

## **REGULAR SESSION-MONDAY, FEBRUARY 14, 2022**

The Yates County Legislature convened in regular session Monday, February 14, 2022 at 1:00 p.m. with Chairwoman Church presiding.

Chairwoman Church made the following comments:

On September 7 of last year the legislature made it a requirement that masks be worn in Yates County buildings by visitors and employees. In a statement last week, Governor Hochul, given the rapid decline of cases and hospitalizations, lifted the statewide mask or vaccine requirement for indoor businesses starting February 10th. Allowing Counties, Cities and Businesses to choose to require masks. Masks are still required in specific settings like health care facilities, nursing homes, and schools.

I make the motion that as of today, wearing masks in Yates County buildings be “optional” for visitors and employees. The sign will be changed at the entrance and we will be leaving the sanitary station with masks available inside the building entry. Masks will still be required for those attending a vaccination clinic held by Public Health in the building.

Chairwoman Church moved to make the wearing of masks in Yates County Buildings optional for visitors and employees, seconded by Mr. Button.

### **DISCUSSION:**

Dr. Cutler stated that they had set criteria in terms of transmission rates. New York State, as a State, has dropped below that 5% threshold they set back in September. The County is still at a level of high transmission.

Sara Christensen, Public Health Director, stated that the current positivity rate is 6.78% and it continues to decrease each day. In September, the decision was made to base the mask requirements on the CDC indicators. Since then, some other things have come in place. These include vaccinations of people 5 years old and up, the introduction of boosters, and the availability of home test kits, etc. Sara suggests that the Legislators take these things into consideration and not just the CDC positivity rate. Sara stated that the mask mandate can be lifted for employees and those entering the County Buildings, but note that the while attending the Vaccination Clinic’s that are held in the County Auditorium masks must be worn. She made it clear that just because the mask mandate has been lifted, COVID has not gone away and they still have spread.

Mr. Killen stated that the studies of wearing the cloth masks and the disposable masks show that they are not very effective against the spread of the virus. The Omicron variant is much less lethal. They have had ample opportunity for people to get vaccinations. Mr. Killen thinks that the employees would feel more comfortable without wearing masks for the entire day. If some people feel that they still want to wear them, then they are more than welcome to. He encourages allowing people the option.

Ms. Chilson stated that she is very thankful that they are going back to the days where they had personal options and the freedom to choose. That is what America is about.

Chairwoman Church stated that making it an option is how most feel this should go. People should be able to make their own risk assessment and choose whether they want to wear them or not. The virus is still out there, still can spread, they still have to be doing the tests, and using caution.

Mr. Killen stated that if someone asks them to put a mask on then most people will do so.  
VOTE: Unanimous

Ms. Chilson read the Distinguished Youth Award Recipient Resolution:

**RECOGNIZE YATES COUNTY DISTINGUISHED YOUTH AWARD RECIPIENT**

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

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

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

Alicia Avellaneda, Youth Bureau Director, presented Mason Harris with the 2021 Distinguished Youth Award.

Minutes of the January 10<sup>th</sup> meeting were approved as presented, with Mr. Button opposing.

Chairwoman Church asked for a report of the auditing committees. The audit was approved as presented.

	December 2021	January 2022
Airport Fund	\$ 9,901.11	\$ 1,500.00
Finance	\$ 765,105.02	\$ 72,392.52
Flint Creek	\$ 0	\$ 0
Government Operations	\$ 31,522.00	\$ 129,774.42
Human Services	\$ 478,908.47	\$ 206,796.41
Prior to Audit	\$ 0	\$ 79,908.42
Public Safety	\$ 108,737.00	\$ 66,634.50
Public Works	\$ 195,829.11	\$ 81,716.05
Total	\$ 890,002.71	\$ 638,722.32

Grand Total: \$1,528,725.03

**COMMITTEE REPORTS**

Mr. Button reported that the Farmland Protection Board has met twice now. They have divided up some of the responsibilities to reach out to other counties. Mr. Cutler is also on the Board and they are moving forward.

Mr. Willson reported that he attended the County Planning Board meeting and he listened in on the SWIO meeting.

Mr. Bronson reported that ProAction underwent their triannual review and that they met 100% of the National Standards. Headstart is going to be looking to use an electronic application process this spring for enrollment. S2AY Rural Health Network is in the

process of rebranding itself. A new name will be coming soon.

Mr. Paddock reported that the Public Safety Communication Committee continues to meet with their consultant every two weeks. They are getting closer to determining vendors for the Land Mobile Radio and the Microwave Systems, but there are a number of items and questions that need to be resolved.

Mr. Morris reported that he attended the SWIO meeting this last month. One of the biggest/important things that they have going on right now is the 9 Element Plan. They are close to closing the 9 Element Plan project up and the first draft of the plan is going to be available in March. The next public outreach meeting is going to be held on April 24, here in the County Building and via Zoom. This will be to review the 9 Element Plan for Keuka and Seneca Lakes.

Ms. Chilson reported that she attended a Village of Penn Yan meeting regarding a business by McDonald's called Fat Daddy's Smoke and Gift Shop where they sell Marijuana. It is a cash deal and New York State has contacted them and told them to stop. There is nothing in place to give the Chief the authority to enforce the State's request. Being a cash deal, they are likely not accruing sales tax. The Village decided that this should be referred to the State and the County to pursue. The neighbors are extremely concerned and they have taken pictures of children coming out of the business.

Mr. Banach reported that he received an email from the DEC stating that they have free tree saplings available to anyone who lives on a tributary. If anyone is interested, they should go on the DEC website.

#### PUBLIC COMMENT

Jack Prendergast spoke about a video, which he will forward to the Clerk, regarding children wearing masks in school. He briefly summarized the video. There has been evidence that the masks do not work. Children have a natural "immunity" to the virus and the statistics on them getting COVID is extremely rare. Conditioning the kids is the way they plan to bring forward Communism and Socialism in the future.

Joy Shank stated that she does not think the County should ever take money from the State when it requires that the County follow these types of stipulations. The State cannot be trusted. The kids should not be masked when they are the population least effected by the virus. The kids are paying the highest price with the masks and testing requirements. The shot does not stop you from getting the virus or spreading it. It is not the Governments right to decide that a child has to get a vaccine, it is the parent's decision.

Jack Prendergast spoke in the terms of the Town of Benton in regards to Reapportionment/Redistricting. Jack suggested that they consider adding one Legislator to District II: Benton, Potter, and Torrey. One man, one vote seems like a logical thing. Explaining it to the Public is going to be tough. If they have 3 choices, they will have at least 1/3 of the residents that will be upset.

**RESOLUTION NO. 36-22**

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

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

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

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

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

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

VOTE: Unanimous

**RESOLUTION NO. 37-22**

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

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

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

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

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

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

VOTE: Unanimous

**RESOLUTION NO. 38-22**

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

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

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

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

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

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

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

**Local Law Filing**

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

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

**County**

**~~City~~ of Yates**

**~~Town~~**

**~~Village~~**

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

**Be it enacted by the Legislature of the**

**County**

**City of Yates as follows:**

~~Town~~

~~Village~~

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

**Section 1. DECLARATION OF INTENT**

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

**Section 2. REDEMPTION FEE**

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

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

**Section 3. EFFECTIVE DATE**

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

VOTE: Unanimous

**RESOLUTION NO. 39-22**

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

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

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

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

VOTE: Unanimous

**RESOLUTION NO. 40-22**

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

**APPOINT MEMBERS TO THE YATES COUNTY FIRE ADVISORY BOARD**

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

Bellona	Fire Chief	Steve Zimmerman
Benton	Fire Chief	Eugene Martin
Branchport/KP	Fire Chief	George Slocum

Dresden	Fire Chief	Howard Leach
Dundee	Fire Chief	Alec Miller
Himrod	Fire Chief	Leon Ray Hoover
Middlesex	Fire Chief	Brian Oppelt
Penn Yan	Fire Chief	Mike Pedersen
Potter	Fire Chief	Rich Dimon
Rushville	Fire Chief	Paul Moberg
Yates County	Fire Coordinator	Brian Winslow
Yates County	EMS Coordinator	Ryan Bailey
Yates County	Deputy Fire Coord.	Doug Miller
Yates County	Legislature	Rick Willson
Yates County	President	Charlie Leach

And be it further

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

VOTE: Unanimous

### **RESOLUTION NO. 41-22**

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

#### **APPOINT MEMBERS TO THE YATES COUNTY EMS ADVISORY BOARD**

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

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

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

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

And be it further

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

**RESOLUTION NO. 42-22**

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

DISCUSSION:

Mr. Willson pointed out that this resolution is for Craig Prior's service over the years.

**AWARD OF DEDICATED SERVICE  
(Craig Prior)**

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

And be it further

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

VOTE: Unanimous

**RESOLUTION NO. 43-22**

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

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

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

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

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

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

Expenditure	
A3645.51070 (Personnel)	\$14,254.00

and be it further

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



VOTE: Unanimous

**RESOLUTION NO. 44-22**

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

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

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

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

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

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

VOTE: Unanimous

**RESOLUTION NO. 45-22**

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

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

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

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

And;

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

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

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

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

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

VOTE: Unanimous

### **RESOLUTION NO. 46-22**

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

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

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

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

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

Location	Spectrum/Charter		Empire	
	Installation (1x)	Monthly Charge	Installation (1x)	Monthly Charge
Angus (Johnson Road)	\$21,560.45	\$375.00	\$30,976.00	\$200.00
Dundee (Bill Bailey Road)	\$110,449.72	\$375.00	\$46,756.00	\$200.00
Italy Hill (Emerson Road)	\$58,882.37	\$375.00	\$9,955.00	\$200.00
Totals for all 3 sites	\$190,892.54	\$1,125.00	\$87,687.00	\$600.00

Monthly total for 36 months		\$40,500.00		\$21,600.00
Total for 2 sites (Dundee and Italy Hill)	\$169,332.09	\$750.00	\$56,711.00	\$400.00
Monthly total for 36 months		\$27,000.00		\$14,400.00
Total 36 month cost for 3 sites	\$231,392.54		\$109,287.00	
Total 36 month cost for 2 sites	\$196,332.09		\$71,111.00	

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

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

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

VOTE: Unanimous

### **RESOLUTION NO. 47-22**

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

**DISCUSSION:**

Mr. Button wanted to know if they need to have this Committee and the other people involved in this sign a Non-Disclosure Agreement (NDA) as this is the same terminology used for Broadband.

Mr. Paddock stated that they could ask the County Attorney's opinion.

Mr. Button stated that they should then do the same thing for the Broadband Committee. Make sure they hold all committees going forward to the same standards.

Mr. Paddock stated that the difference is that all of the people on the Ad Hoc Public Safety Communications Committee are employees of the County. Those on the Broadband Committee are either volunteers or appointed, not all are County employees.

Ms. Flynn stated that she spoke with the County Attorney this morning and he said County Employees do not have to sign an NDA. He will report on this next month at the Committee meeting.

Mr. Button stated that if they don't hold everyone to the same standards they might have a hard time getting participation from the public going forward.

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

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

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

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

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

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

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

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

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

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

VOTE: Unanimous

### **RESOLUTION NO. 48-22**

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

#### **DISCUSSION:**

Mr. Button stated that he thinks about what the Public just said about the electronics and voting. He is sitting there thinking about how they will spend this \$6,000 which they may not even need to spend. He asked if the County is able to roll over this funding.

Ms. Flynn replied that she doesn’t know all the terms of the Grant Agreement, but most grants they are able to roll over.

Mr. Button stated that just spending the money for the sake of spending the money he is not for. He would like to see it for a specific use that needs to be done.

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

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

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

NOW, THEREFORE, BE IT RESOLVED, that the contract extension extending the time to use the appropriations to December 31, 2023 is hereby approved, and as such, the execution of any such extension agreement by the Legislative Chair is hereby authorized and ratified; and be it further

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

VOTE: Roll Call –Paddock, Banach, Holgate, Jayne, Percy, Harper, Willson, Church, Killen, Cutler, Bronson, Chilson, Morris voting “Yes”; Button voting “No”. Motion carried.

**RESOLUTION NO. 49-22**

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

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

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

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

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

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

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

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

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

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

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

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

VOTE: Unanimous

### **RESOLUTION NO. 50-22**

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

DISCUSSION:

Mr. Willson stated that given the fact that they have had some issues with the office being open and given the fact that they are contributing around \$1,000 for a closed office, he proposes deducting \$2,000 from the amount the County Budgeted.

Mr. Willson moved to amend resolution 50-22 to deduct \$2,000 from the \$242,647.70, seconded by Mr. Button.

DISCUSSION:

Mr. Killen stated that he understands that it is important that they get what they pay for, but he doesn't know if this is the best way to send a message about the requirement to have the office and staff available. He is not inclined to deduct funds from them for that purpose. He

thinks that what is expected of them needs to be made clear, but it is a little harsh to deduct funds.

Mrs. Percy asked if they had heard any feedback from CCE about trying to be open for lunch hour.

Ms. Chilson stated that she will be talking to a couple of board members to discuss these issues in an upcoming meeting.

Mr. Banach stated that this discussion should be had during the Budget Workshop. They have already agreed to finance them.

VOTE: Roll Call –Button, Willson voting “Yes”; Banach, Holgate, Jayne, Percy, Harper, Church, Killen, Cutler, Bronson, Chilson, Morris, Paddock voting “No”. Motion failed.

### **AUTHORIZE CHAIRWOMAN TO SIGN MEMORANDUM OF UNDERSTANDING WITH CORNELL COOPERATIVE EXTENSION**

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

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

RESOLVED, that copies of this resolution be given to Cornell Cooperative Extension  
VOTE: Roll Call –Holgate, Jayne, Percy, Harper, Church, Killen, Cutler, Bronson, Chilson, Morris, Paddock, Banach voting “Yes”; Button, Willson voting “No”. Motion carried.

### **RESOLUTION NO. 51-22**

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

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

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

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

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

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

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

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

VOTE: Unanimous

### **RESOLUTION NO. 52-22**

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

DISCUSSION:

Mr. Button stated that in the future he hopes when they are asking for support from other counties that Monroe County supports them.

### **RATIFY LETTER OF SUPPORT**

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

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

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

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

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

VOTE: Unanimous

### **RESOLUTION NO. 53-22**

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

### **CHANGE DATE OF MARCH LEGISLATIVE MEETING**

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

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

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

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



VOTE: Unanimous

### **RESOLUTION NO. 54-22**

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

#### **CHANGE DATE OF OCTOBER LEGISLATIVE MEETING**

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

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

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

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

VOTE: Unanimous

### **RESOLUTION NO. 55-22**

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

#### **DISCUSSION:**

Mr. Banach stated that during the Super Bowl there was an awful lot of advertisement on gambling. Typically, when they do an advertisement on gambling they put a disclaimer on it that if you have a problem call this number. It is something everyone needs to be aware of, it is too easy to pick up your phone and bet \$5 and then all of a sudden it's \$100.

#### **PROBLEM GAMBLING AWARENESS MONTH 2022**

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

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

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

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

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

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

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

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

**Problem Gambling Awareness Month in Yates County**

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

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

VOTE: Unanimous

**RESOLUTION NO. 56-22**

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

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

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

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

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

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

VOTE: Unanimous

**RESOLUTION NO. 57-22**

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

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

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

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

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

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

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

### **RESOLUTION NO. 58-22**

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

#### **DISCUSSION:**

Mr. Banach stated that he had already talked to Mike and they have a meeting this Thursday that he will attend.

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

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

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

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

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

And be it further

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

VOTE: Unanimous

## **RESOLUTION NO. 59-22**

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

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

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

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

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

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

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

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

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

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

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

VOTE: Unanimous

## **RESOLUTION NO. 60-22**

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

### **AMENDMENT TO RESOLUTION 410-21**

**(Reintegration Mental Health Counseling P.C.)**

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

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

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

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

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

VOTE: Unanimous

**RESOLUTION NO. 61-22**

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

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

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

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

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

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

(6) Foster hope; and

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

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

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

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

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

VOTE: Unanimous

#### **RESOLUTION NO. 62-22**

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

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

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

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

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

VOTE: Unanimous

#### **RESOLUTION NO. 63-22**

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

#### **AUTHORIZE CONTRACT WITH SAFE HARBORS**

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

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

And be it further

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

VOTE: Unanimous

### **RESOLUTION NO. 64-22**

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

#### **AUTHORIZE CONTRACT WITH PATHWAYS**

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

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

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

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

And, be it further;

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

VOTE: Unanimous

### **RESOLUTION NO. 65-22**

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

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

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

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

Town of Torrey (Lifeguard Services) \$1,026.00

NOW, THEREFORE, BE IT RESOLVED, the Chairwoman of the Yates County Legislature is hereby authorized to sign said memorandums of understanding for the allocation for these funds; and be it further

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

VOTE: Unanimous

### **RESOLUTION NO. 66-22**

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

#### **RECOGNIZE YATES COUNTY DISTINGUISHED YOUTH AWARD RECIPIENT**

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

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

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

VOTE: Unanimous

### **RESOLUTION NO. 67-22**

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, to authorize the Yates County Highway Superintendent to sign as the RLO for the Multi Modal Project, Project ID #D025934, and



authorize the Legislature Chairwoman to sign the agreement for \$50,000 of reimbursement funding to be applied for upon completion of the project; and be it further

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

VOTE: Unanimous

### **RESOLUTION NO. 68-22**

Mr. Banach offered resolutions 68-22 through 72-22 and moved their adoption, seconded by Dr. Cutler.

#### **AWARD BID FOR GASOLINE AND DIESEL FUEL**

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

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

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

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

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

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

### **RESOLUTION NO. 69-22**

#### **AWARD BID FOR ABRASIVE SAND**

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

<b>BIDDERS:</b>	<b>Hanson Aggregates New York LLC</b>	<b>Dolomite Products Co. Inc</b>	<b>Syracuse Sand &amp; Gravel LLC</b>	<b>Spallina Materials Inc</b>
<b>FOB @ Vendor Yard</b>	\$10.00	\$6.50	\$15.00	\$7.75
Pit Location	Phelps	Palmyra	Phelps	Cohocton
Pit Location (if more than one)				
<b>Delivered to:</b>				
Yates Co. Hwy - Benton	\$16.00	\$13.25	\$25.00	\$15.15
Barrington Hwy - Bath Rd	\$18.00	\$15.75	\$25.00	\$15.15
Italy Hwy - Italy Valley Rd	\$20.00	\$15.00	\$25.00	\$14.75
Middlesex Hwy - Mill St.	\$18.00	\$13.75	\$25.00	\$14.35
Potter Hwy - Phelps Rd	\$16.00	\$13.25	\$25.00	\$14.50
Starkey Hwy - Dundee Starkey Rd	\$18.00	\$16.75	\$25.00	\$15.80
Torrey Hwy - Route 14	\$17.00	\$13.25	\$25.00	\$16.15

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

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

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

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

### **RESOLUTION NO. 70-22**

### **AWARD BID FOR COLD MIX PATCH**

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

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

Northern Asphalt LLC	\$120.00 / ton	\$120.00 / ton	NB	\$130.00 / ton	NB	Fulton
Suit Kote Corporation	NB	\$104.09 / ton	\$3.926 / gallon	NB	NB	Watkins Glen

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

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

**RESOLUTION NO. 71-22**

**AWARD BID FOR GRAVEL**

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

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

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

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

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

**RESOLUTION NO. 72-22**

**AWARD BID FOR CRUSHED STONE**

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

VOTE: Unanimous, Mr. Button abstained.

### **RESOLUTION NO. 73-22**

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

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

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

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

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

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

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

VOTE: Unanimous

### **RESOLUTION NO. 74-22**

Mr. Holgate offered the following resolution and moved its adoption, seconded by Mr. Morris.

DISCUSSION:

Mr. Button thanked Mr. Holgate for his service on this board.

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

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

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

And be it further

RESOLVED, that a copy of this resolution be forwarded to Steven Griffin, Executive Director of the FLEDCC, the Department of State, and the County Clerk.  
 VOTE: Unanimous, Dr. Cutler abstained.

**RESOLUTION NO. 75-22**

Mr. Holgate offered the following resolution and moved its adoption, seconded by Mr. Harper.

**2021 BUDGET TRANSFERS  
 (EOY)**

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

From:	To:	Amount:
A1990.54905 Contingent	A8020.54069 PL- Reconnect 1 Shared	\$ 57,802.10
A1990.54905 Contingent	A8020.54011 PL-Consultants	\$ 30,176.40
A1410.58303 CC- Med Ins. CSEA	A1410.54515 CC- Postage	\$ 700.00
A1680.52125 IT- Laptops	A1680.54571 IT- Computer Software	\$ 1,980.00
A6102.54312 SS- MMIS	A6140.54314 SS- Safety Net	\$ 50,000.00
A6102.54312 SS –MMIS	A6070.54302 SS- Counseling Contract	\$ 10,000.00
A1625.54011 B&G -Consultants	A1623.54435 B&G - Generator Maint.	\$ 10,785.00
A1625.54011 B&G Consultants	A1623.54418 B&G - Elevator Maint.	\$ 7,800.00
A1621.54684 B&G- Water	A1623.54418 B&G - Elevator Maint.	\$ 5,600.00
A1621.54677 B&G - Electric	A1625.54419 B&G - Yard Equip. Maint.	\$ 1,167.00
A4010.54116 PH- TB Care	A4042.54855 PH- Rabies	\$ 1,400.00
A4010.54113 PH- STD Treat.	A4042.54855 PH- Rabies	\$ 2,500.00
A4010.54152 PH-Conference	A4042.54855 PH- Rabies	\$ 500.00
A4010.54469 PH- Nursing Supp.	A4042.54855 PH- Rabies	\$ 1,000.00
A4010.54120 PH-Corp. Comp.	A4042.54855 PH- Rabies	\$ 1,000.00
A4010.54911 PH- Insurance	A4042.54855 PH- Rabies	\$ 250.00
A4010.54654 PH- Compliance	A4042.54855 PH- Rabies	\$ 1,400.00
A3021.51701 E911- Sr. Dispatch	A3021.54770 E911- E911 Expense	\$ 9,100.00
A3021.58100 E911- FICA/Medicare	A3021.54771 E911-W911	\$ 30,000.00
A1430.54011 PER-Consultants	A1430.51615 PER- Exam Monitor	\$ 150.00
A1680.54571 IT- Comp Software	A3645.52946 OEM- SHSP2020	\$ 1,980.00
A3021.58100 E911- FICA/Medicare	A3020.54230 COMM-Maint Agree- Micro	\$ 4,972.99
A3021.58100 E911- FICA/Medicare	A3020.54231 COMM-Maint. Agree- Radio	\$ 3,678.11
A3021.58100 E911- FICA/Medicare	A3020.54735 COMM- Tower Site Maint.	\$ 2,499.38
A3021.51702 E911-Sr. Dispatcher	A3021.52504 E911-W911	\$ 4,299.86
A3021.51702 E911-Sr. Dispatcher	A3021.54770 E911- Expenses	\$ 1,358.65
A3021.51702 E911-Sr. Dispatcher	A3021.54771 E911- W911	\$ 1,186.01
A3110.52422 SH-Camera	A3110.54653 SH- Gasoline	\$ 9,167.20
A1450.51596 ELEC- Elec. Worker	A1450.54461 ELEC-Election Supplies	\$ 11,366.00
CD6292.11E WD- KKP Wage	CD6292.41E WD-KKP Youth Operate. Exp	\$ 2.36

CD6292.81E WD- KKP Fringe	CD6292.41E WD-KKP Youth Operate. Exp	\$ 86.90
A1990.54905 Contingent	A1325.51123 TR-Deputy Treasurer PT	\$ 4,141.29
A1990.54905 Contingent	A1325.58305 TR-Medical Ins. Non Union	\$ 605.00
A6142.54319 SS – EAA	A6141.54308 SS- HEAP	\$ 7,000.00
A1430.54011 PER- Consultants	A1430.51615 PER- Exam Monitor	\$ 130.11
A1430.54011 PER- Consultants	A1430.51961 PER- 35-40 Hours	\$ 83.70
A3110.54727 SH- Lab	A1185.54006 COR-Autopsies	\$ 576.00
A1185.58100 COR-FICA/Medi	A1185.51983 COR-Coroner	\$ 0.03
A3021.51958 E911- Ins B/O	A1185.51983 COR-Coroner	\$ 397.00
A3021.51958 E911- Ins B/O	A3020.51949 COM-Comp. Time B/O	\$ 195.80
A3021.51958 E911- Ins B/O	A3020.51961 COM-35-40 Hours	\$ 221.38
A3021.51958 E911- Ins B/O	A3020.58100 COM- FICA/Medi	\$ 54.08
A3190.58304 CTSEC- Medical Ins.	A3190.51981 CTSEC- CO/CT Sec. PT	\$ 4,320.67
A3190.52415 CTSEC-Weapons	A3190.51981 CTSEC- CO/CT Sec. PT	\$ 160.00
A3190.52514 CTSEC-Train. Rm Eq	A3190. 51981 CTSEC- CO/CT Sec. PT	\$ 400.00
A3190.52515 CTSEC-Sec. Rm Eq	A3190. 51981 CTSEC- CO/CT Sec. PT	\$ 1,500.00
A3190.54156 CTSEC-Training	A3190. 51981 CTSEC- CO/CT Sec. PT	\$ 475.75
A3190.54470 CTSEC Supplies;Off.	A3190. 51981 CTSEC- CO/CT Sec. PT	\$ 246.34
A3190.54730 CTSEC- Protect. Cloth	A3190.51951 CTSEC- Holiday OT CO	\$ 1,006.56
A1623.58100 B&G- FICA/Med	A1623.51510 B&G- Clothing Allow.	\$ 50.00
CD6292.8G WD-DSS Work. Fringe	CD6292.4G WD-DSS Work Operate Exp.	\$ 19.05
A6102.54312 SS- MMIS	A6109.54305 FA- Family Assistance	\$ 17,897.12
A6102.54312 SS- MMIS	A6119.54307 CC- Foster/Child Care	\$ 14,906.68
A6102.54312 SS- MMIS	A6140.54314 SN- Safety Net	\$ 16,762.20
A1990.54905 Contingent	A2960.54154 EDPH- Edu. Handicap Child	\$ 186,788.87
A3020.51953 COM-Call Back CO	A3020.51961 COM-34-40 Hours	\$ 73.74
A3020.58304 COM-Medical Ins CO	A3020.58100 COM- FICA/Medicare	\$ .60
A3021.51706 E911-Dispatcher	A3021.51952 E911- OT CO 82 Other	\$ 26,072.50
A3021.51707 E911-Dispatcher	A3021.51952 E911- OT CO 82 Other	\$ 530.53
A3021.51707 E911-Dispatcher	A3021.51710 E911-Dispatcher	\$ 45.20
A3021.51707 E911-Dispatcher	A3021.51713 E911-Dispatcher	\$ 45.20
A3021.51712 E911-Dispatcher	A3021.51949 E911-Comp. Time BO	\$ 1,988.08
A3021.51712 E911-Dispatcher	A3021.51950 E911- Diff. CO 82	\$ 3,354.95
A3021.51712 E911-Dispatcher	A3021.51951 E911- Holiday OT CO	\$ 11,822.39
A3021.51712 E911-Dispatcher	A3021.51955 E911-Office in Charge CO	\$ 187.38
A3021.51712 E911-Dispatcher	A3021.51953 E911- Call Back CO	\$ 3,463.93
A3021.51714 E911-Dispatcher	A3021.51953 E911- Call Back CO	\$ 5,130.99
A3021.51715 E911-Dispatcher	A3021.51953 E911- Call Back CO	\$ 201.60
A3021.51716 E911-Dispatcher	A3021.51953 E911- Call Back CO	\$ 408.40
A3021.51956 E911- Edu. Bonus	A3021.51953 E911- Call Back CO	\$ 56.42
A3021.51704 E911-Sr. Dispatcher	A3021.51953 E911- Call Back CO	\$ 632.24
A3110.51661 SH-Comp. Time BO	A3110.51730 SH-Dep. Sheriff, Lt.	\$ 484.44
A3110.51661 SH-Comp. Time BO	A3110.51731 SH-Dep. Sheriff, Lt.	\$ 515.56
A3110.51739 SH- Dep. Sheriff, Sgt.	A3110.51731 SH- Dep. Sheriff, Lt.	\$ 352.77
A3110.51739 SH- Dep. Sheriff, Sgt.	A3110.51734 SH-Dep Sheriff, Cr Inv.	\$ 2,272.90
A3110.51739 SH- Dep. Sheriff, Sgt.	A3110.51735 SH-Dep Sheriff, F/Sgt.	\$ 437.43
A3110.51739 SH- Dep. Sheriff, Sgt.	A3110.51737 SH-Dep Sheriff, Cr Inv.	\$ 772.04
A3110.51753 SH-Dep. Sheriff-Yth	A3110.51736 SH-Dep Sheriff, Cr Inv.	\$ 1,076.03
A3110.51753 SH-Dep. Sheriff-Yth	A3110.51740 SH-Dep Sheriff, Sgt.	\$ 424.85
A3110.51753 SH-Dep. Sheriff-Yth	A3110.51742 SH-Dep Sheriff Sgt.	\$ 788.07
A3110.51753 SH-Dep. Sheriff-Yth	A3110.51743 SH-Dep Sheriff Sgt.	\$ 406.40
A3110.51753 SH-Dep. Sheriff-Yth	A3110.51751 SH-Dep Sheriff	\$ 697.15



A3110.51753 SH-Dep. Sheriff-Yth	A3110.51754 SH-Dep Sheriff	\$ 680.98
A3110.51753 SH-Dep. Sheriff-Yth	A3110.51756 SH-Dep Sheriff	\$ 56.64
A3110.51753 SH-Dep. Sheriff-Yth	A3110.51759 SH-Dep Sheriff	\$ 330.38
A3110.51755 SH- Deputy Sheriff	A3110.51752 SH- Deputy Sheriff	\$ 2,408.39
A3110.51755 SH- Deputy Sheriff	A3110.51758 SH- Deputy Sheriff	\$ 1,003.07
A3110.51755 SH- Deputy Sheriff	A3110.51761 SH- Deputy Sheriff	\$ 363.97
A3110.51755 SH- Deputy Sheriff	A3110.51762 SH- Deputy Sheriff	\$ 7,251.71
A3110.51755 SH- Deputy Sheriff	A3110.51763 SH- Deputy Sheriff	\$ 716.52
A3110.51755 SH- Deputy Sheriff	A3110.51764 SH- Deputy Sheriff	\$ 724.29
A3110.51755 SH- Deputy Sheriff	A3110.51765 SH- Deputy Sheriff	\$ 1,040.49
A3110.51755 SH- Deputy Sheriff	A3110.51939 SH-Comp Time BO CO	\$ 2,845.14
A3110.51755 SH- Deputy Sheriff	A3110.51940 SH-Differential CO	\$ 746.45
A3110.51755 SH- Deputy Sheriff	A3110.51944 SH-YCFIT OT CO	\$ 1,516.35
A3110.51755 SH- Deputy Sheriff	A3110.51945 SH-Officer in Charge	\$ 23.02
A3110.51755 SH- Deputy Sheriff	A3110.51960 SH-Overtime PT	\$ 449.35
A3110.51755 SH- Deputy Sheriff	A3110.51773 SH-Typist	\$ 184.69
A3110.51757 SH- Deputy Sheriff	A3110.51941 SH-Holiday OT CO 82 LE	\$ 21,863.62
A3110.51942 SH- OT CO 82 LE	A3110.51941 SH-Holiday OT CO 82 LE	\$ 3,780.24
A3110.51942 SH- OT CO 82 LE	A3110.51943 SH- Call Back CO 82 LE	\$ 3,969.44
A3110.51942 SH- OT CO 82 LE	A3110.51947 SH- Canine Care CO 82 LE	\$ 2,900.98
A3110.51985 SH- Dep. Sheriff PT	A3110.51947 SH- Canine Care CO 82 LE	\$ 3,087.88
A3110.51997 SH- Clerk PT	A3110.51772 SH- Sr. Typist	\$ 7,156.35
A3110.51985 SH- Dep. Sheriff PT	A3110.51948 SH- Ins BO CO 82 LE	\$ 4,195.42
A3110.51997 SH- Clerk PT	A3110.51948 SH- Ins BO CO 82 LE	\$ 3,771.86
A3150.51806 JAIL-Correction Off.	A3150.51813 JAIL- Corrections Off.	\$ 1,777.18
A3150.51806 JAIL-Correction Off.	A3150.51804 JAIL- Corrections Off.	\$ 185.80
A3150.51806 JAIL-Correction Off.	A3150.51805 JAIL- Corrections Off.	\$ 4.13
A3150.51812 JAIL-Correction Off.	A3150.51829 JAIL- Corrections Off.	\$ 13,282.44
A3150.51812 JAIL-Correction Off.	A3150.51826 JAIL- Corrections Off.	\$ 212.94
A3150.51812 JAIL-Correction Off.	A3150.51844 JAIL- Cook Manager	\$ 530.23
A3150.51812 JAIL-Correction Off.	A3150.51950 JAIL- Differential CO	\$ 376.53
A3150.51812 JAIL-Correction Off.	A3150.51955 JAIL- Officer in Charge CO	\$ 143.00
A3150.51812 JAIL-Correction Off.	A3150.51956 JAIL- Edu Bonus CO 82	\$ 532.87
A3150.51815 JAIL-Correction Off.	A3150.51952 JAIL-Overtime CO 82	\$ 25,803.99
A3150.51824 JAIL-Correction Off.	A3150.51990 JAIL- Correction Officer PT	\$ 21,212.33
A3150.51824 JAIL-Correction Off.	A3150.51951 JAIL- Holiday OT	\$ 11,419.64
A3190.58304 COURT-Med. Ins.	A3190.58100 COURT- FICA/Medicare	\$ 223.42
A3190.51859 COURT-Sergeant	A3190.51981 COURT- CO/CT Sec. PT	\$ 854.85
A3190.51860 COURT-CO/Ct. Sec.	A3190.51981 COURT- CO/CT Sec. PT	\$ 211.85
A3190.51861 COURT-CO/Ct. Sec.	A3190.51981 COURT- CO/CT Sec. PT	\$ 0.95
A3190.51862 COURT-CO/Ct. Sec.	A3190.51981 COURT- CO/CT Sec. PT	\$ 81.57
A3190.51863 COURT-CO/Ct. Sec.	A3190.51981 COURT- CO/CT Sec. PT	\$ 2,325.92
A3190.51864 COURT-CO/Ct. Sec.	A3190.51981 COURT- CO/CT Sec. PT	\$ 0.36
A3190.51944 COURT- YC FIT OT	A3190.51981 COURT- CO/CT Sec. PT	\$ 919.27
A3190.51949 COURT- Comp BO	A3190.51981 COURT- CO/CT Sec. PT	\$ 607.19
A3190.51950 COURT- Differential	A3190.51981 COURT- CO/CT Sec. PT	\$ 46.85
A3190.51952 COURT-OT CO	A3190.51981 COURT- CO/CT Sec. PT	\$ 2,153.35
A3190.51953 COURT- Call Back	A3190.51981 COURT- CO/CT Sec. PT	\$ 17.74
A3190.51955 COURT-Off. In Chg.	A3190.51981 COURT- CO/CT Sec. PT	\$ 209.62
A3190.51956 COURT-Edu. Bonus	A3190.51981 COURT- CO/CT Sec. PT	\$ 597.39
A3190.51960 COURT- OT PT	A3190.51981 COURT- CO/CT Sec. PT	\$ 500.00
A3510.51961 ANCNT- 35-40 Hrs	A3510.51551 ANCNT- Animal Cont. Off.	\$ 390.75

A3510.51961 ANCNT- 35-40 Hrs	A3510.51951 ANCNT- Holiday OT	\$ 972.75
A3510.51961 ANCNT- 35-40 Hrs	A3510.51953 ANCNT- Call Back CO	\$ 443.47
A1620.54404 B&G- Build. Maint	A1625.52320 B&G- Loader	\$ 70,198.00
A1623.54423 B&G- Bldg. Parts	A1625.54416 B&G- Parking Lot Maint.	\$ 1,400.00
A1625.51163 B&G- Bldg. Helper	A1625.54011 B&G- Consultants	\$ 14,475.00
A1625.51166 B&G- Cleaner	A1625.54011 B&G- Consultants	\$ 9,400.00
A1990.54905 Contingent	A3020.54736 COMM- Tower Transition	\$167,974.06
A3021.51701 E911- Sr. Dispatcher	A3021.52504 E911-W911	\$ 1,079.98
A3021.51701 E911- Sr. Dispatcher	A3021.54507 E911- Copier	\$ 273.31
A3021.51701 E911- Sr. Dispatcher	A3021.54682 E911- Utilities Tel/Fax	\$ 284.79
A3021.51701 E911- Sr. Dispatcher	A3021.54771 E911- W911	\$ 29,505.69
A3021.51702 E911- Sr. Dispatcher	A3021.54771 E911- W911	\$ 12,418.72
A3021.58100 E911-FICA/Medi	A3021.54770 E911- E911	\$ 20,615.52
A3021.51700 E911- Chief Disp.	A1185.54006 COR-Autopsies	\$ 3,900.00
A3021.51700 E911- Chief Disp.	A1185.54023 COR-Hospital Charges	\$ 1,354.28
A3021.51700 E911- Chief Disp.	A3021.54770 E911-E911	\$ 6,117.08
A3110.54960 SH- SLETPP FY19	A3110.51502 SH- SLETPP FY 19 OT	\$ 1,536.18
A3110.54960 SH- SLETPP FY19	A3110.52952 SH- SLETPP FY 19 Equip	\$ 1,014.11
A3150.52506 JAIL-Corr Exp. Eq.	A3150.54752 JAIL- Weapon Ammu.	\$ 51.40
A3150.52515 JAIL- Sec. Equip.	A3150.54752 JAIL- Weapon Ammu.	\$ 2,618.06
A3150.52515 JAIL- Sec. Equip.	A3150.54811 JAIL- Prisoner Food	\$ 2,920.32
A3350.52419 DWI-Breath Test Dev.	A3350.54751 DWI- Village of PY Patrol	\$ 601.39
A3350.52426 DWI-PY Police Dept	A3350.54751 DWI- Village of PY Patrol	\$ 116.70
A3110.52415 SH-Weapons	A3110.54653 SH- Gasoline	\$ 8,889.07
A3110.52415 SH-Weapons	A3110.54661 SH- Vehicle P/M/R	\$ 4,483.05
A3150.54035 JAIL- Physician	A3150.51340 JAIL- Nurse Pract.	\$ 9,122.85
A3150.54035 JAIL- Physician	A3150.51991 JAIL- Jail Physician	\$ 9,122.85
A3021.54470 E911-Supplies, Off.	A1185.54006 COR-Autopsies	\$ 750.00
A1990.54905 Contingent	A3020.54736 COM- Tower Transition	\$ 81.96
A1680.51502 IT-Holiday OT	A1680.52125 IT- Desktops	\$ 200.00
A1680.51505 IT- Overtime	A1680.52125 IT- Desktops	\$ 1,512.00
A1680.51509 IT- Comp Time BO	A1680.52125 IT- Desktops	\$ 20.00
A1680.51500 IT- Call Back CSEA	A1680.52115 IT- Comp Hardware	\$ 500.00
A1680.58303 IT- Med Ins. CSEA	A1680.52115 IT- Comp Hardware	\$ 1,672.00
A1680.58303 IT- Med Ins. CSEA	A1680.54679 IT- Util. Internet	\$ 1,833.00
A1680.58303 IT- Med Ins. CSEA	A1680.54571 IT- Comp. Software	\$ 500.00
A1430.54011 PER-Consultants	A1430.51140 PER- Personnel Assist.	\$ 3.64
A1430.54011 PER-Consultants	A1430.54034 PER- Physicals	\$ 184.50
A1430.54011 PER-Consultants	A1430.54501 PER- Advertising	\$ 66.27
A1990.54905 Contingent	A1340.58100 BO-FICA	\$ 6.00
A1990.54905 Contingent	A1180.54706 JUST- CT TWN/VIL	\$ 390.00
A1990.54905 Contingent	A1670.54407 CNT- Eq. Agreement	\$ 105.00
A1990.54905 Contingent	A1670.54470 CNT- Supplies; office	\$ 450.00
A1990.54905 Contingent	A1670.54515 CNT- Postage	\$ 6,000.00
A1990.54905 Contingent	A1910.54923 UNALL-Unallocated Ins	\$ 1,940.00
A1990.54905 Contingent	A6420.54220 PRMO- PY Hotels	\$ 1,604.00
A1990.54905 Contingent	A7510.51075 HIST-Historian	\$ 106.00
A1990.54905 Contingent	A7510.58100 HIST- FICA/MED	\$ 8.00
A1990.54905 Contingent	A8020.51651 PL- Tech Temp	\$ 1,059.00
CT9951.59106 Trans	CT5610.54100 AIR- Cont.Exp.	\$ 9,293.00
A1990.54905 Contingent	A3645.51300 OEM- EMS Coord.	\$ 12,990.81

A3645.54156 OEM- Training	A3645.58100 OEM-FICA/Medicare	\$ 842.74
A1010.54660 LEG- Travel Exp	A1010.58305 LEG- Medical Ins. Non Un.	\$ 3,990.00
A1010.54654 LEG-Mileage	A1010.58100 LEG- FICA/Medicare	\$ 1,220.00
A1990.54905 Contingent	A1010.51045 LEG- Clerk of Leg.	\$ 16,392.00
A1990.54905 Contingent	A1172.54004 AC- Attorney Fees	\$ 63,853.00
A1990.54905 Contingent	A6510.54654 VET- Mileage	\$ 561.00
A1990.54905 Contingent	A1650.52115 CCOM-Comp Hardware	\$ 24,479.00
A1165.54654 DA- Mileage	A1165.51961 DA- 35-40 Hrs	\$ 82.00
A1990.54905 Contingent	A1165.51108 DA- Law Enforce. Liason	\$ 5,978.00
A1990.54905 Contingent	A1170.51647 PD-Asst. PD	\$ 42,187.00

And be it further

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

VOTE: Unanimous

**RESOLUTION NO. 76-22**

Mr. Holgate offered resolutions 76-22 through 80-22 and moved their adoption, seconded by Mr. Morris.

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

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

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

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

Revenue:	
A4320.44491 CS- Suicide Prevention Grant	\$ 8,618.90
Appropriation:	
A4320.54282 CS- Suicide Prevention Grant	\$ 8,618.90

And be it further

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

**RESOLUTION NO. 77-22**

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

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

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

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

Revenue:

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

A6010.54387 SS- Sexually Exploited Youth	\$ 52,020.00
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And be it further

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

**RESOLUTION NO. 78-22**

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

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

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

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

Revenue:

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

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

And be it further

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

**RESOLUTION NO. 79-22**

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

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

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

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

Revenue:	
A6010.43610 SS- Social Service Admin	\$ 7,500.00
A6010.44610 SS- Social Service Admin	\$ 7,500.00
Appropriation:	
A6010.54069 SS- CDPAP Assessments	\$ 15,000.00

And be it further

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

**RESOLUTION NO. 80-22**

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

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

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

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

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

And be it further

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

VOTE: Unanimous

**RESOLUTION NO. 81-22**

Mr. Holgate offered resolutions 81-22 through 88-22 and moved their adoption, seconded by Mr. Harper.

DISCUSSION:

Mr. Button asked if any of these grants are in jeopardy for one more year.

Ms. Flynn stated that they are in compliance so they should all carry over.

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

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

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

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

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

And be it further

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

**RESOLUTION NO. 82-22**

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

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

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

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

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

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

And be it further

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

**RESOLUTION NO. 83-22**

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

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

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

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

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

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

And be it further

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

**RESOLUTION NO. 84-22**

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

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

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

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

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

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

And be it further

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

**RESOLUTION NO. 85-22**

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

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

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

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

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

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

And be it further

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

**RESOLUTION NO. 86-22**

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

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

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

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

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



Appropriation:  
A3110.51938 SH- PTS OT 2022

\$ 4,600.00

And be it further

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

**RESOLUTION NO. 87-22**

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

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

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

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

Revenue:		
A4010.44401 PH-COVID ELC		\$1,429,267.97

Appropriation:		
A4010.51305 PH- PH Nurse FT		\$200,664.97
A4010.58100 PH- FICA/Medicare		\$ 50,000.00
A4010.54470 PH- Office Supplies		\$ 43,000.00
A4010.51506 PH- Phone Work		\$ 10,000.00
A4010.51332 PH- PH Nurse PT		\$398,941.00
A4010.54320 PH- Emergency Exp.		\$550,000.00
A4010.51332 PH- PH Nurse PT		\$ 46,662.00
A4010.54320 PH-Emergency Exp.		\$130,000.00

And be it further

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

**RESOLUTION NO. 88-22**

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

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

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

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

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

Appropriation:		
A4010.54115 PH- NYSHF Covid		\$ 1,960.78

And be it further

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

VOTE: Unanimous

### **RESOLUTION NO. 89-22**

Mr. Holgate offered the following resolution and moved its adoption, seconded by Dr. Cutler.

#### **REAPPOINT CHAIRMAN TO THE FLINT CREEK ADMINISTRATIVE BOARD**

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

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

VOTE: Unanimous

### **RESOLUTION NO. 90-22**

Mr. Holgate offered the following resolution and moved its adoption, seconded by Mr. Harper.

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

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

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

VOTE: Unanimous

### **RESOLUTION NO. 91-22**

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

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

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

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

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

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

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

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

VOTE: Unanimous

**RESOLUTION NO. 92-22**

Mr. Holgate offered the following resolution and moved its adoption, seconded by Mr. Morris.

DISCUSSION:

Mr. Button questioned the third paragraph, where it says "New York State Department of Transportation Statewide Mass Transportation Operating Assistance (STOA) program is permanent". He asked if the County would be committed to this if the State stops funding this. He suggested removing the word "permanent".

Ms. Flynn asked Jeff to answer this.

Jeff Ayers stated that this resolution is to correct a previous resolution that had an inaccurate time frame for when they would be receiving funding.

Mr. Button asked if the County is liable to fund this if the funding stops coming from the State.

Mr. Holgate stated that it reads that as long as the New York State Funding is permanent then the County will receive the money.

Mr. Bronson stated that when they originally set up the contract with Yates Transit he specifically added in that resolution “at no cost to the County”.

Ms. Chilson asked if as long as they have the wording in the contract, then they do not have to have it in the resolution.

Mr. Bronson stated that it was in the original resolution.

Mr. Paddock stated that it is the contract that governs and it should say something similar to if the funding is cancelled by the State of New York then the County isn't liable.

Dr. Cutler clarified that these are not State of New York funds, they are Federal funds.

Ms. Flynn stated that the County is contributing their employees' time/salaries as their part of the contribution in kind services. These employees include Jeff Ayers, Jessica Mullins, Brenda Lloyd and Nonie Flynn.

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

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

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

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

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

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

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

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

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

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

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

VOTE: Unanimous

### **RESOLUTION NO. 93-22**

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

#### **DISCUSSION:**

Mr. Killen stated he tried looking into this a little bit further and he does have a little bit of a concern in regards to Net Neutrality. He recalls that this had been rescinded a few years ago, but was put back in place with the new administration. Net Neutrality sounds great, but he wished he knew who decides what Net Neutrality is. There are claims of Net Neutrality being used to stop free speech.

Jeff Ayers stated that this is one of Marian's resolutions and he thinks that this is mostly just about a check box on the application.

Ms. Chilson stated that doesn't address the concern that Pat brought up.

Jeff stated that he cannot really speak to that, he just knows the purpose of it.

Ms. Chilson asked if this is something they should wait on. What the difference is between waiting or acting on it now.

Mr. Killen stated that he thinks if they wait they will not get the grant.

Ms. Flynn stated that they had this same resolution when they applied for the Round 1 and they cannot wait because the application is due February 22. Marian worked on it all weekend.

Mr. Holgate stated that it is pretty well spelled out.

Mr. Harper stated that it would apply more to the Internet Service Provider (ISP) than the County.

Mr. Button questioned if the ISP they have now, Empire, is for a set amount of years. At the end of 20 years, if someone new comes in are they required to continue service because of how the hardware was installed.

Mr. Bronson stated that they have some experts in the room that may be able to address the terminology for them.

Steve Manning, from Southern Tier Network (STN), stated that they will get a higher score with the ReConnect 3 grant if they pass the resolution. It is really not a hardware issue or a device issue, it is following the Federal Government. They do not want a major ISP that also owns content. For example: They do not want Comcast making it so you can't view Netflix while using their service because they want you to use their HBO service. The internet is neutral, it's apolitical, content should be free, and it shouldn't be restricted by your internet service provider.

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

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

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

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

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

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

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

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

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

VOTE: Unanimous

### **RESOLUTION NO. 94-22**

Mr. Holgate offered the following resolution and moved its adoption, seconded by Mr. Harper.

#### **APPROPRIATE ADDITIONAL REVENUE (PUBLIC DEFENDER)**

WHEREAS, Public Defender has additional revenue over the 2021 budgeted amount along with corresponding expenditures; and

WHEREAS, these additional funds are not part of the 2021 budget;

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

Revenue:		
A1170.43025 PD-ILS Revenue	.	\$ 8,119.59
Appropriation:		
A1170.51565 PD- Assistant Public Defender		\$ 2,931.03
A1170.51566 PD- Assistant Public Defender		\$ 2,553.00
A1170.51640 PD- Public Defender		\$ 325.67
A1170.54916 PD- Publications		\$ 466.48
A1170.58305 PD- Medical Insurance		\$ 1,843.41

And be it further

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

VOTE: Unanimous

Mr. Killen reported that Emergency Management put on a Tier 3 training last Thursday evening in conjunction with State Emergency Management. He attended that and he has some information that they provided he will send out to everyone.

Steve Manning and Jeff Gasper provided a Presentation from Southern Tier Network (STN) highlighting the following:

The fiber infrastructure that is in Yates County interconnects with 7 other Counties. There is a host of shared services that Municipalities and Counties that use this infrastructure for. One of the key strategies that they are trying to use is becoming more reliant on themselves. Consultants and Contractors have been critical for their growth, but they need to have their own eyes and own representatives out there. They need to be looking at the design, auditing the Construction Contractors, addressing issues, and working with their customers on their needs. They have hired an outside Planning Engineer that has a wealth of outside knowledge.

Any telecommunications carrier, service provider, enterprise, school district, library, and health care facility, etc. can lease STN fiber. They interviewed half a dozen Carriers & Service Providers to ask them when STN applies for Federal Funding to buildout to unserved areas will they engage & partner with STN in an Open Access Model, in a Public Private Partnership Model, or a Hybrid Model. None of the ISPs that they interviewed were interested in an Open Access Model because it is not worth their effort to share those 1,000 subscribers with other Carriers & Service Providers.

STN is starting an executive search as Steve will be looking to reduce his time when it gets closer to summer. They are exploring the beginning stages of enlarged services. Fiber operators in New York State, per PERM 75 regulation, are now required to have an engineering survey staged if they are going to build fiber on the New York State Right-of-Ways and associated with that is the annual fee could increase 2-3% each year as well. Some Counties are passing resolutions to support amending PERM 75 regulation to exclude municipalities.

Ms. Flynn stated that they applied for the NTIA grant and the award announcement was postponed. She asked Steve if they knew when they were going to come out with that award announcement.

Steve stated that the last he heard the end of February, but he also heard that no NTIA funds will start falling until 2023.

Mr. Button asked them how they are auditing their contractors.

Jeff stated that they audit from what they were doing in the network. Making sure the work that was done was good quality. Not financials.

Steve stated that it is a technical audit on the integrity of their infrastructure. They rely on contractors so they do not get the firsthand view unless they are out there themselves. They now have someone who has the competency, skillset, and the time to do that. Their network and their service will be much higher quality and much more reliable in the future.

Mr. Button stated that the County paid for a survey that was in the \$8-9 thousand range, but they couldn't use the information. He asked if they could use that information to help Yates County move this project forward.

Steve stated that agreement was between the County and the Firm that did the study. STN did not have the data. New York State Public Service Commission funded a study that is going on right now to identify across the state where the unserved are, who the served are, who the providers are, and what speeds those providers are providing to the households. They are doing a comprehensive study and Steve believes that Yates County can ask for a pre-release of that data to supplement the ReConnect grant. That data should be timelier than the data gathered 3 years ago.



Chairwoman Church questioned if they could use the information collected from the other studies they have done.

Steve stated that they have also hired other contracting firms to help with the State wide collection. The landscape has most likely changed since the last study was done.

Chairwoman Church moved to enter into executive session to discuss:

1. STN's Sales Presentation with members of the Committee, other Legislators Present, the County Administrator, Steve Manning, Tim Groth, Jeff Gasper; and
2. The Highway Land Acquisition for the proposed acquisition of Real Property with members of the Committee, other Legislators Present, the County Administrator, the Deputy Highway Superintendent; and
3. The employment history of a particular individual with members of the Committee, other Legislators Present, and the County Administrator.

Seconded by Mr. Bronson.

VOTE: Unanimous

Meeting adjourned at 4:15 p.m.