00	\$297.00	\$0.00	\$297.00
3	Passenger Tire	205/70R14	\$89.20	\$0.00	\$89.20	\$0.00	\$0.00	\$0.00
4	Industrial Tire	8.25R15	\$492.80	\$0.00	\$492.80	\$502.80	\$0.00	\$502.80
5	Passenger Tire	205/65R16	\$99.40	\$0.00	\$99.40	\$130.53	\$0.00	\$130.53
6	Passenger Tire	205/65R16	\$98.30	\$0.00	\$98.30	\$91.26	\$0.00	\$91.26
7	Passenger Tire	215/60R16	\$100.84	\$0.00	\$100.84	\$126.80	\$0.00	\$126.80
8	Passenger Tire	215/60R16	\$92.85	\$0.00	\$92.85	\$90.85	\$0.00	\$90.85
9	Truck Tire	LT235/85R16	\$175.78	\$0.00	\$175.78	\$263.44	\$0.00	\$263.44
10	Passenger Tire	225/65R17	\$128.49	\$0.00	\$128.49	\$169.38	\$0.00	\$169.38
11	Passenger Tire	225/65R17	\$105.40	\$0.00	\$105.40	\$102.40	\$0.00	\$102.40
12	Truck Tire	LT235/80R17	\$189.60	\$0.00	\$189.60	\$263.42	\$0.00	\$263.42
13	Truck Tire	LT235/80R17	\$151.48	\$0.00	\$151.48	\$169.95	\$0.00	\$169.95
14	Truck Tire	LT245/75R17	\$149.18	\$0.00	\$149.18	\$149.18	\$0.00	\$149.18
15	Truck Tire	225/70R17	\$143.96	\$0.00	\$143.96	\$201.58	\$0.00	\$201.58
16	Truck Tire	LT265/70R18	\$213.00	\$0.00	\$213.00	\$212.79	\$0.00	\$212.79
17	Truck Tire	225/70R19.5	\$367.00	\$0.00	\$367.00	\$371.60	\$10.00	\$361.60
18	Truck Tire	225/70R19.5	\$349.00	\$0.00	\$349.00	\$353.01	\$10.00	\$343.01
19	Truck Tire	255/70R22.5	\$350.00	\$25.00	\$325.00	\$355.00	\$25.00	\$330.00
20	Truck Tire	385/65R22.5	\$721.00	\$25.00	\$696.00	\$716.87	\$50.00	\$666.87
21	Truck Tire	425/65R22.5	\$775.00	\$25.00	\$750.00	\$768.85	\$50.00	\$718.85
22	Truck Tire	11R22.5	\$396.00	\$50.00	\$346.00	\$401.00	\$60.00	\$341.00
23	Truck Tire	11R22.5	\$586.00	\$50.00	\$536.00	\$591.60	\$60.00	\$531.60
24	Truck Tire	11R24.5	\$509.00	\$100.00	\$409.00	\$514.00	\$60.00	\$454.00
25	Truck Tire	11R24.5	\$611.00	\$100.00	\$511.00	\$615.60	\$60.00	\$555.60

<b>BIDDER:</b>		<b>Tallmadge Tire</b>			<b>Parmenter Inc.</b>		
<b>ITEM</b>	<b>DESCRIPTION</b>	<b>LIST</b>	<b>TRADE-IN</b>	<b>NET</b>	<b>LIST</b>	<b>TRADE-IN</b>	<b>NET</b>

26	Tractor Tire	10.00/16	\$166.00	\$0.00	\$166.00	\$180.92	\$0.00	\$180.92
27	Truck Tire	9.50R16.5	\$145.65	\$0.00	\$145.65	\$176.32	\$0.00	\$176.32
28	Off Road Tire	260/70R16.5	\$275.00	\$0.00	\$275.00	\$280.00	\$0.00	\$280.00
29	Trailer Tire	235/75R17.5	\$417.00	\$0.00	\$417.00	\$422.00	\$0.00	\$422.00
30	Industrial Tire	10.00R20	\$766.00	\$0.00	\$766.00	\$841.00	\$0.00	\$841.00
31	Tractor Tire	11.2R24	\$595.00	\$0.00	\$595.00	\$694.84	\$0.00	\$694.84
32	Tractor Tire	280/85R24	\$494.00	\$0.00	\$494.00	\$593.18	\$0.00	\$593.18
33	Tractor Tire	12.4R24	\$615.00	\$0.00	\$615.00	\$714.98	\$0.00	\$714.98
34	Tractor Tire	320/85R24	\$601.00	\$0.00	\$601.00	\$725.13	\$0.00	\$725.13
35	Roller Tire	14.9R24	\$674.00	\$0.00	\$674.00	\$773.41	\$0.00	\$773.41
36	Grader Tire	17.5R25	\$1,205.00	\$50.00	\$1,155.00	\$1,304.40	\$75.00	\$1,229.40
37	Loader Tire	20.5R25	\$1,410.00	\$100.00	\$1,310.00	\$1,507.80	\$125.00	\$1,382.80
38	Loader Tire	20.5R25	\$1,402.00	\$100.00	\$1,302.00	\$1,501.79	\$125.00	\$1,376.79
39	Loader Tire	23.5R25	\$2,225.00	\$125.00	\$2,100.00	\$2,320.80	\$175.00	\$2,145.80
40	Loader Tire	23.5R25	\$1,995.00	\$125.00	\$1,870.00	\$2,042.78	\$175.00	\$1,867.78
41	Tractor Tire	16.9R30	\$866.00	\$0.00	\$866.00	\$965.67	\$0.00	\$965.67
42	Tractor Tire	420/85R30	\$860.00	\$0.00	\$860.00	\$939.89	\$0.00	\$939.89
43	Tractor Tire	420/90R30	\$1,365.00	\$0.00	\$1,365.00	\$1,181.41	\$0.00	\$1,181.41
44	Tractor Tire	420/90R30	\$992.00	\$0.00	\$992.00	\$1,066.37	\$0.00	\$1,066.37
45	Tractor Tire	18.4R30	\$1,075.00	\$0.00	\$1,075.00	\$1,169.19	\$0.00	\$1,169.19
46	Tractor Tire	18.4R34	\$1,145.00	\$0.00	\$1,145.00	\$1,231.73	\$0.00	\$1,231.73
47	Radial Truck Tube	8.25R15	\$19.00	\$0.00	\$19.00	\$15.65	\$0.00	\$15.65
48	Radial Truck Tube	10:00-20	\$25.00	\$0.00	\$25.00	\$22.30	\$0.00	\$22.30
49	Wheel Recondition	All thru Heavy	\$29.00	\$0.00	\$29.00	\$25.00	\$0.00	\$25.00

NOW, THEREFORE BE IT RESOLVED, to award the bid or all items listed on the chart above by individual tire type to the bidder with the lowest net price if there is to be a trade in, and to the lowest list price if there is no trade in; and be it further

RESOLVED, that copies of this resolution be forwarded to all bidders, the Yates County Treasurer, and the Yates County Highway Superintendent

VOTE: Unanimous

#### **RESOLUTION NO. 66-19**

Mr. Banach offered the following resolution and moved its adoption, seconded by Mr. Willson.

#### **AMEND RESOLUTION 18-19**

WHEREAS, Resolution 18-19 authorized an expenditure not exceeding \$750.00 to accompany an application for interconnection with NYSEG; and

WHEREAS, in order to obtain the necessary information, the fee may be as much as \$2,250.00;

NOW, THEREFORE, BE IT RESOLVED, that the amount in the fifth paragraph of Resolution 18-19 be changed from \$750.00 to \$2250.00; and be it further

RESOLVED, that copies of this resolution be provided to Abundant Solar Power Inc., the Building Maintenance Supervisor and County Treasurer.

VOTE: Unanimous

**RESOLUTION NO. 67-19**

Mr. Banach offered the following resolution and moved its adoption, seconded by Mr. Button.

**AUTHORIZE LEGISLATURE CHAIRMAN TO SIGN AN AGREEMENT FOR THE PRELIMINARY ENGINEERING AND DESIGN OF THE BRIDGE NY PROJECT KNOWN AS EAST SHERMAN HOLLOW ROAD OVER SUGAR CREEK (PIN 6755.34)**

WHEREAS, Resolution number 57-19 authorized participation in and the implementation and funding of a BRIDGE NY federal aid eligible superstructure replacement project known as East Sherman Hollow Road over Sugar Creek (PIN 6755.34) in the Town of Jerusalem, Yates County; and

WHEREAS, Preliminary Engineering and Design work is required to develop plans and specifications to replace the superstructure; and

WHEREAS, Foit-Albert Associates was selected as the engineering consultant for this project;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Yates County Legislature is authorized to sign the Preliminary Engineering and Design agreement with Foit-Albert Associates contingent upon approval of the contract by the Yates County Attorney; and be it further

RESOLVED, that the Yates County Legislature Chairman is authorized to execute all subsequent and necessary Engineering and Construction Inspection agreements throughout the duration of the project; and be it further

RESOLVED, that copies of this resolution be forwarded to the Yates County Treasurer, Foit-Albert Associates, and the Yates County Highway Superintendent.

VOTE: Unanimous

**RESOLUTION NO. 68-19**

Mr. Banach offered the following resolution and moved its adoption, seconded by Mr. Button.

**ADOPT M/WBE-EEO POLICIES AS STATED IN APPENDIX B OF THE CAPITAL PROJECT AGREEMENT FOR SENATE 122 CAP: FRIEND ROAD (CR31) RECONSTRUCTION PROJECT (PIN 6755.40.301)**

WHEREAS, the County of Yates intends on participating in a Capital Project Agreement for Senate 122 CAP: Friend Road (CR31) Reconstruction Project (PIN 6755.40.301); and

WHEREAS, the County of Yates, in order to participate in the Senate 122 CAP project must adopt the M/WBE-EEO policies as stated in Appendix B of the Capital Project Agreement;

NOW, THEREFORE, the Legislature of the County of Yates, duly convened does hereby

RESOLVE, that the Chairperson of the Legislature of the County of Yates be and is hereby authorized to adopt and execute all necessary agreements and documents on behalf of the County of Yates in connection with the advancement or approval of such policy as written in the Appendix B of the Capital Project Agreement; and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, that this Resolution shall take effect immediately.  
VOTE: Unanimous

**RESOLUTION NO. 69-19**

Mr. Banach offered the following resolution and moved its adoption, seconded by Mr. Gleason.

**DESIGNATE HIGHWAY SUPERINTENDENT AS THE M/WBE-EEO LIAISON FOR THE CAPITAL PROJECT AGREEMENT FOR SENATE 122 CAP: FRIEND ROAD (CR31) RECONSTRUCTION PROJECT (PIN 6755.40.301)**

WHEREAS, Resolution 59-19 authorized funding for and participation in a New York State Program administered by the New York State Department of Transportation (NYSDOT) for the project know as Friend Road (CR 31) Reconstruction; and

WHEREAS, the NYSDOT requires the project sponsor (Yates County) to name a M/WBE-EEO liaison; and

WHEREAS, the M/WBE-EEO liaison must endeavor to meet M/WBE-EEO utilization goals for the project by encouraging the paving contractor to meet the goals as established by NYSDOT.

NOW, THEREFORE, BE IT RESOLVED, to designate the Yates County Highway Superintendent as the M/WBE-EEO Liaison for PIN 6755.40.301; and be it further

RESOLVED, that a copy of this resolution be sent to the Yates County Highway Department, and the New York State Department of Transportation.

VOTE: Unanimous

**RESOLUTION NO. 70-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mrs. Percy.

**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 \$6,647.00 as its share of the Year 2019 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 Davis S. Zorn, 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 blanket 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 to 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.

VOTE: Unanimous

#### **RESOLUTION NO. 71-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mr. Bronson.

#### **APPOINT MEMBERS TO THE YATES COUNTY PLANNING BOARD (David Ferry, Town of Italy)**

WHEREAS, David Ferry (722 Italy Valley Road, Naples), has been recommended by his respective municipality to be their representative on the Yates County Planning Board,

NOW, THEREFORE, BE IT RESOLVED, that David Ferry is hereby appointed as a member of the Yates County Planning Board, representing the Town of Italy, to a term to expire on January 9, 2021, and, be it further

RESOLVED, that copies of this resolution be given to David Ferry, the County Planner, the Town of Italy, and a copy filed with the County Clerk.

VOTE: Unanimous

#### **RESOLUTION NO. 72-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mrs. Percy.

#### **AUTHORIZE CHAIRMAN TO ENTER INTO AN AMENDMENT EXTENDING THE TERM OF THE TRANSPORTATION SERVICES AGREEMENT 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 Agreement executed in April, 2018 (hereinafter collectively referred to as the "Agreement"); and

WHEREAS, the term of the Agreement expired on December 31, 2018; and

WHEREAS, pursuant to the Transportation Services Agreement, dated January 3, 2017, the Agreement may be extended annually by mutual written agreement between the parties for a maximum of four (4) successive one-year terms; and

WHEREAS, the parties wish to enter into such an extension of the Agreement; and

WHEREAS, the parties further wish to amend the Agreement to include and incorporate 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;

NOW, THEREFORE, BE IT RESOLVED, that the County is authorized to enter into a written amendment to the Agreement extending the term thereof for a successive one-year term,

commencing January 1, 2019 and terminating on December 31, 2019 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 to this end, the Chairman of the Legislature, upon approval of the County Attorney, is hereby authorized to sign such written amendment with Yates Transit Service, Inc. on behalf of the County; and be it further

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

VOTE: Unanimous

**RESOLUTION NO. 73-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mr. Banach.

**2018 BUDGET TRANSFERS**

BE IT RESOLVED, that the following transfers be made in the 2018 budget:

From:	To:	Amount:
A1990.54905 Contingent	A1430.54011 Persnl-Consultants	\$ 2,500.00
A1990.54905 Contingent	A1430.54011 Persnl-Consultants	\$ 4,196.41
A1990.54905 Contingent	A1430.54011 Persnl-Consultants	\$ 977.50
A1990.54905 Contingent	A1621.54422 BG-Bldg Equip Maint	\$ 3,981.98
A1990.54905 Contingent	A1410.58305 CoClrk-Ins NU	\$12,694.00
A1990.54905 Contingent	A1420.54025 CoAtty-Legal Assistant	\$12,589.00
A1990.54905 Contingent	A1640.54411 CenGar-Parts/Rep	\$ 539.00
A1990.54905 Contingent	A1640.54653 CenGar-Gasoline	\$ 2,427.00
A1990.54905 Contingent	A1640.54663 CenGar-User Fee	\$ 148.00
A1990.54905 Contingent	A1640.54664 CenGar-EZ Pass	\$ 134.00
A1990.54905 Contingent	A9089.58600 EmpBen-HRA	\$80,600.00
A1990.54905 Contingent	A1640.54411 C.GAR-Parts/Repair	\$ 539.00
A1990.54905 Contingent	A1640.54653 C.GAR-Central Garage	\$ 2,427.00
A1990.54905 Contingent	A1640.54663 C.GAR-User Fee	\$ 148.00
A1990.54905 Contingent	A1640.54664 C.GAR-EZ Pass	\$ 134.00
A4320.43495 PH-Reinvestment	A691.000 Deferred Revenue	\$38,018.00
A4320.43497 PH-Kid's Health HC	A691.000 Deferred Revenue	\$ 363.00
A4320.43503 PH-MH Supp Hsing	A691.000 Deferred Revenue	\$19,981.00
A4320.43508 PH-Emerg Svc C&F	A691.000 Deferred Revenue	\$ 7,152.52
A1430.58100 Persnl-Fica/Medicare	A1430.54920 Persnl-State Fees	\$ 150.93
A1230.54152 Persnl-Conferences	A1430.54011 Persnl-Consultants	\$ 1,680.00
A1430.58305 Persnl-Med Ins NU	A1430.54470 Persnl-Office Supplies	\$ .45
A1430.58100 Persnl-FICA/Med	A1430.54034 Persnl-Physicals	\$ 244.38
A1430.51140 Persnl-Persn Assist	A1430.54011 Persnl-Consultants	\$ .01
A1430.51615 Persnl-Exam Monitor	A1430.54011 Persnl-Consultants	\$ 90.26
A1623.54414 BG-HVAC Main	A1625.54678 BG-Utilities Gas	\$ 111.00
A1460.54571 RecMgmt-Comp Soft	A1460.51581 RecMgmt-Officer	\$ 1,619.27
A1460.54571 RecMgmt-Comp Soft	A1460.51641 RecMgmt-Ret Clerk	\$ 2,918.73
A1460.54964 RecMgmt-Leases	A1460.58100 RecMgmt-FICA/Med	\$ 741.99
A3150.52515 Jail-Security Equ	A3150.51990 Jail-Corr Officer	\$16,217.28
A3150.54661 Jail-Vehicle Parts	A3150.52110 Jail-Office Furniture	\$ 1,109.27
A3150.54815 Jail-Correction Exp	A3150.58100 Jail-FICA/Medicare	\$ 2,997.07
A3150.54016 Jail-Dental	A3150.51952 Jail-Jail Overtime	\$ 1,930.00
A3150.54023 Jail-Hospital Charges	A3150.51952 Jail-Jail Overtime	\$26,145.24
A3150.54030 Jail-Optometrist	A3150.51952 Jail-Jail Overtime	\$ 1,545.46

A3150.54156 Jail-Training	A3150.51952 Jail-Jail Overtime	\$ 1,549.78
A3150.54196 Jail-Public Goods Pool	A3150.51952 Jail-Jail Overtime	\$ 5,000.00
A3150.54306 Jail-Bullet Proof Vests	A3150.51952 Jail-Jail Overtime	\$ 2,250.00
A3150.54409 Jail-Jail Maint	A3150.51952 Jail-Jail Overtime	\$24,415.33
A3150.54470 Jail-Office Supplies	A3150.51952 Jail-Jail Overtime	\$ 1,768.70
A3150.54472 Jail-Supplies-Prisoner	A3150.51952 Jail-Jail Overtime	\$ 1,488.12
A3150.54571 Jail-Comp Software	A3150.51952 Jail-Jail Overtime	\$ 2,170.02
A3150.54810 Jail-Prisoner Drugs	A3150.51952 Jail-Jail Overtime	\$10,944.17
A3350.54682 SH-Utilities Tel	A3350.51987 SH-DWI Coord	\$ 1.24
A3350.54682 SH-Utilities Tel	A3350.54470 SH-Office Supplies	\$ 101.31
A3110.51753 SH-Deputy Sheriff	A3110.52214 SH-Push Bumper	\$ 870.00
A3110 51761 SH-Deputy Sheriff	A3110.52415 SH-Weapons	\$ 308.04
A3110.54576 SH-Computer Soft	A3110.52955 SH-SHSP FY 2018	\$ 163.00
A3110 58302 SH-Med Ins	A3110.58100 SH-FICA/Medicare	\$ 7,648.56
A3110 54305 SH-Bullet Proof Vests	A3110.51942 SH-Overtime Co 82 LE	\$ 4,458.00
A3110 54401 SH-Boat Repair	A3110.51942 SH-Overtime Co 82 LE	\$ 2,160.72
A3110.54505 SH-Drycleaning	A3110.51942 SH-Overtime Co 82 LE	\$ 1,124.00
A3110.54658 SH-Tow Vehicles	A3110.51942 SH-Overtime Co 82 LE	\$ 1,262.20
A3110.54661 SH-Vehicle Parts	A3110.51942 SH-Overtime Co 82 LE	\$ 5,159.42
A3110.54676 SH-Utilities-Cell	A3110.51942 SH-Overtime Co 82 LE	\$ 1,013.52
A3110.54727 SH-Lab	A3110.51942 SH-Overtime Co 82 LE	\$52,434.15
A3110.58302 SH-Med Ins Co82	A3110.51942 SH-Overtime Co 82 LE	\$32,679.12
A3021.51714 E911-Dispatcher	A3021.54470 E911-Supplies-Office	\$ 740.22
A3021.51986 E911-Dispatcher P/T	A3021.54660 E911-Travel Exp	\$ 126.44
A3021.51949 E911-Comp Time BO	A3021.54682 E911-Utilities, Phone	\$ 1,999.50
A3021.51956 E911-Education Bonus	A3021.54701 E911-Access Phone Line	\$ 2,294.86
A3021.51986 E911-Dispatcher P/t	A3021.54770 E911-E911 Expense	\$ 189.24
A3021.51714 E911-Dispatcher	A3021.58100 E911-FICA/Medicare	\$ 1,626.24
A3021.58304 E911-Medical Ins 82	A3021.51952 E911-Overtime 82	\$15,945.24
A3021.58304 E911-Medical Ins 82	A3021.51951 E911-Hol O/T 82	\$ 9,013.11
A3020.54011 COMM-Consultants	A3020.51780 COMM-Sr. Comm Mech	\$ 443.65
A3020.54682 COMM-Utilities-Tele	A3020.58100 COMM-FICA/Medicare	\$ 31.82
A3190.51981 CT SEC-Co Off	A3190.52515 CT SEC-Security Equip	\$ 470.53
A3190.51981 Ct SEC-Co Off	A3190.54470 CT SEC-Office Supplies	\$ 620.78
A3190.51981 Ct SEC-Co Off	A3190.54682 CT SEC-Util Telephone	\$ 41.70
A3190.51981 Ct SEC-Co Off	A3190.54749 CT SEC-Uniforms	\$ 2,521.15
A3190.51981 Ct SEC-Co Off	A3190.54916 CT SEC-Publications	\$ 4.25
A3510.51952 ACO-Overtime	A3510.54859 ACO-Vet Services	\$ 43.72
A3510.54156 ACO-Training	A3510.54859 ACO-Vet Services	\$ 181.00
A1325.58100 Treas-FICA	A1325.54576 Treas-Comp Soft Main	t \$
453.00		
A1010.54654 Leg-Mileage	A1010.58100 Leg-FICA/Med	\$
62.00		
A1165.54051 DA-Pros Fees	A1165.58100 DA-FICA/Med	\$ 1,062.00
A1165.54051 DA-Pros Fees	A1165.58305 DA-Ins NU	\$ 938.00
A1165.54072 DA-Expert Wit	A1165.58305 DA-Ins NU	\$ 2,750.00
A1165.54756 DA-Wit Grand Jury	A1165.58305 DA-Ins NU	\$ 1,717.00
A1171.54507 CD-Copier	A1172.54004 CD-Atty Fees	\$ 1,100.00
A1171.54572 CD-Comp Access	A1172.54004 CD-Atty Fees	\$ 853.00
A1171.54654 CD-Mileage	A1172.54004 CD-Atty Fees	\$ 308.00
A1325.51961 Treas-35-40 Hrs	A1325.58305 Treas-Ins NU	\$ 61.00
A3021.54771 E911-W911	A3021.51956 E911-ED Bon 82	\$ 1,218.00
A3110.58302 SH-Ins C82	A3110.54576 SH-Comp Softw	\$15,297.00
A3110.58302 SH-Ins C82	A1185.51983 Coroner -Coroner	\$
700.00		

A3110.58302 SH-Ins C82	A1185.54006 Coroner-Autopsies	\$ 7,694.00
A3110.58302 SH-Ins C82	A1185.54008 Coroner-Body Removal	\$ 675.00
A3110.58302 SH-Ins C82	A1185.54023 Coroner-Hosp Chrgs	\$ 3,646.00
A3110.58302 SH-Ins C82	A1185.54660 Coroner-Travel	\$ 143.00
A3110.58302 SH-Ins C82	A1185.58100 Coroner-FICA/Med	\$ 52.00
A3150.51958 Jail-Ins BO 82	A3150.52515 Jail-Sec Equip	\$ 1,220.00
A3150.51960 Jail-OT PT	A3150.52515 Jail-Sec Equip	\$ 923.00
A3150.54661 Jail-Veh Maint	A3150.52515 Jail-Sec Equip	\$ 3,153.00
A3150.54810 Jail-Drugs	A3150.52515 Jail-Sec-Equip	\$ 5,078.00
A3110.58302 SH-Ins C82 LE	A3510.51036 AnCnt-Animal Control	\$ 697.00
A3110.58302 SH-Ins C82 LE	A3510.51551 AnCnt-Animal PT	\$ 1,690.00
A3110.58302 SH-Ins C82 LE	A3510.51951 AnCnt-Hol OT 82	\$ 848.00
A3110.58302 SH-Ins C82 LE	A3510.51953 AnCnt-CB CO82	\$ 189.00
A3110.58302 SH-Ins C82 LE	A3510.51961 AnCnt-35-40 Hours	\$ 1,162.00
A3110.58302 SH-Ins C82 LE	A3510.54653 AnCnt-Gasoline	\$ 923.00
A3110.58302 SH-Ins C82 LE	A3510.54661 AnCnt-Veh Maint	\$ 3,413.00
A3110.58302 SH-Ins C82 LE	A3510.54682 AnCnt-Utilities Tel	\$ 59.00
A3110.58302 SH-Ins C82 LE	A3510.54749 AnCnt-Uniforms	\$ 119.00
A3110.58302 SH-Ins C82 LE	A3510 54858 AnCnt-Pound Svc	\$ 1,551.00
A3110.58302 SH-Ins C82 LE	A3510.54859 AnCnt-Vet Service	\$ 447.00
A3110.58302 SH-Ins C82 LE	A3510.58100 AnCnt-FICA/Med	\$ 331.00
A3110.58302 SH-Ins C82 LE	A3510.58304 AnCnt-Ins CO82	\$ 552.00
A4010.58100 PH-FICA/Med	A4042.54855 Rabies-Rabies CNT	\$ 957.00
A4320.54470 CS-Supp:Off	A4320.58100 CS-FICA/Med	\$ 255.00
A4320.54660 Trav Exp	A4320.58100 CS-FICA/Med	\$ 350.00
A4320.54661 Veh Main	A4320.58100 CS-FICA/Med	\$ 178.00
A6510.54924 Vet-Vet Burial	A6510.58303 Vet-Ins-CSEA	\$ 314.00
A3110.58302 SH-INS C82LE	A9080.51507 Sick Bank/Sick Bank	\$ 71.00
A3110.58302 SH-INS C82LE	A9080.58100 Sick Bank/FICA/Med	\$ 6.00
D3310.51505 Hwy-Overtime	D5112.51505 Hwy-Overtime	\$ 267.08
D5142.51450 Hwy-Reg	D5110.51450 Hwy-Reg	\$19,488.02
D5142.51450 Hwy-Reg	D5110.51505 Hwy-Overtime	\$ 1,598.18
D5142.58100 Hwy-FICA	D5110.58100 Hwy-FICA	\$ 1,596.83
D5010.54660 Hwy-Travel Exp	D5010.58100 Hwy-FICA	\$ 125.21
D5110.54032 Hwy-Pers Svc	D5110.51505 Hwy-Overtime	\$ 1,050.63
D5110.54032 Hwy-Per Svc	D5110.58100 Hwy-FICA	\$ 2,238.33
D5142.58100 Hwy-Regular	D5142.51505 Hwy-Overtime	\$ 2,000.03
D5142.51450 Hwy-Regular	D5110.51450 Hwy-Regular	\$28,375.96
D5010.58100 Hwy-FICA/Med	D5010.54660 Hwy-Travel	\$ 37.00
D9010.58400 NYSRS-Retire	D5142.51450 Hwy-Reg Snow Rem	\$26,801.00
D9010.58400 NYSRS-Retire	D5142.58100 Hwy-FICA/Med Snow Rem	\$ 1,861.00
D9060.58303 Hwy-Ins CSEA	D9089.58600 Hwy-HRA	\$ 860.00

And, be it further

RESOLVED, that copies of this resolution be given to the Sheriff, Acting County Administrator, Highway Superintendent and County Treasurer/Budget Officer.

VOTE: Unanimous

#### **RESOLUTION NO. 74-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mrs. Percy.

#### **2019 BUDGET TRANSFERS**

BE IT RESOLVED, that the following transfers be made in the 2019 budget:

From:	To:	Amount:
A1990.54905 Contingent	A1010.51045 LEG-Clerk	\$ 1,382.00
A1990.54905 Contingent	A1010.58100 LEG-FICA	\$ 106.00
A1990.54905 Contingent	A1165.51037 DA-ADA	\$ 2,000.00
A1990.54905 Contingent	A1165.51038 DA-ADA	\$ 952.00
A1990.54905 Contingent	A1165.51109 DA-Secretary	\$ 923.00
A1990.54905 Contingent	A1165.58100 DA-FICA	\$ 297.00
A1990.54905 Contingent	A1170.51565 PD-APD	\$ 876.00
A1990.54905 Contingent	A1170.51566 PD-APD	\$ 1,067.00
A1990.54905 Contingent	A1170.51640 PD-PD	\$ 1,788.00
A1990.54905 Contingent	A1170.51646 PD-Secretary	\$ 923.00
A1990.54905 Contingent	A1170.58100 PD-FICA	\$ 357.00
A1990.54905 Contingent	A1171.51642 CD-Conflict Defender	\$ 1,200.00
A1990.54905 Contingent	A1171.51646 CD-Secretary	\$ 203.00
A1990.54905 Contingent	A1171.58100 CD-FICA	\$ 108.00
A1990.54905 Contingent	A1325.51030 TRS-Treasurer	\$ 1,856.00
A1990.54905 Contingent	A1325.51121 TRS-Deputy Treasurer	\$ 1,177.00
A1990.54905 Contingent	A1325.58100 TRS-FICA	\$ 233.00
A1990.54905 Contingent	A1340.51575 BO-Budget Officer	\$ 319.00
A1990.54905 Contingent	A1340.58100 BO-FICA	\$ 25.00
A1990.54905 Contingent	A1410.51005 CLK-County Clerk	\$ 1,648.00
A1990.54905 Contingent	A1410.51110 CLK-Deputy County Clerk	\$ 968.00
A1990.54905 Contingent	A1410.51135 CLK-Motor Vehicle Sup	\$ 1,094.00
A1990.54905 Contingent	A1410.58100 CLK-FICA	\$ 284.00
A1990.54905 Contingent	A1420.51590 CATT-County Attorney	\$ 1,857.42
A1990.54905 Contingent	A1420.51644 CATT-Cty. Atty. Secretary	\$ 734.00
A1990.54905 Contingent	A1420.58100 CATT-FICA	\$ 238.00
A1990.54905 Contingent	A1430.51080 PER-Personnel Officer	\$ 1,699.00
A1990.54905 Contingent	A1430.51140 PER-Personnel Assistant	\$ 960.00
A1990.54905 Contingent	A1430.58100 PER-FICA	\$ 204.00
A1990.54905 Contingent	A1450.51050 ELEC-Elect Commissioner	\$ 1,062.00
A1990.54905 Contingent	A1450.51051 ELEC-Elect Commissioner	\$ 1,062.00
A1990.54905 Contingent	A1450.51595 ELEC-Deputies	\$ 1,104.00
A1990.54905 Contingent	A1450.58100 ELEC-FICA	\$ 247.00
A1990.54905 Contingent	A1460.51581 REC-Records Manager	\$ 411.00
A1990.54905 Contingent	A1460.51641 REC-Records Clerk	\$ 326.00
A1990.54905 Contingent	A1460.58100 REC-FICA	\$ 57.00
A1990.54905 Contingent	A1625.51040 B&G-Building Super	\$ 1,486.00
A1990.54905 Contingent	A1625.58100B&G-FICA	\$ 114.00
A1990.54905 Contingent	A1680.51076 IT-Info. Tech. Dir	\$ 1,876.00
A1990.54905 Contingent	A1680.58100 IT-FICA/Med	\$ 144.00
A1990.54905 Contingent	A3110.51025 SHER-Sheriff	\$ 1,076.00
A1990.54905 Contingent	A3110.51105 SHER-Asst. to Sheriff	\$ 1,902.00
A1990.54905 Contingent	A3110.51770 SHER-Sec. to the Sheriff	\$ 922.00
A1990.54905 Contingent	A3110.51997 SHER-Acct Clerk Typist	\$ 368.00
A1990.54905 Contingent	A3110.58100 SHER-FICA	\$ 512.00
A1990.54905 Contingent	A3140.51090 PROB-Probation Director	\$ 1,607.00
A1990.54905 Contingent	A3140.58100 PROB-FICA	\$ 123.00
A1990.54905 Contingent	A3150.51791 JAIL-Chief Corr Off	\$ 1,607.00
A1990.54905 Contingent	A3150.51975 JAIL-Cook PT	\$ 125.00
A1990.54905 Contingent	A3150.58100 JAIL-FICA	\$ 133.00
A1990.54905 Contingent	A3510.51551 ANIM-Animal Control Off	\$ 175.00
A1990.54905 Contingent	A3510.58100 ANIM-FICA	\$ 14.00

A1990.54905 Contingent	A3645.51070 OEM-Emerg Mgmt. Dir	\$ 1,670.00
A1990.54905 Contingent	A3645.58100 OEM-FICA	\$ 128.00
A1990.54905 Contingent	A4010.51065 PH-Public Health Dir	\$ 1,809.00
A1990.54905 Contingent	A4010.51151 PH-Supervising PHN	\$ 1,650.00
A1990.54905 Contingent	A4010.58106 PH-FICA	\$ 265.00
A1990.54905 Contingent	A4320.51302 CS-Program Coord	\$ 1,241.00
A1990.54905 Contingent	A4320.51605 CS-Dir of CS	\$ 1,866.00
A1990.54905 Contingent	A4320.58100 CS-FICA	\$ 238.00
A1990.54905 Contingent	A6010.51052 DSS-Commissioner	\$ 1,698.00
A1990.54905 Contingent	A6010.51102 DSS-Deputy Commiss	\$ 1,500.00
A1990.54905 Contingent	A6010.51125 DSS-Dir of Income Maint	\$ 1,500.00
A1990.54905 Contingent	A6010.51645 DSS-DSS Attny	\$ 6,273.00
A1990.54905 Contingent	A6010.58100 DSS-FICA	\$ 840.00
A1990.54905 Contingent	A6510.51061 VET-Dir of Vet Svcs	\$ 1,224.00
A1990.54905 Contingent	A6510.58100 VET-FICA	\$ 94.00
A1990.54905 Contingent	A7310.51657 YTH-Youth Director	\$ 536.00
A1990.54905 Contingent	A7310.58100 YTH-FICA	\$ 41.00
A1990.54905 Contingent	A7510.51075 HIST-Historian	\$
559.00		
A1990.54905 Contingent	A7510.51641 HIST-Records Ret Clerk	\$ 326.00
A1990.54905 Contingent	A7510.58100 HIST-FICA	\$ 68.00
A1990.54905 Contingent	A8020.51085 PLN-Planner	\$ 1,456.00
A1990.54905 Contingent	A8020.58100 PLN-FICA	\$ 112.00
D9010.58400 HWY-Retirement	D5010.51074 HWY-Hwy Superintendent	\$ 2,075.00
D9010.58400 HWY-Retirement	D5010.51119 HWY-Deputy Superintendent	\$ 1,609.00
D9010.58400 HWY-Retirement	D5010.58100 HWY-FICA	\$ 282.00

And, be it further

RESOLVED, that copies of this resolution be given to the Legislative Clerk, District Attorney, Public Defender, Conflict Defender, Treasurer/Budget Officer, County Clerk, County Attorney, Personnel Director, Election Commissioners, Building Superintendent, Records Manager, Information Technology Director, Sheriff, Probation Director, Emergency Management Director, Public Health Director, Community Services Director, Social Services Director, Veteran Affairs Director, Historian, Planner, and Highway Superintendent.

VOTE: Unanimous

#### **RESOLUTION NO. 75-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mr. Button.

#### **REAPPOINTMENT TO FLINT CREEK ADMINISTRATIVE BOARD**

BE IT RESOLVED, that Ed, Hansen, 3995 Old Mill Road, Stanley New York 14561 and Bruce Moore, 437 William Street, Geneva, New York 14456 and Larry Christensen, 305 Lovejoy Road, Penn Yan, New York 14527 are hereby reappointed as Yates County representative to the Flint Creek Small Watershed Protection District Administrative Board for a two year term expiring March 15, 2021; and be it further

RESOLVED, that a copy of this resolution be send to the Ontario Board Supervisors, Flint Creek Small Watershed Protection District and to the appointee.

VOTE: Unanimous

#### **RESOLUTION NO. 76-19**

Dr. Dennis offered resolutions 76 thru 78-19 and moved their adoption, seconded by Mrs. Percy.

**APPROPRIATE CARRYOVER OF 2018 MENTAL HEALTH GRANT  
(Community Services)**

WHEREAS, the Community Services Department received a Mental Health grant in 2018; and

WHEREAS, a balance of \$13,330.41 remained at the end of 2018 and these funds can be carried over into 2019; and

WHEREAS, these funds are not part of the 2019 budget;

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$13,330.41:

Revenue:		
A4320.44491 CS-Suicide Prevention		\$ 13,330.41
Appropriation:		
A4320.54282 CS-Suicide Prevention		\$ 13,330.41

And, be it further

RESOLVED, that copies of this resolution be given to the Director of Community Services and the County Treasurer/Budget Officer.

VOTE: Unanimous

**RESOLUTION NO. 77-19**

**APPROPRIATE CARRYOVER OF 2018 STATE AID  
(Public Health)**

WHEREAS, the Public Health Department received additional State Aid in 2018; and

WHEREAS, a balance of \$2,050.17 remained at the end of 2018 and these funds can be carried over into 2019; and

WHEREAS, these funds are not part of the 2019 budget;

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$2,050.17:

Revenue:		
A4010.41688 PH-GRCH Grant		\$ 2,050.17
Appropriation:		
A4010.54688 PH-GRHC Grant		\$ 2,050.17

And, be it further

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

VOTE: Unanimous

**RESOLUTION NO. 78-19**

**APPROPRIATE CARRYOVER OF 2018 MEDICAL RESERVE CORP GRANT  
(Public Health)**

WHEREAS, the Public Health Department received a Medical Reserve Corp Grant for the year 2018 and a balance of \$5,911.28 remained at the end of 2018; and

WHEREAS, these funds are not part of the 2019 budget and can be carried over to the 2019 fiscal year;

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$5,911.28:

Revenue:	
A4010.44488 PH-MRC	\$ 5,911.28
Appropriation:	
A4010.54956 PH-MRC	\$ 5,911.28

And, be it further

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

VOTE: Unanimous

#### **RESOLUTION NO. 79-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mrs. Percy.

#### **APPROPRIATE CARRYOVER OF 2018 LEAD GRANT (Public Health)**

WHEREAS, the Public Health Department received a LEAD Grant for the year 2018 and a balance of \$15,605.28 remained at the end of 2018; and

WHEREAS, these funds are not part of the 2019 budget and can be carried over to the 2019 fiscal year;

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$15,605.28:

Revenue:	
A4010.44457 PH-LEAD	\$ 15,605.28
Appropriation:	
A4010.54109 PH-LEAD	\$ 15,605.28

And, be it further

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

VOTE: Unanimous

Chairman Paddock closed the public hearing at 1:40 p.m.

#### **RESOLUTION NO. 80-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mrs. Percy.

DISCUSSION:

Mr. Button stated that he has reservations with the resolution as written. Mr. Button moved to amend the resolution by taking out the wording “Approves the County undertaking any administrative activities and monitoring required for uses of CDBG funds; and”, seconded by Mr. Morrison.

#### DISCUSSION:

Mr. Morrison stated this resolution and the next one, we have had quite a bit of discussion but he feels not quite enough. We did not have these resolutions in hand when the discussion took place. The paragraph that Mr. Button has pointed out states “RESOLVED, that this Legislature “Approves the County undertaking any administrative activities and monitoring required for uses of CDBG funds;” that would mean the transfer of funds that are anticipated from one area to another, moving those funds around is where Mr. Morrison has a problem. Mr. Morrison thinks Mr. Button wanted to take that particular line out which is fine, Mr. Morrison would prefer to table them both actually once we get done with Mr. Button’s motion. Mr. Morrison would like to see a certified public accountant look at these proposed accounts and see if it stands up to scrutiny. We have accounting standards, GASB, Federal Financial Accounting Standards Board, and GAP. Mr. Morrison would prefer that somebody that is trained in this field look at this and tell us whether or not this stands up to scrutiny. We were kind of at arm’s length during the discussions in that we were mainly following recommendations of the IDA. Upon reading this, the Legislature is putting their stamp of approval on this entire process. Mr. Morrison stated that he personally cannot support this unless or until we have a certified accountant look at this.

Mr. Cutler stated there are rules with respect to CDGB funds, given that they flow from Federal Government to State Government through the County to whatever agency. There is always at a minimal administrative monitoring type activities going on through the office but they are required by law, because of the nature of the Community Block Grant. With regards to the comment of having a certified public accountant to review the transactions, Mr. Cutler believes they are fairly complicated as Mr. Griffin has explained. There is nothing unethical or illegal about what we are doing here. As a matter of practice and in terms of the direction that the state is going with these funds. There is really only one approach we can take and I believe we are taking it. Mr. Cutler does not necessarily agree that we need an accountant to look at these. Mr. Cutler feels that the County does have a role in the administration and monitoring, although a limited one. We do have a role that we must play by law.

Mr. Griffin was asked by Chairman Paddock what the effect would be by removing said paragraph, wasn’t this prepared by an attorney. Chairman Paddock suspects that this wording is necessary according to the attorney in order for it to be appropriate for the program that we are looking at.

Mr. Griffin stated the wording is there for a reason and it is not adding any additional requirements to the County that don’t exist in the original agreement that would be in place. We are just basically amending the subrecipient agreement to state that we can use these funds for any purpose.

Chairman Paddock stated that the FLEDC has had an analysis done on this and worked with the Office of Community Renewal correct?

Mr. Griffin stated that from the very beginning of being alerted of this challenge he brought in consultants. They are fully aware of what is going on as far as a CPA audit, Mr. Griffin explained that they do get audited every year.

Dr. Dennis with regard to the County’s administering activities and monitoring requirements of CDBG funds whether that is in there or not to Mr. Cutler’s point we are going to do it, we are going to have to do it. We agreed to do it when we accepted the original grant. If you go back to the original resolution accepting the original grant it is part of that if not in the resolution in the

contract. It's our role, we can take it out of here but we are still going to do, we are going to have to.

Mr. Button questioned who wrote the resolution? Mr. Griffin explained the consultant wrote the resolution. As we received this on Friday, Mr. Button wasn't sure if Mr. Falvey had reviewed the resolution. Chairman Paddock stated that he does not believe Mr. Falvey has looked at this. As Mr. Multer stated in a Committee meeting, we need to know what it is so we can vote on it. Mr. Button stated that he would be comfortable with the resolution if this particular wording was taken out. That takes out some of the responsibility that we didn't know about.

Mr. Cutler explained in response to Mr. Button, we did know about it when we applied for the CDBG grant in the first place. It is a specific part of the manner in which these grants flow through government entities like the County.

Mr. Morrison clarified he takes everyone's word that the statement was in the original grant back in 2003. In 2003 we weren't anticipating doing these imaginations with the funds. Switching from this thing to that thing into another thing. I believe what we are now agreeing to is not synecious with what was agreed to back in 2003.

Ms. Chilson clarified that it is within the law and the CDBG funds to be able to switch these is what the real ethical question is.

Mr. Griffin explained, what is being authorized is the use of the money that is not getting sold. The remaining funds of the original CDBG is all we are talking about at this point in time. That would be the money that is not out in the community already with a tourism based company and the sale proceeds from the sale of the funds that are out in the community right now being utilized in some way. That's the funds that are in consideration. The loan fund that is out there is being sold to another entity of which is going to continue to use the funds within the county. The \$66,000 programing funds is what we are talking about. It's the original money from the original grant that we are going back and amending the document. Before it said we could only use the money for the use of a loan fund, we are going back and now saying you are authorizing us to use it not just for the loan fund but for all the other eligible CDGB activities as well which would include being able to help Catholic Charities.

Acting County Administrator Flynn stated regarding the administrative activities regarding this grant fund. It is not unusual for a County to be a recipient of a grant and then have a subrecipient, where we receive the money and we pass that money onto a subrecipient. As far as this grant, the money came in years ago, so the Treasurer's office would receive the money and then we disburse the money to the subrecipient. Ms. Flynn does not feel there is any more administrative responsibility on the County regarding this grant. We haven't done anything with this grant in years.

VOTE on amendment: Roll Call: Morrison, Button voting "Yes" Cutler, Bronson, Chilson, Gleason, Church, Banach, Multer, Percy, Dennis, Willson, Paddock voting "No". Motion lost.

Mr. Morrison moved to table the resolution until a certified public account has looked at it, and told us if this is consistent with general accounting standards, seconded by Mr. Button.

VOTE on tabling: Roll Call: Morrison, Button voting "Yes" Cutler, Bronson, Chilson, Gleason, Church, Banach, Multer, Percy, Dennis, Willson, Paddock voting "No". Motion lost.

**RESOLUTION OF THE YATES COUNTY LEGISLATURE AUTHORIZING CERTAIN  
ACTIONS WITH RESPECT TO THE REVOLVING LOAN FUND, AS  
ADMINISTERED BY THE YATES COUNTY INDUSTRIAL DEVELOPMENT  
AGENCY**

WHEREAS, Yates County (the “County”) was, from time to time, the recipient of grant assistance from the New York State Housing Trust Fund Corporation represented by the Governor’s Office for Small Cities through the Community Development Block Grant (CDBG) Program and received Program Income (as defined by CDBG regulations) in the form of loan repayments and other income; and

WHEREAS, the County entered in an agreement with the Yates County Industrial Development Agency (“IDA”) which was approved by the County in September, 2003 (the “Subrecipient Agreement”) pursuant to which the County provided the CDBG grant proceeds and Program Income to the IDA for the purpose of administering a revolving loan fund (“RLF”); and

WHEREAS, the IDA has continued to administer the RLF and to make loans to support business development and job creation in Yates County and the funds held in the RLF and the loans receivable contained in the RLF constitute Program Income of the County which is subject to certain rules and regulations promulgated by the United States Department of Housing and Urban Development (hereinafter “HUD”) and the New York State Office of Community Renewal (hereinafter “OCR”) regarding their use; and

WHEREAS, OCR has notified the County and other recipients of CDBG funds that it is requiring that all Program Income not spent on, or committed to, CDBG-eligible activities by March 31, 2019 be paid to the OCR by April 30, 2019, and that any loan repayments received by revolving loan funds which constitute Program Income after March 31, 2019 must be remitted to OCR and, as a result, repayments received on loans in the RLF after such date will no longer be available to make loans in Yates County; and

WHEREAS, any proposed use of Program Income prior to March 31, 2019 must be approved by OCR; and

WHEREAS, the IDA has notified the County that, in order to allow for use of the Program Income to further economic development and investment within Yates County, it wishes to have the ability to use, or commit to use, the Program Income prior to April 1, 2019 for any eligible CDBG activity, subject to OCR approval, and to pay CDBG-eligible expenses including grant administration and program delivery costs; and

WHEREAS, the IDA has also advised the County of its intent to sell all or a portion of the loans in the RLF to the Finger Lakes Horizon Economic Development Corporation, and to use, or commit to use, the proceeds from such sale, which would constitute Program income, prior to April 1, 2019 for any eligible CDBG activity, subject to OCR approval, and to pay CDBG-eligible expenses including grant administration and program delivery costs; and

WHEREAS, the Sub-recipient Agreement contemplates use of Program Income resulting from use of the CDBG Grant to make loans, and the use of funds held in the RLF for other purposes would require approval of the County and a change to the Subrecipient Agreement; and

WHEREAS, OCR’s requirements regarding the return of Program Income will result in the RLF no longer being viable as a revolving loan fund and necessitate changes to the Subrecipient Agreement; and be it

RESOLVED, that this Legislature:

Approves the use, or commitment, of Program Income by the IDA prior to April 1, 2019 for any eligible CDBG activity, subject to OCR approval, and to pay CDBG-eligible expenses including grant administration and program delivery costs, and agrees to submit any request for approval of such use of Program Income to OCR;

Approves designation of the Chair of the Legislature to act as Certifying Officer responsible for all activities associated with the federal environmental review process to be completed in conjunction with the use of CDBG funds;

Approves the County undertaking any administrative activities and monitoring required for uses of CDBG funds; and

Approves the amendment of the Subrecipient Agreement to (i) prohibit use of Program Income in the RLF on or after April 1, 2019 to make loans, with the intent that on and after such date, the RLF shall no longer constitute a revolving loan fund and shall be referred to as the "Loan Fund", (ii) provide for the continued servicing and administration of the Loan Fund by the IDA in accordance with CDBG requirements to the extent that the IDA continues to hold any Loan Fund loans, (iii) allow the IDA to use Program Income (including proceeds from the sale of the loans in the Loan Fund) prior to April 1, 2019 to fund, or to commit to funding, any eligible CDBG activity, subject to OCR approval and the approval of the IDA Board, and to pay CDBG-eligible expenses including grant administration and program delivery costs, (iv) provide for return of the County's Program Income in the form of cash on hand in the Loan Fund which has not been spent on, or committed to, CDBG-eligible activities, or spent on CDBG-eligible expenses, including administrative and program delivery costs, by March 31, 2019, with such funds to be returned by April 10, 2019, (v) to the extent that the IDA continues to hold any Loan Fund loans on or after April 1, 2019, provide for the return to the County of any Loan Fund loan repayments received by the IDA on or after April 1, 2019 that constitute Program Income, with such funds to be returned by April 10 of each year, (vi) to the extent that the IDA holds any Loan Fund loans on or after April 1, 2019, provide that any future income generated by Loan Fund loans held by the IDA that is not "Program Income" under HUD regulations be deemed unrestricted funds to be retained and used by the IDA without restriction, with such determination to be made on March 31 of each year, and (vii) make such further amendments as shall be mutually agreed to by the County and the IDA, such amendment agreement to be subject to the approval of the County Attorney as to form and content.

VOTE on original motion: Roll Call: Cutler, Bronson, Chilson, Gleason, Church, Banach, Multer, Percy, Dennis, Willson, Paddock voting "Yes" Morrison, Button voting "No". Motion carried.

### **RESOLUTION NO. 81-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mrs. Percy.  
DISCUSSION:

Mr. Morrison stated he is going to vote no on this because of the origin of \$25,000 of the \$65,000 that is being transferred to Catholic Charities or loaned to them. Mr. Morrison also pointed out that he sent an email on January 18<sup>th</sup> to the IDA asking for some clarification. There was no response to that email. The last paragraph mentions the amount. There is no mention that this is meant as a grant not a loan because once this money is given to Catholic Charities and the renovations take place and jobs are created, the intent is to forgive the loan. This is basically a \$65,000 grant that he feels should have been put into the resolution.

Mr. Button questioned if the resolution was written by an attorney or a committee chair? Mr. Griffin reported that it was written by the consultant. Mr. Button questioned if Mr. Falvey has seen the resolution? Chairman Paddock confirmed that he had not.

Mr. Morrison questioned who the consultant was? Mr. Griffin explained the companies name is Harrison Studios out of Lockport. The principal in the firm had worked for CDGB or OCR in a previous like and has for a long time now consulted with communities across the state with OCR grants and subsequent management of those funds

Ms. Chilson asked that the issue of this being a loan versus a grant be addressed.

Mr. Griffin explained this is set up as a forgivable loan and they hope to forgive it, as it has been said all along. The only way that it could not be forgiven is if they don't create the jobs that they have said will be created. If we were to actually have them start paying on the loan, which would happen if they didn't create the jobs, as that money came back in it would be program money and we are right back to the same problem we have now.

Mr. Button stated he is for creating jobs and helping the community, it's the way that it is being done that he is uncomfortable with.

Mr. Cutler stated you can spend a lot of time going through the policies and practices and procedures of the Federal Housing and Urban Development. There is a similar level of complexity in the policies, procedures and practices of the House of Community Renewal for New York State. Then you get into all the complexities of the CDBG grant and the contracts associated with it, this one going back a number of years. You look at the policies, practices and procedures that deal with loan funds throughout western New York including the Finger Lakes Region, we could all become experts in all those policies, practices and procedures and still have our heads spinning. Mr. Cutler stated that he is confident that what we are doing here by letting Mr. Griffin amend, is within that law with all of its complexities.

Ms. Chilson stated that from what she understands there is also a timing element with this.

**RESOLUTION OF THE YATES COUNTY LEGISLATURE AUTHORIZING USE OF  
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME TO ASSIST  
THE EXPANSION BY CATHOLIC CHARITIES COMMUNITY SERVICES OF ITS  
OPERATIONS IN YATES COUNTY**

WHEREAS, Yates County (the "County") was, from time to time, the recipient of grant assistance from the New York State Housing Trust Fund Corporation represented by the Governor's Office for Small Cities through the Community Development Block Grant (CDBG) Program and received Program Income (as defined by CDBG regulations) in the form of loan repayments and other income; and

WHEREAS, the County entered in an agreement with the Yates County Industrial Development Agency ("IDA") which was approved by the County in September, 2003 (the "Subrecipient Agreement") pursuant to which the County provided the CDBG grant proceeds and Program Income to the IDA for the purpose of administering a revolving loan fund ("RLF"); and

WHEREAS, the IDA has continued to administer the RLF and to make loans to support business development and job creation in Yates County and the funds held in the RLF and the loans receivable contained in the RLF constitute Program Income of the County which is subject to certain rules and regulations promulgated by the United States Department of Housing and Urban Development (hereinafter "HUD") and the New York State Office of Community Renewal (hereinafter "OCR") regarding their use; and

WHEREAS, OCR has notified the County and other recipients of CDBG funds that it is requiring that all Program Income not spent on, or committed to, CDBG-eligible activities by March 31, 2019 be paid to the OCR by April 30, 2019; and

WHEREAS, any proposed use of Program Income prior to March 31, 2019 must be approved by OCR; and

WHEREAS, the IDA has notified the County that, in order to allow for use of the Program Income to further economic development and investment within Yates County, it wishes to have the ability to use, or commit to use, the Program Income prior to April 1, 2019 for

any eligible CDBG activity, subject to OCR approval, and to pay CDBG-eligible expenses including grant administration and program delivery costs; and

WHEREAS, the IDA has also advised the County of its intent to sell all or a portion of the loans in the RLF to the Finger Lakes Horizon Economic Development Corporation, and to use, or commit to use, the proceeds from such sale, which would constitute Program income, prior to April 1, 2019 for any eligible CDBG activity, subject to OCR approval, and to pay CDBG-eligible expenses including grant administration and program delivery costs; and

WHEREAS, the Legislature and the IDA have approved amendments to the Subrecipient Agreement to allow for the use of funds held in the RLF for any eligible-CDBG activity and the IDA has advised the County that it has received a request from Catholic Charities Community Services (“Catholic Charities”) for assistance to fund renovations to proposed new office space to accommodate anticipated employment growth and development of programs geared to serve those in need; and

WHEREAS, the IDA proposes to use Program Income in the form of cash on hand in the RLF plus the proceeds from the sale of loans in the RLF (in an estimated total amount of \$65,619.28) to make a deferred loan to Catholic Charities which would be used to fund the cost of building renovations to allow Catholic Charities to expand their services and employment within Yates County; and

WHEREAS, the County has held a public hearing regarding the proposed use of Program Income to provide assistance to Catholic Charities; and be it

RESOLVED, that this Legislature subject to approval by the OCR, approves the use of CDBG Program Income in the form of cash on hand in the RLF plus the proceeds from the sale of loans in the RLF (in an estimated total amount of \$65,619.28) by the IDA to make a deferred loan to Catholic Charities to be used to pay the cost of renovating new office space, to allow for the expansion by Catholic Charities of its employment and operations within Yates County, which loan shall be made subject to the requirements of the Federal statutes and regulations relative or applicable to the use of CDBG funds, including eligibility requirements, and which use of Program Income shall be consistent with and subject to the provisions of the Subrecipient Agreement, as amended.

VOTE: Roll call: Cutler, Bronson, Chilson, Gleason, Church, Banach, Multer, Percy, Dennis, Button, Willson, Paddock voting “Yes” Morrison voting “No”. Motion carried.

### **RESOLUTION NO. 82-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mr. Gleason.  
DISCUSSION:

Mr. Morrison stated he is opposed to this resolution. There was a letter to the editor in the Chronicle by Edith Mann and Mr. Morrison thought her best comment in the letter was, has a needs assessment been done. These rental units, have been reported in the paper that they will rented for \$1,200 to \$1,500 a month. Mr. Morrison stated he thought it was also reported that 80% of them are targeted for retired people. That brings up a lot of other questions as far as handicap access, slopes, stairs and run off situations. He sent another email on this Friday and that also was not responded to. Mr. Morrison wanted to know what the financial assistance was. So we would know what we were voting on.

Dr. Dennis stated there was a public hearing held on these benefits and there was extensive discussion and the explanation as to what those benefits were and the proposed amount. That information is a matter of public knowledge in the minutes of the public hearing.

Mr. Griffin stated the proposed benefit is a straight lease back agreement. If they do all the 82 units that they have proposed the total will come to \$390,000 in property tax abatements. They will receive approximately \$560,000 in sales tax relief and approximately \$135,000 in mortgage tax relief in return for doing a \$15.5 million dollar project. You are looking at a total community benefit of approximately \$20.5 million dollars and roughly 204 beds to the community.

Mrs. Church stated that as the Town of Milo Supervisor she will need to abstain from the resolution. Mrs. Church stated with regards to the editorial, there is incorrect information. The units will not all be senior housing. There is a section that is proposed for senior housing that is within the Village. To Mrs. Church's knowledge that section has not been approved yet. The rest of the housing was not designated.

Ms. Chilson stated one of the main concerns of the community was housing. When you look at 82 units that is in part meeting the desire for the housing. The other part that was talked about at the other DRI meeting was to be able to bring housing here for people that didn't qualify for low income and still be able to have housing and come to our town and be able to spend the money that is needed to keep our Village and County going. These high end apartments that we are talking about will draw the people into our community.

Mr. Button questioned if the County would have any oversight or monitoring as we give this confirmation. Chairman Paddock explained that this is in essence a letter of support.

Dr. Dennis pointed out that people we appoint will have oversight. That would be members of the IDA Board, who serve at our pleasure.

**AUTHORIZE CHAIRMAN TO EXECUTE A CERTIFICATE OF CONFIRMATION  
REGARDING THE PROPOSED ACTION OF THE YATES COUNTY INDUSTRIAL  
DEVELOPMENT AGENCY IN CONNECTION WITH THE KEUKA SHORES LLC  
PROJECT**

WHEREAS, the Yates County Industrial Development Agency has pursuant to Section 862(2) of the New York State General Municipal Law approved the rendering of certain financial assistance in respect to a project for the benefit of Keuka Shores LLC regarding the development of approximately eleven (11) new buildings, consisting of 74-two (2) and three (3) bedroom townhomes with attached garages located at 1 Route 54 and 5 Route 54 East Lake Road in the Town of Milo, County of Yates, New York (hereinafter collectively referred to as the "Project"); and

WHEREAS, pursuant to Section 862(2)(c) of the New York State General Municipal Law, the chief executive officer of the County of Yates must confirm the Yates County Industrial Development Agency's proposed action with respect to the Project before the Yates County Industrial Development Agency can render such financial assistance to the Project; and

WHEREAS, to this end the Yates County Industrial Development Agency is seeking the execution of a certificate by the Chairman of the Yates County Legislature entitled "Certificate of the Chairman — Approving the Proposed Action by Yates County Industrial Development Agency in Connection with a Certain Commercial Project for the Keuka Shores LLC" (hereinafter referred to as the "Project Confirmation Certificate");

NOW, THEREFORE, BE IT RESOLVED, that the Yates County Industrial Development Agency's proposed action with respect to the Project is hereby confirmed, and as such the Chairman of the Legislature is hereby authorized to execute the aforementioned Project Completion Certificate; and be it further

RESOLVED, that copies of this resolution be given to the County Treasurer and the Yates County Industrial Development Agency.

VOTE: Roll Call: Cutler, Bronson, Chilson, Gleason, Banach, Multer, Percy, Dennis, Willson, Paddock voting "Yes" Morrison, Button voting "No" and Church abstaining. Motion carried.

### **RESOLUTION NO. 83-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mr. Bronson.

#### **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:

Sirene Garcia, 246 East Main Street, Penn Yan, NY 14527 Term: 1/1/19 to 12/31/20

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

VOTE: Unanimous

### **RESOLUTION NO. 84-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mrs. Percy.

#### **AUTHORIZE DIRECTOR OF PUBLIC HEALTH TO FILL POSITION (PRINCIPAL ACCOUNT CLERK TYPIST)**

WHEREAS, a Principal Account Clerk Typist in the Public Health Department has resigned effective February 3<sup>rd</sup>, 2019, but her last day in the office will be February 1<sup>st</sup>, 2019; and

WHEREAS, the Director of Public Health through the vacancy review process has identified the continued need for the position and has requested to fill the Principal Account Clerk Typist position; and

WHEREAS, the estimated annual cost to fill the position is \$49,552 which includes fringe benefits; with an 80% wage only reimbursement rate the total cost to the County will not exceed \$21,240;

NOW THEREFORE, BE IT RESOLVED, that effective February 11<sup>th</sup>, 2019 the Public Health Director is authorized to fill the Principal Account Clerk Typist position; and be it further

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

VOTE: Unanimous

**RESOLUTION NO. 85-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Ms. Chilson.

**AUTHORIZE DIRECTOR OF PUBLIC HEALTH TO FILL POSITION  
(PUBLIC HEALTH NURSE)**

WHEREAS, a Public Health Nurse has resigned effective February 15<sup>th</sup>, 2019; and

WHEREAS, the Director of Public Health through the vacancy review process has identified the continued need for the position and has requested to fill the Public Health Nurse; and

WHEREAS, the estimated annual cost to fill the position is \$72,626 which includes fringe benefits; with an 80% wage only reimbursement rate the total cost to the County will not exceed \$31,131;

NOW THEREFORE, BE IT RESOLVED, that effective February 11<sup>th</sup>, 2019 the Public Health Director is authorized to fill the Public Health Nurse position; and be it further

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

VOTE: Unanimous

**RESOLUTION NO. 86-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mrs. Percy.

**AUTHORIZE DIRECTOR OF EMERGENCY MANAGEMENT TO FILL PART TIME  
POSITION (EMS COORDINATOR)**

WHEREAS, the Emergency Preparedness Coordinator has resigned effective November 30<sup>th</sup>, 2018; and

WHEREAS, the Emergency Preparedness Coordinator position previously known as the Emergency Services Coordinator has historically been a shared position between the Office of Emergency Management and Public Health; and

WHEREAS, the OEM Director and Public Health Director have decided that sharing the position is not efficient for either department and collectively both Department Heads have recommended that the position no longer be shared; and

WHEREAS, the Director of Public Health through the vacancy review process was authorized to fill a Part Time Public Health Program Coordinator position that will replace the full time Emergency Services Coordinator position; and

WHEREAS, the Director of Emergency Management through the vacancy review process has identified the continued need for the position and has requested to fill a Part Time EMS Coordinator position that will replace the full time Emergency Services Coordinator position; and

WHEREAS, the estimated annual cost to fill the position on a part time basis will not exceed \$21,668 which includes fringe benefits;

NOW THEREFORE, BE IT RESOLVED, that effective February 11<sup>th</sup>, 2019 the Director of Emergency Management is authorized to fill a Part Time EMS Coordinator position; and be it further

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

VOTE: Unanimous

**RESOLUTION NO. 87-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mr. Banach.

**AMEND RESOLUTION 41-19  
ADOPT 2019 NON-UNION SALARY SCHEDULE**

WHEREAS, the Director of Real Property's salary was not accurately depicted in Resolution 41-19 that was adopted January 14<sup>th</sup>, 2019; and

WHEREAS, the Director Real Property's salary is now correctly stated in the table below;

NOW THEREFORE BE IT RESOLVED, the Yates County Legislature hereby adopts the following Non-union hourly salary schedule effective February 11, 2019; and be it further

RESOLVED, that copies of this resolution be given to all non-union employees affected by this resolution.

<b><u>Elected Officials</u></b>	<b><u>Annual</u></b>
County Clerk	\$67,555
County Treasurer	\$76,064
District Attorney	\$197,600
Legislators (14 at \$8,183 each)	\$114,562
Legislature Chairman	\$8,183
Sheriff	\$99,288

<b><u>Full-Time/Part-Time</u></b>	<b><u>Annual</u></b>
Acting County Administrator	\$26,100
Assistant District Attorney (MT)	\$39,023
Assistant District Attorney (AS)	\$82,000
Assistant Public Defender (DM)	\$43,764
Assistant Public Defender (GB)	\$35,896
Budget Officer	\$13,069
Building Maintenance Supervisor	\$60,899
Chief Corrections Officer	\$65,867
Clerk, County Legislature	\$56,627
Commissioner of Social Services	\$69,600
Confidential Assistant to Sheriff	\$44,080
Conflict Defender	\$49,189
County Administrator	\$100,000
County Attorney	\$97,097
Deputy County Clerk	\$39,651
Deputy County Treasurer	\$48,224
Deputy County Treasurer – Add-On	\$6,000

Deputy Director of Public Health	\$67,615
Deputy Director of Public Health –	\$2,500
Deputy Highway Superintendent	\$65,961
Director of Children and Family Services	\$61,481
Director of Community Services	\$76,515
Director of Emergency Management	\$68,440
Director of Income Maintenance & Child	\$61,481
Director of Public Health	\$74,135
Director of Public Health – Schuyler Add-	\$20,000
Director of Real Property Tax Services	\$63,500
Director of Veteran Services Agency	\$50,172
Election Commissioner (D)	\$43,541
Election Commissioner (R)	\$43,541
Highway Superintendent	\$85,050
Information Technology Director	\$76,909
Personnel Assistant	\$39,351
Personnel Officer	\$69,657
Planner	\$59,690
Probation Director	\$65,870
Public Defender	\$73,288
Secretary to District Attorney	\$37,837
Secretary to Sheriff	\$37,790
Secretary to Public Defender	\$37,837
Social Services Attorney	\$69,722
Undersheriff	\$77,943

VOTE: Unanimous

### **RESOLUTION NO. 88-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mr. Bronson.

**DISCUSSION:**

Mr. Button stated even though we are doing this policy we must always remember to appreciate our volunteers.

Dr. Dennis recognized the efforts of Kerry Brennan, Personnel Officer for getting this put together.

### **ADOPT VOLUNTEER/INTERN BACKGROUND CHECK POLICY AND PROCEDURE**

WHEREAS, the Personnel Officer has recommended for adoption and implementation the attached Volunteer/Intern Background Check Policy and Procedure;

NOW, THEREFORE BE IT RESOLVED, that the Volunteer/Intern Background Check Policy and Procedure is hereby adopted and shall be added to the Yates County Administrative Guide and Procedures Manual; and be it further

RESOLVED, that a copy of this resolution be forwarded to the Acting County Administrator and all Department Heads.

VOTE: Unanimous

### **RESOLUTION NO. 89-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mrs. Percy.

**REOPENING SECTION 552 OF THE RETIREMENT AND SOCIAL SECURITY LAW  
FOR MEGAN MOREHOUSE AS SET FORTH IN CHAPTER 495, LAWS OF 2018.**

WHEREAS, Resolution 175-18 requested Home Rule Legislation authorizing the County of Yates to offer an optional twenty year retirement plan to Deputy Sheriff, Megan Morehouse; and

WHEREAS, the NYS Retirement System requires that the Yates County Legislature adopt a resolution which indicates Yates County will assume the additional cost required to offer Ms. Morehouse the twenty year retirement plan,

NOW THEREFORE BE IT RESOLVED, that the Yates County Legislature, does hereby assume the additional cost required to provide the reopening of Section 552 of the Retirement and Social Security Law, pursuant to Chapter 495 of the Laws of 2018; and be it further

RESOLVED, that copies of this resolution be provided to NYS Retirement, Ms. Morehouse, the Treasurer and the Personnel Officer.

VOTE: Unanimous

**RESOLUTION NO. 90-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mr. Gleason.  
DISCUSSION:

Dr. Dennis recognized Information Technology Director, Tim Groth, this is something that we have been working on for a long time. This is an extensive policy and we know it will be a working document, at least we have a working document to go by.

Mr. Cutler echoed Dr. Dennis's comments and stated that this is long overdue. It was a lot of hard work.

**ADOPT INFORMATION SECURITY POLICY**

WHEREAS, the Information Technology Director has recommended for adoption and implementation the attached Information Security Policy;

NOW, THEREFORE BE IT RESOLVED, that the Information Security Policy is hereby adopted and shall be added to the Yates County Employee Handbook and Administrative Guide and all pre-existing policies and resolutions be abolished; and be it further

RESOLVED, that a copy of this resolution be forwarded to all Yates County personnel.  
VOTE: Unanimous

**RESOLUTION NO. 91-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mr. Bronson.  
DISCUSSION:

Dr. Dennis stated this is an example of the quality of people we have working for us at the highest management levels. Dr. Dennis stated that he is proud to offer this resolution and proud to have her working for us.

**REAPPOINT PUBLIC HEALTH DIRECTOR  
(Minor)**

WHEREAS, pursuant to New York State Public Health Law Section 351, the term for Public Health Director is six (6) years; and

WHEREAS, Deborah A. Minor has shown herself to be exemplary in her role as Director over the past six (6) years;

NOW, THEREFORE, BE IT RESOLVED, that Deborah A. Minor is reappointed to the position of Public Health Director, effective February 1, 2019; and be it further

RESOLVED, that the term of her appointment shall be six (6) years and, therefore, shall terminate on January 31, 2025; and be it further

RESOLVED, that her compensation shall be as reflected in the Non-Union Salary Schedule; and be it further

RESOLVED, that copies of this resolution be given to Ms. Minor, the Acting County Administrator and any other parties deemed appropriate.

VOTE: Unanimous

#### **RESOLUTION NO. 92-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mr. Gleason.

#### **AUTHORIZE CHAIRMAN TO SIGN LETTER OF SUPPORT**

WHEREAS, Cornell Cooperative Extension is applying for a grant through the New York State Department of Environmental Conservation under the New York Aquatic Invasive Species Spread Prevention Program; and

WHEREAS, Cornell would like a letter of support from the County;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to prepare and sign a letter of support; and be it further

RESOLVED, that a copy of this resolution be given to Arlene Wilson, Director of Cornell Cooperative Extension.

VOTE: Unanimous

#### **RESOLUTION NO. 93-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mrs. Church.

#### **DISCUSSION:**

Mr. Button stated, down the road in the future, as I have been here three years now, I would like to hear some discussion on how we can help the Sheriff with retention problems that he has. We need to be able to help him going forward as these deputies are very important, and we need them to know that we are making a commitment for them to be part of our community for a long time. So when they leave after a short period, we need to help the sheriff, if there is something that this legislature can do to help we need to do it.

#### **CREATE DEPUTY SHERIFF POSITION (TRAINING ACADEMY)**

WHEREAS, with the anticipated retirement at the end of year of a deputy sheriff the Sheriff desires to enroll a new deputy into the April 1<sup>st</sup> training academy for the basic police course mandate having a graduation of November 1<sup>st</sup> to then commence field training;

NOW, THEREFORE BE IT RESOLVED, that a deputy sheriff position with full benefits is created for the sole purpose of enrollment into the training academy and upon the retirement of the deputy in December 2019 or January 2020 that this position will fulfill that vacancy and that the Sheriff will not file a vacancy review; and be it further

RESOLVED, that copies of this resolution be provided the Sheriff, Personnel Director and the Treasurer.

VOTE: Roll Call: Cutler, Bronson, Chilson, Gleason, Church, Banach, Multer, Percy, Dennis, Button, Willson, Paddock voting "Yes" Morrison voting "No". Motion carried.

### **RESOLUTION NO. 94-19**

Dr. Dennis offered the following resolution and moved its adoption, seconded by Mr. Bronson.

#### **AUTHORIZE COMMISSIONER OF DSS TO FILL POSITION (SOCIAL SERVICES ATTORNEY)**

WHEREAS, the Social Services Attorney Vacancy will be created effective March 1, 2019 as a result of a resignation; and

WHEREAS, the DSS Commissioner through the vacancy review process has identified the continued need for the Social Services Attorney position and is requesting that the position be filled; and

WHEREAS, the estimated annual cost to fill the position is \$97,624 which includes fringe benefits; with the 80% reimbursement rate the total cost to the county will be \$19,524; and

NOW, THEREFORE, BE IT RESOLVED, that effective March 1, 2019 the Commissioner of Social Services is hereby approved to fill the Social Services Attorney position; and be it further

RESOLVED, that copies of this resolution be given to the Commissioner of Social Services, Personnel Officer, Acting County Administrator, and Treasurer.

VOTE: Unanimous

Mr. Button stated, as I made those comments and we voted on the last resolution before this one about hiring a deputy and I talked of retention. As I spoke to that, I didn't want to come to next November, December as a change of a possible retiring deputy, and now we are overstaffed, so that is where I was going in that we need to help the Sheriff with retention problems.

Chairman Paddock stated, that was the primary reason the Sheriff was putting in this position at this time is there is an anticipated retirement at the end of this year, beginning of next.

Mr. Button, I am looking at the possible retiree who doesn't retire.

Chairman Paddock, then it ought to reduce our overtime.

Mrs. Church stated in response with Mr. Buttons willingness to help the Sheriff down the road in retention. If you recall, one of the barriers of retention and why we are losing some of them is our compensation. So maybe in the future you would be willing to consider and increase for those positions.

Mr. Button responded, I am in support of that. That is why I voted yes. But, I also see in the last 3 years we have had this discussion over and over again and I want to help him. As I remember from other people that I have talked to in this building, we need some help as we go forward in the future.

Mrs. Church moved to enter executive session to discuss the collective bargaining negotiations with Council 82 Law Enforcement with the Undersheriff, Acting County Administrator,

Legislators, and Personnel Officer present and also the employment history of a particular corporation with Legislators and the Acting County Administrator present, seconded by Mr. Bronson.

VOTE: Unanimous

Meeting adjourned at 3:44 p.m.