

REGULAR SESSION-THURSDAY, MARCH 17, 2022

The Yates County Legislature convened in regular session Thursday, March 17, 2022 at 1:00 p.m. with Chairwoman Church presiding and Bill Holgate absent.

Chairwoman Church introduced George Roets, Community Services Director.

George introduced the Soldiers and Sailors Administrative Representatives to talk to the Legislature about a Crisis that occurred with Soldiers and Sailors John D. Kelly Outpatient Mental Health Clinic. Matthew Romania, Site Manager/Director of Nursing at Soldiers and Sailors and Ardele Bigos, Chief Nursing Officer for the Finger Lakes Health System provide an update.

Matthew stated that they know the serious need for Mental Health Services in our Community, they take it seriously, and they take their obligation to provide those services seriously. Some of their outpatient Therapists resigned their positions for positions within the Communities that they live in or within the Virtual Setting. Some of their Therapists left to preform Therapy via Zoom. It is hard to compete with that, when they can essentially stay home. They are currently recruiting for these positions, have had several interviews, and are prepared to make offers.

Matthew reported that in the meantime, they have had conversations with the Office of Mental Health and George and his team as well. They have discussed the specifics of how this is occurring and how they are providing continuous services throughout this period. They are very hopeful that they will be able to provide full services within the next month.

Chairwoman Church questioned what they are currently doing if someone is in Crisis.

Matthew stated that if someone is in Crisis, they come to either one of their Emergency Departments. They still have coverage where a Therapist or Certified Individual will come out to help the Medical Team evaluate that patient. They will determine the proper avenue for treatment, whether it is an inpatient stay or continued outpatient treatment discharged home.

Chairwoman Church asked if they have inpatient treatment at Soldiers and Sailors Hospital.

Matthew clarified that they do not have inpatient treatment at Soldiers and Sailors Hospital. They would find an inpatient Hospital where they can go. It could be Clifton Springs or even further. It is not unusual for Hospitals to look further and further for Mental Health Placement on the inpatient side. That is not just a Regional Crisis, but it is a National Crisis, there are inpatient Mental Health needs throughout the Nation.

Ms. Chilson stated that she has gotten a lot of comments from the Community regarding Mental Health issues. They have legalized marijuana, not that that's going to be a bad thing, but they are dealing with Dual Diagnosis a lot. They have people that can help when there is a Diagnosis of Drug or Alcohol Abuse, but if it is a Mental Health issue a lot of people are left hanging. They slip through and struggle through things alone. There are increasing suicide rates and it just snowballs. Ms. Chilson asked what they are doing proactively in their Community to be able to address the issues of staffing and address the issues of Mental Health Single Diagnosis. What are they doing as a Community Hospital to help them?

Ardele stated that they do realize the importance of starting to go back to providing all these

services as far as Healthcare goes. She thinks everyone is aware of the staffing Crisis, not just for the Therapists, but for Nurses, Housekeeping, and bringing everyone back into the Healthcare World. They do a lot of recruitment and retention as a system at both Geneva Hospital and Soldiers and Sailors Hospital. They have a Human Resources Specialist that works on recruitment and retention and they are using every best practice out there to recruit and retain. They make sure that they are paying at the proper scales. They offer tuition reimbursement. They are looking at different avenues where they can provide services at home, through Zoom, etc. However, they have regulations that they have to meet, which means that they do have to provide services in person based on Client needs. Prior to COVID and prior to the staffing shortages that they are seeing nationally, they had a lot of groups that were up and running. They want to get those groups started up again, for the Schools as well. They are utilizing Agencies that offer Travel Positions, in the short term, to still be able to provide services.

Ardele noted that through George's leadership and OMH, when the Inpatient Unit did close, there were a lot of Community Projects that helped. There are places & people to call now and Committees set up and they all work together. They provide information such as who they can refer to in order to help them and vice versa. They have the Medication Clinic as well, so it can be Dual Therapy between Medication and Therapy.

Mr. Killen stated that he has a little familiarity with the services provided historically. It is a difficult thing when they closed the beds for inpatient services and now the absence of outpatient services. They have a significant number of people that need those services and assistance. It is very important for them to do anything they can to serve their Community and keep them safe. There are both Youths and Adults in their Community that are in desperate need of some assistance. Mr. Killen emphasized the need for them to get the staffing there and retain them for benefit of the Community.

Ardele assured them that they completely understand what services they need to provide to the Community. They are still providing those services, but they are limited on some of the services they are offering. They do have a plan in place. They are hoping to recruit and retain by looking at some different options.

Mr. Willson stated that the Legislators have heard that Mental Health is becoming a major issue for other departments like the Sheriff's and Probation. He is aware that they are shorthanded on employees in every profession in New York State. Mr. Willson asked if any of the Federal Funds are being directed towards Mental Health and are they offering reimbursement to encourage kids to become Social Workers?

Ardele stated that particularly for Healthcare there has been a big push to cover getting nurses back into the workforce as well as other healthcare workers. They are offering the tuition reimbursement for this purpose. They are offering different incentives and different bonuses. They are really trying to be the best that they can in that market place.

George reported that most of those Traditional Programs still exist. There is a lot of talk about new programs from both the Federal and the State side. There are shortages across the board, especially in Direct Treatment on the Mental Health Side. They have a shortage of Outpatient Treatment even when JDK is open. George stated that they are always looking for ways to encourage more services in the Community. The good side of COVID is that they have been able to provide Tele Mental Health, which they didn't really have a lot of those services prior to COVID.

Ms. Chilson stated that she was able to sit in on a Mental Health and Behavioral Issue Class at the NYSAC Conference. They introduced her to a training called Mental Health First Aid and it is free. She thinks that this would be a beneficial training to the County & the Community. They may even be able to use COVID funding to provide similar advanced trainings.

Minutes of the February 14th meeting were approved as presented.

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

Airport Fund	\$ 4,406.39
Finance	\$ 686,910.50
Flint Creek	\$ 2,550.00
Government Operations	\$ 49,425.14
Human Services	\$ 287,226.21
Prior to Audit	\$ 66,720.38
Public Safety	\$ 121,108.84
Public Works	\$ 209,233.94
Total	\$ 1,427,581.40

COMMITTEE REPORTS

Mr. Harper reported that he attended the NYSAC Conference. There were two vendors there that he thinks the County may be interested in talking with. One of them was through the DEC's program for Oil Spill Funds. He thinks that may be able to be applied to the Torrey properties. They will actually Fund the cleanup if the cleanup is needed. The property could then be auctioned or sold with the assurance that it has been cleaned up. A portion of the money from the sale would go back to the DEC. The other vendor was a company that is currently working with Ontario County regarding their EMS people shortage and they are trying to get more people involved. The company is called CGR and they are out of Rochester. Mr. Harper attended a meeting on EMS and this was proven to be a statewide issue. They are seeing major agencies collapse and others may collapse within a year. Even though they may feel that Yates County's EMS isn't performing the best, it is performing better than some of the other counties.

Mr. Button reported that the Flint Creek Committee will be expanding some of their funding to projects, such as: Ditching, Vegetation, Clearing and Spraying, and Fixing Driveways and Culverts. Their next meeting will be held in July. Mr. Button reported that the Farmland Protection Committee is moving forward and they have another meeting scheduled in April.

Chairwoman Church reported that she also attended the NYSAC Conference. It was exciting to be in the Broadband Meeting where the County's Broadband Project was highlighted more than once and referenced as a model for other Counties.

Ms. Flynn reported that they submitted their ReConnect 3 Grant application to expand the Broadband to the USDA last week and they should hear by the end of this year.

Dr. Cutler reported that they had to replace the Executive Director of the Genesee Finger Lakes Planning Council last fall. Right now, they have an interim Executive Director, Richard Sutherland. It has been a busy couple of months. Dr. Cutler reported that the IDA and Corporations that are under that umbrella, received their Preliminary Audit results and

there were no material findings, they are in good shape.

Mr. Paddock reported that from the NYSAC Conference, in the Budget Discussion, there is clearly effort on the part of NYSAC to keep Local Taxes local and end the diversion of Local Sales Tax to New York State programs. The Distressed Hospital fund has taken \$500 million so far and it has been diverted to the State of New York. None of it has been paid out to any distressed Hospitals or distressed Healthcare Facilities. The Governor's Proposal diverts the Aim Payments from Local Sales Tax to the State and then to the other Municipalities. To the County it will mean \$167,000 and they have diverted \$677 million to date. CHIPS and Extreme Winter Weather has been funded. New York State has a budget surplus through State Fiscal Year 2025. There are a number of Bills in the Senate and in the Assembly that are in support of Ambulance Services. One of them proposes to provide funding to Ambulance Services, similar to the CHIPS Program. The Legislature will need to look at those and determine whether they want to support them or not. They also may be looking at County Certificates if needed.

Ms. Chilson reported that she also attended the NYSAC Conference. One of the meetings that she sat in on was for the Clean Water Air Jobs Environment Bond Act. This is where New York State received \$4 billion and they are looking at prevention. For example: There was a Flood in the Village of Penn Yan, not long ago, and they would look at what created that Flood and how they could prevent it from happening again using this funding. They have allocated a lot of money to go to decreasing the tragedies of environmental events that have happened. They spoke about changing the pollutants in the environment as well. This would be things like for schools, green roofs, planting trees, white pavement, and different things along those lines. Ms. Chilson sat in on the Veterans Course and she thinks that the Legislature needs to look at what they can do in their Community to attract Veterans back to Yates County. Other areas have lower taxes and more job opportunities that draw them away from Yates County.

Mr. Banach reported that he attended the Finger Lakes Wildlife Management Board meeting about three weeks ago and they discussed Land Access. In New York State, more people are posting their property and they are getting real on their posting. They do not allow access to their property at all. In the past, people could talk to the Land Owner and get permission to go fish or hunt on their property. The DEC has a program now where the Land Owner can post the property, but they can also put a note on it for the person wanting to access to contact the Land Owner to sign a release. This is a legal document that allows them to hunt, fish, etc. It has been somewhat successful and the DEC prints the release making it legal. Mr. Banach also attended the NYSAC Conference. There was a meeting pertaining to the Environment that he attended and he was informed by the speaker of the following things happening in New York State:

- By 2040 they will ban the sale of Carbon Fuel.
- By 2035 they will ban the sale of Carbon Fueled Automobiles.
- By 2050 there will be no Carbon Fuel available for heating or cooking which means it is going to be all electric.

Ms. Chilson added that in the meeting that Mr. Banach referred to they spoke about Solar Panels. They strongly encourage the use of the County's land because they do not have much land there. Ms. Chilson recommended that they look at parking lots of malls that have closed or on rooftops of big buildings to utilize that space instead of valuable farmland. The farmers need to be able to grow things that they were growing before, the corn, the soy beans so they can make baby formula and feed animals, the basic things that impact everyone. They are also taking about putting things out in the water, so it's not just the

farmlands, but things put out in the water to produce electricity. There seems to be a real attack on the farmers with incentives from New York State to change the farmland.

Chairwoman Church opened the Public Hearing on the Proposed Adoption of Local Law 2-22 Entitled: A Local Law Amending Local Law #5-2011 to Establish Redemption Fees for Impounded Dogs at 1:55 p.m.

There was no Public Comment.

Chairwoman Church closed the Public Hearing on the Proposed Adoption of Local Law 2-22 Entitled: A Local Law Amending Local Law #5-2011 to Establish Redemption Fees for Impounded Dogs at 1:56 p.m.

RESOLUTION NO. 95-22

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

ADOPT LOCAL LAW 2-22 ENTITLED: A LOCAL LAW AMENDING LOCAL LAW #5-2011 TO ESTABLISH REDEMPTION FEES FOR IMPOUNDED DOGS

WHEREAS, proposed Local Law 2-22 entitled “A Local Law Amending Local Law #5-2011 to Establish Redemption Fees for Impounded Dogs” was introduced at the February 8, 2022 Legislative meeting; and

WHEREAS, a Public Hearing was duly held on March 17, 2022;

NOW, THEREFORE, BE IT RESOLVED, that proposed Local Law 2-22 entitled “A Local Law Amending Local Law #5-2011 to Establish Redemption Fees for Impounded Dogs” is hereby adopted; and be it further

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

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.

LOCAL LAW 2-22 ENTITLED: A LOCAL LAW AMENDING 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**~~

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. 96-22

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

AUTHORIZE CHAIRWOMAN AND SHERIFF TO SIGN ONTARIO COUNTY RELATED JAIL CONTRACTS

WHEREAS, at times the situation may arise for Ontario County Jails need to house inmates temporarily at the Yates County Jail at a cost of \$85 a day;

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney that the Chairwoman and the Sheriff are authorized to digitally execute a business and an inmate housing agreement effective 1/1/2022 thru 12/31/2023; and be it further

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

VOTE: Unanimous

RESOLUTION NO. 97-22

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

AUTHORIZE CHAIRWOMAN AND COUNTY ADMINISTRATOR TO SIGN CBA AMENDMENT WITH CERTAIN SHERIFF'S EMPLOYEES

WHEREAS, at the Sheriff's request a bargaining session was held with Council 82 Labor Representative, the Presidents of Local Units #086 and #9010 to discussion amending Article 23 of both collective bargaining agreements from "Miscellaneous" to "Drug and Alcohol Testing" with Sheriff's implementation recommendations; and

WHEREAS, that session took place on February 11, 2022 at the Public Safety Building, and an agreement was resolved;

NOW, THEREFORE, BE IT RESOLVED, the amendment to the Unit #086 and Unit #9010 Article 23 language that the Chairwoman and the County Administrator may execute the policy change along with the Sheriff; and be it further

RESOLVED, that a copy of this resolution be provided the Sheriff, County Administrator, Personnel Officer, and the representatives of Council 82, and Presidents of local #086 and Local #9010.

VOTE: Unanimous

RESOLUTION NO. 98-22

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

AUTHORIZE CHAIRWOMAN AND SHERIFF TO RENEW MICROWAVE COMMUNICATIONS TOWER SITE SERVICE

NOW, THEREFORE, BE IT RESOLVED, that the Chairwoman and Sheriff upon the approval of the County Attorney is authorized to renew the microwave services agreement for repair services and preventative maintenance at tower sites with Motorola Solutions, Inc. a NYS OGS #PT68722 vendor for microwave communication service as designated by Motorola Solutions as their Field Services Unit from 3/5/2022 thru 3/4/2023 year at \$61,464; and be it further

RESOLVED that Motorola Solutions Inc. via its Field Services Unit is the provider for microwave tower site radio maintenance, etc. for the County of Yates with the understanding that the year 2022 is unique as the county is upgrading its public safety communications equipment related to this contract, and that said agreement can end with thirty days notification, if or when applicable; and be it further

RESOLVED, that the Treasurer is authorized to make said payment forthwith; and be it further

RESOLVED, that a copy of this be provided the Sheriff, Treasurer, Budget Officer, Director of Finance, and Communications Upgrade Committee Chair Legislator Paddock.

VOTE: Unanimous

RESOLUTION NO. 99-22

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

ESTABLISH AUTOPSY ASSISTANT FEE

NOW, THEREFORE, BE IT RESOLVED, that the pathology professional assistant (Diener) fee to aid the pathologist in performing of an autopsy is hereto Two Hundred dollars (\$200.00) per case; and be it further

RESOLVED, that copies of this resolution be provided the Sheriff who administrates Coroners' budget, each elected County Coroner, the Budget Officer, Director of Finance, and Treasurer.

VOTE: Unanimous

RESOLUTION NO. 100-22 (WITHDRAWN)

AUTHORIZE PURCHASE OF GENERATOR SET FOR PUBLIC SAFETY COMMUNICATIONS PROJECT

WHEREAS, a specification was generated and quotes were solicited for a standby (backup) generator set for a new tower site as part of the Yates County Public Safety Communications Project; and

WHEREAS, quotes received were as follows:

Description	Finger Lakes Power Systems	Integrated Power Systems International	Commercial Power Systems	Stark Equipment
Generator	\$19,100.00	\$24,177.60	\$27,045.00	\$22,350.00
Delivery (weeks)	12 - 14	26	21	23 - 25
Optional Preventive Maintenance (annually)	\$595.00	\$1,888.00	\$1,190.00	\$1,850.00
Generator Set Manufacturer	Generac	Kohler	Kohler	Generac
kW Rating	35	36	36	35

And;

WHEREAS, the apparent low quote is from Finger Lakes Power Systems of Penn Yan, NY; and

WHEREAS, the County's project consultant, C & S Engineers, has reviewed the quotes and finds the proposed generator set meets specifications;

NOW, THEREFORE, BE IT RESOLVED, that the Sheriff is authorized to issue a purchase order to Finger Lakes Power Systems for a generator set to be used as part of the Public Safety Communications Project; and be it further

RESOLVED, that total price shall not exceed \$19,100.00; and be it further

RESOLVED, that copies of this resolution be furnished to the Yates County Sheriff, Director of Finance, Treasurer, Budget Officer, C & S Engineers and all that submitted quotes.

RESOLUTION NO. 101-22

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

**AUTHORIZE I.T. DIRECTOR TO PURCHASE MONSIDO ACCESSIBILITY SAAS SOLUTION
(Monsido – Durham, NC)**

WHEREAS, I.T. has identified a solution to monitor and repair issues with the Yates County website additionally correcting any ADA related issues; and

WHEREAS, I.T. has vetted a solution and recommends moving forward with the purchase of an annual subscription to the Monsido’s Accessibility SaaS Solution at a cost of \$4300.00/year;

NOW, THEREFORE, BE IT RESOLVED, that the Director of I.T. is authorized to purchase the subscription to the Monsido Accessibility SaaS Solution at a cost of \$4300.00/year; and be it further

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

VOTE: Unanimous

RESOLUTION NO. 102-22

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

**AUTHORIZE CHAIRWOMAN TO SIGN CONTRACT
(ePlus -Rochester, NY)**

BE IT RESOLVED, that the Chairwoman of the Legislature, after review by the County Attorney, is hereby authorized to sign a contract with ePlus of Rochester, NY for Professional Services to make configuration changes and upgrades to our production Cisco CUCM phone system at a cost not to exceed 5,000.00; and be it further

RESOLVED, that a copy of this resolution be given to ePlus and to the I.T. Director.
VOTE: Unanimous

RESOLUTION NO. 103-22

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

FILE COUNTY OFFICERS ANNUAL REPORTS WITH CLERK OF LEGISLATURE

RESOLVED, that all County Officers’ reports be filed with the Clerk of the Legislature by April 1, 2022 and that said copies will be in the form of **electronic and hard copy**; and be it further

RESOLVED, that copies of this resolution be forwarded to all County Departments.
VOTE: Unanimous

RESOLUTION NO. 104-22

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

AUTHORIZE HIGHWAY SUPERINTENDENT TO FILL POSITION

WHEREAS, a Motor Equipment Operator position will become vacant on effective March 18, 2022 as a result of a resignation; and

WHEREAS, the Highway Superintendent through the vacancy review process has identified the continued need for the position and is requesting the vacancy be filled with the most appropriate title based on the candidates qualifications; and

WHEREAS, the estimated annual cost to fill the Motor Equipment Operator position, including fringe, is \$53,119 to \$77,047, depending on health insurance; and

WHEREAS, the estimated annual cost to fill the Motor Equipment Operator Trainee position, including fringe, is \$48,101 to \$72,030, depending on health insurance;

NOW, THEREFORE, BE IT RESOLVED, that effective March 17, 2022 the Highway Superintendent is hereby authorized to fill the Motor Equipment Operator position with a candidate who meets the minimum qualifications for either Motor Equipment Operator or Motor Equipment Operator Trainee; and be it further

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

VOTE: Unanimous

RESOLUTION NO. 105-22

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

AUTHORIZE BUILDING MAINTENANCE SUPERVISOR TO FILL CLEANER POSITION

WHEREAS, a Cleaner Vacancy was created effective March 2, 2022 as a result of a resignation; and

WHEREAS, the Building Maintenance Supervisor through the vacancy review process has identified the continued need for the Cleaner position and is requesting that the position be filled; and

WHEREAS, the estimated annual cost to fill the position, including fringe, is \$44,134 to \$68,063, depending on health insurance;

NOW, THEREFORE, BE IT RESOLVED, that effective March 17, 2022 the Building Maintenance Supervisor is hereby authorized to fill the Cleaner position; and be it further

RESOLVED, that copies of this resolution shall be provided to the Building Maintenance Supervisor, Personnel Officer, County Administrator/Budget Officer, Treasurer, and the Director of Finance.

VOTE: Unanimous

RESOLUTION NO. 106-22

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

AUTHORIZE SHERIFF AND DIRECTOR OF PUBLIC HEALTH TO CREATE AND FILL A SHARED PART-TIME PHYSICIAN POSITION

WHEREAS, Resolution 86-09 created the position of part-time Jail Physician in accordance with NYS Corrections Law §501; and

WHEREAS, the individual currently encumbering the position of Jail Physician, is also performing services for the Yates County Department of Public Health through a contractual agreement; and

WHEREAS, the Sheriff and Director of Public Health are requesting to create and fill a part-time Physician position which shall be shared between the two (2) departments, allowing the needs of each department to be satisfied and to meet the requirements for the continuation of State-Aid funding; and

WHEREAS, the existing Jail Physician position will become and remain vacant; and

WHEREAS, the estimated annual cost to fill the position, including fringe, is \$20,728; the County receives 100% reimbursement for salary from Public Health State-Aid Funding and therefore the total cost to the County shall be \$17,822;

NOW, THEREFORE, BE IT RESOLVED, that effective March 17, 2022 the Sheriff and Director of Public Health are hereby authorized to create and fill a part-time Physician position; understanding that the physician will provide the Sheriff and Director of Public Health a copy of their personally paid medical malpractice insurance; and be it further

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

VOTE: Unanimous

RESOLUTION NO. 107-22

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

AUTHORIZE COMMISSIONER OF SOCIAL SERVICES TO FILL DIRECTOR OF INCOME MAINTENANCE/CHILD SUPPORT POSITION

WHEREAS, the Director of Income Maintenance/Child Support position became vacant effective December 31, 2021 as the result of a retirement; and

WHEREAS, the Commissioner through the vacancy review process has identified the continued need for the Director of Income Maintenance/Child Support position and is requesting the position be filled; and

WHEREAS, the estimated annual cost to fill the position, including fringe, is \$82,404 to \$106,333, depending on health insurance; the County receives 80% reimbursement for salary and fringe and therefore the total cost to the County to refill this position will be \$16,481 to \$21,267;

NOW, THEREFORE, BE IT RESOLVED, that effective March 17, 2022 the Commissioner of Social Services is hereby authorized to fill a full-time Director of Income Maintenance/Child Support position; and be it further

RESOLVED, that the Commissioner of Social Services is authorized to fill any subsequent vacancy that will occur as the result of a promotion of an employee into the vacant Director of Income Maintenance/Child Support position; and be it further

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

VOTE: Unanimous

RESOLUTION NO. 108-22

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

AUTHORIZE COMMISSIONER OF SOCIAL SERVICES TO CREATE AND FILL CASEWORKER POSITION

WHEREAS, the Commissioner of Social Services has requested to create and fill a full-time Caseworker position due to an anticipated vacancy that will occur on April 21, 2022 as the result of a resignation; and

WHEREAS, the Commissioner has identified the need to create the Caseworker position for an efficient and effective transition and is requesting that the position be filled; and

WHEREAS, the estimated annual cost to fill the position, including fringe, is \$62,110 to \$86,039, depending on health insurance; the County receives 80% reimbursement for salary and fringe and therefore the total cost to the County to refill this position will be \$12,422 to \$17,207;

NOW, THEREFORE, BE IT RESOLVED, that effective March 17, 2022 the Commissioner of Social Services is hereby authorized to create and fill a full-time Caseworker position; and be it further

RESOLVED, that the Commissioner of Social Services is also authorized to fill any subsequent vacancy that will occur as the result of a promotion of an employee into the Caseworker position; and be it further

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

VOTE: Unanimous

RESOLUTION NO. 109-22

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

**AMENDMENT TO RESOLUTION NO. 410-21
(Richard Hoyt, PhD)**

WHEREAS, Resolution 410-21 authorized signature of agreements for Richard Hoyt, PhD; and

WHEREAS, revised fees have been provided;

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

Richard Hoyt, PhD <i>* Certificate of Liability Insurance Waived</i>	Psychological Consultation Services	\$150/hour
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And be it further

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

VOTE: Unanimous

RESOLUTION NO. 110-22

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

**APPOINT MEMBER TO THE YATES COUNTY COMMUNITY SERVICES BOARD
AND THE MENTAL HEALTH SUBCOMMITTEE
(Andrea L. Paul)**

BE IT RESOLVED, that the Yates County Legislature appoint Andrea L. Paul, 4725 East Cayuga Street, Locke, New York 13092, to the Yates County Community Services Board and the Mental Health Subcommittee, to a first term ending, 12/31/2025; and be it further

RESOLVED, that a copy of this resolution be provided to Andrea L Paul and to the Yates County Department of Community Services.

VOTE: Unanimous

RESOLUTION NO. 111-22

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

**APPOINT MEMBER TO THE YATES COUNTY COMMUNITY SERVICES BOARD
AND THE MENTAL HEALTH SUBCOMMITTEE
(Catherine Lovejoy)**

BE IT RESOLVED, that the Yates County Legislature appoint Catherine Lovejoy, 1231 Phelps Road, Middlesex, New York 14507, to the Yates County Community Services Board and the Mental Health Subcommittee, to a first term ending, 12/31/2025; and be it further

RESOLVED, that a copy of this resolution be provided to Catherine Lovejoy and to the Yates County Department of Community Services.

VOTE: Unanimous

RESOLUTION NO. 112-22

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

**AMEND RESOLUTION 65-22
(Lifeguard Services)**

WHEREAS, resolution 65-22 contained a typographical error; and

WHEREAS, funding has been appropriated in the 2022 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, that the Chairwoman of the Yates County Legislature is hereby authorized to sign said memorandums of understanding for the allocation for these funds; and it be further

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

VOTE: Unanimous

RESOLUTION NO. 113-22

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

PROCLAIMING MARCH 29TH AS VIETNAM VETERANS DAY IN YATES COUNTY

WHEREAS, Throughout the history of our state and nation, countless brave individuals have answered the call to patriotic duty, including Vietnam veterans who endured unspeakable hardships and risked their lives fighting for the ideals of democracy; it was on March 29, 1973, the last 2,500 American combat troops were withdrawn from the battlefields of Vietnam, and we solemnly commemorate the anniversary of this day and reflect on its significance for past, present, and future generations; and

WHEREAS, American involvement in the Vietnam War - one of the longest military conflicts in America's history - began with the arrival of the United States military personnel in South Vietnam in the 1950s and ended with the fall of Saigon on April 30, 1975, when the last Americans were evacuated from the United States Embassy; and

WHEREAS, during this long and difficult war, American involvement escalated to staggering statistics: over 3.4 million were deployed to Southeast Asia; 2.7 million served in the designated war zone; over 58,000 were killed in theater of operation; 153,000 were non-mortally wounded; today nearly 4 decades later approximately 2,000 are still unaccounted for; and

WHEREAS, of the names listed on the Vietnam Memorial Wall in our nation's capital, 4,120 are those of courageous young New Yorkers who went off to fight half way around the world, never to return; we recognize and thank all of our county's Vietnam veterans for their service- those who made the ultimate sacrifice, those who came home physically or emotionally scarred, and those who returned home safely to their loved ones; and

WHEREAS, we have not forgotten - nor will we ever forget - the men and women who served so honorably in the Vietnam War, like so many others who answered the call to serve in previous and subsequent wars; the selfless service and sacrifice of Vietnam veterans as an inspiring reminder of the patriotism, spirit, and courage of all who serve in our nation's Armed Forces; and

WHEREAS, in accordance with the Vietnam War Veterans Recognition Act of 2017 that amended title 4 United States Code, section 6(d) directing the flag be raised in honor of Vietnam Veterans Day; and

NOW, THEREFORE, BE IT RESOLVED, that the Yates County Legislature proclaims in commemoration of those who served, that the Yates County Legislature extends its gratitude to all who served during the Vietnam War, by proclaiming March 29, 2022 as "Vietnam Veterans Day" in Yates County.

VOTE: Unanimous

Ms. Chilson asked Phil Rouin, Veterans' Services Director, to come up and read the resolution declaring March 29th as Vietnam Veterans Day in Yates County. Phil took a moment to recognize any Vietnam Veterans present and to thank them for their service. There were 1,948 men and women from Yates County that were called to Duty in Vietnam. Phil read the resolution. On March 29th, Phil will be raising the Vietnam War Commemorative Flag, lowering the Yates County Flag, and there will be a little ceremony from the Honor Guard at 10:00 a.m.

RESOLUTION NO. 114-22

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

AUTHORIZE CHAIRWOMAN TO EXECUTE THE STATEWIDE EXPANSION OF HURRELL-HARRING NON-COMPETITIVE GRANT (CSTWIDEHH53) AND ANY CONTRACT EXTENSIONS RELATING TO THE STATEWIDE EXPANSION OF HURRELL-HARRING NON-COMPETITIVE GRANT (CSTWIDEHH53)

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

WHEREAS, a grant was written titled "Statewide Expansion of Hurrell-Harring" in the amount of \$1,736,169.00 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 the "Hurrell-Harring Master Contract"); and

WHEREAS, if the monies are not all used prior to the grant term of April 1, 2018 – March 31, 2023 for expenditures that are reimbursable under the Hurrell-Harring 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 March 31, 2023 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 sign and execute the Hurrell-Harring 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 a copy of this resolution be given to the Public Defender, County Administrator/Budget Officer, Director of Finance, County Treasurer and the Office of Indigent Legal Services (ILS)
VOTE: Unanimous

RESOLUTION NO. 115-22

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

AUTHORIZE LEGISLATURE CHAIRWOMAN TO SIGN COUNTY TO TOWN INTERMUNICIPAL AID AGREEMENTS

WHEREAS, Yates County wishes to enter in to an Inter-municipal Aid Agreement pursuant to Article 5-G, Section 119-o, of the New York General Municipal Law; and

WHEREAS, pursuant to Federal and State law the Provider and the Requester are allowed to enter into such Mutual Aid agreements to assist in times of emergency; and

WHEREAS, Yates County resolution #117-17 previously authorized the Chairman of the Legislature to sign Inter-municipal Aid Agreements with various participating towns in Yates County; and

WHEREAS, the original inter-municipal aid agreements have expired and new agreements are needed;

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney, the Chairwoman of the Legislature is hereby authorized to sign all County to Town Inter- municipal Aid Agreements; and be it further

RESOLVED, that a copy of this resolution be sent to the Yates County Highway Superintendent, the County Administrator and to the Highway Superintendent and the Town Supervisors of all participating, signatory Towns.

VOTE: Unanimous

RESOLUTION NO. 116-22

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

AUTHORIZE CHAIRWOMAN OF THE LEGISLATURE TO ENTER INTO A CONTINGENT AGREEMENT FOR THE PURCHASE OF THREE (3) PARCELS OF REAL PROPERTY LOCATED IN THE TOWN OF BENTON, COUNTY OF YATES, STATE OF NEW YORK

WHEREAS, Yates County (hereinafter referred to as the "County") wishes to acquire three (3) parcels of real property to accommodate the installation and operation of a County owned Highway, Public Health and Office of Emergency Services Facility; and

WHEREAS, the County has identified three (3) parcels of real property that are conducive to such objective located in the Town of Benton, County of Yates, State of New York, (hereinafter referred to as the "Acquisition Parcels"); and

WHEREAS, the County wishes to acquire the Acquisition Parcels by way of purchase, subject to the satisfaction of certain contingencies; and

WHEREAS, to such end, the County will agree to a negotiated purchase price within the price parameters established by the County Legislature for the Acquisition Parcels, along with the County paying all closing costs, including such closing costs of the seller;

NOW, THEREFORE, BE IT RESOLVED, that upon approval by the County Attorney, the County hereby authorizes the Chairwoman of the Legislature to enter into a written agreement between the County and the property owners, for a purchase price of each Acquisition Parcel within the price parameters established by the County Legislature, with the County paying all closing costs, including such closing costs of the seller, and containing any other provisions approved by the County Attorney; and be it further

RESOLVED, that subsequent to the parties' execution of such agreement, and satisfaction of applicable contingencies, the Chairwoman is hereby authorized to execute any and all documentation necessary to effectuate the County's purchase of the Acquisition Parcels and the conveyance of the Acquisition Parcels to the County; and be it further

RESOLVED, that a copy of this resolution be given to the Highway Superintendent, Director of Public Health, Director of Emergency Services, County Administrator/Budget Officer, Director of Finance, Treasurer, and County Attorney.

VOTE: Unanimous

RESOLUTION NO. 117-22

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

ACCEPTABLE TRAINING FOR THE COUNTY PLANNING BOARD, TOWN & VILLAGE PLANNING BOARDS, AND TOWN & VILLAGE ZONING BOARD OF APPEALS MEMBERS

WHEREAS, Town Law Sections 267 and 271 and General Municipal Law 239-C provide that effective January 1, 2007, all planning board and zoning board of appeals members in New York State, as well as alternate members of those boards, must complete a minimum of four hours of training each year; and

WHEREAS, the above sections of state law provide that a planning board or zoning board of appeals member shall not be eligible for reappointment to such board if they have not completed the training required by law; and

WHEREAS, the above sections of state law provide that the legislative body of the County can specify which activities qualify as training to satisfy the state requirements; and

NOW, THEREFORE, BE IT RESOLVED, that the following list of agencies, commissions, associations, universities, and other organizations are approved to provide training to meet the state requirements when the training they provide pertains to municipal planning,

zoning, community design, environmental issues, economic development, and local government functions and practices:

- 1) the NYS Department of State; Department of Agriculture and Markets; Office of the State Comptroller; Department of Health; Department of Transportation; Department of Environmental Conservation; Office of Parks, Recreation, and Historic Preservation; Hudson River Valley Greenway; and
- 2) the New York State Association of Towns, the New York Conference of Mayors, the New York State Association of Counties, the New York Planning Federation, the American Planning Association, the Upstate New York Chapter of the American Planning Association and its sections, and the Metro New York Chapter of the American Planning Association and its sections; and
- 3) the Capital District Regional Planning Commission, Central New York Regional Planning and Development Board, Herkimer-Oneida Counties Comprehensive Planning Program, Lake Champlain-Lake George Regional Planning Board, Long Island Regional Planning Board, Southern Tier Central Regional Planning and Development Board, Southern Tier East Regional Planning Development Board, Southern Tier West Regional Planning and Development Board, Genesee-Finger Lakes Regional Planning Council, Hudson Valley Regional Council, Tug Hill Commission, and Adirondack Park Agency; and
- 4) the Yates County Planning Department and the Yates County Soil and Water Conservation districts;
- 5) the Albany Law School Governmental Law Center and Institute for Legal Studies, Pace Law School, Cornell University and its cooperative extension;
- 6) On-line planning and zoning training programs offered by the New York Municipal Insurance Reciprocal, Pace University and Land Use Law Center, and the Lincoln Institute of Land Use Policy; and
- 7) the Hancock Estabrook, LLP and MRB Group 2022 Municipal Bootcamp Series; and be it further

RESOLVED, that other training activities may be approved on a case-by-case basis by the County upon the request of the Yates County Planning Department; and be it further

RESOLVED, that training received by a planning board member or zoning board of appeals member in excess of four hours in any one year may be carried over by the member into succeeding years; and be it further

RESOLVED, that copies of this resolution be given to the Yates County Planner, The Cornell Cooperative Extension of Yates County, and a copy filed with the County Clerk.

VOTE: Unanimous

RESOLUTION NO. 118-22

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

DISCUSSION

Mr. Button thanked Mr. Holgate for bringing this forward as far as discussion in the County Committee levels on these funds to be awarded. They have not done that previously.

**NATURAL AND RECREATIONAL RESOURCE PROTECTION GRANT-
SELECTION OF GRANT AWARDEES AND FUNDING AMOUNTS FOR 2022**

WHEREAS, the Yates County Legislature has created a Natural and Recreational Resources Protection Fund for use in awarding certain parties grants to assist in promoting such resources in Yates County; and

WHEREAS, applicants have submitted requests for funding of their prospective programs, projects and efforts that meet the criteria set forth in the Natural and Recreational Resource Protection Grant Guidelines adopted by Yates County; and

WHEREAS, the Finance Committee, County Administrator, Ad-Hoc Natural and Recreational Resource Protection Grant Award Committee, and the Planner have reviewed and evaluated such applicants for eligibility and other criteria set forth in said Guidelines;

NOW, THEREFORE, BE IT RESOLVED, on recommendation of the Finance Committee, County Administrator, the Planner, and the Ad-Hoc Natural and Recreational Resource Protection Grant Award Committee, that grants be awarded to the following applicants for the stated projects in the amounts indicated:

- 1) Town of Torrey, Torrey Town Park Remediation, \$12,747;
- 2) Village of Dresden, Village of Dresden Tennis Courts, \$25,000;
- 3) Fulkerson Wine Cellars, Frisbee Golf Course Project, \$10,649;

RESOLVED, that upon notification and intent to accept on the part of the awardees that each party shall enter into a contractual phase to formalize the details and obligations of both parties and the Chairwoman is authorized to sign such contracts after approval by the County Attorney.

VOTE: Unanimous

RESOLUTION NO. 119-22

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

REAPPOINT MEMBERS TO THE YATES COUNTY PLANNING BOARD

**(Jamie Sisson, Town of Jerusalem)
(Edward Carman, Town of Middlesex)
(Chandra Gilman, Village of Rushville)
(Paul Danielson, Town of Barrington)
(Steve Hullings, Town of Benton)
(Larry Strickland, At-Large)**

WHEREAS, Jamie Sisson (2907 West Lake Rd, Penn Yan), Edward Carman (638 Fisher Rd, Middlesex), Chandra Gilman (PO Box 3, Rushville), Paul Danielson (5347 Dutch St, Dundee), Steve Hullings (2384 Stape Rd, Penn Yan), and Larry Strickland (234 East Main, Penn Yan) have been recommended by their respective municipalities to be their representation on the Yates County Planning Board;

NOW, THEREFORE, BE IT RESOLVED, that Jamie Sisson is hereby reappointed as a member of the Yates County Planning Board, representing the Town of Jerusalem, to a term to expire on 3/14/24, and Edward Carman is hereby reappointed as a member of the Yates County Planning Board, representing the Town of Middlesex, to a term to expire on 3/14/24, and Chandra Gilman is hereby reappointed as a member of the Yates County Planning Board, representing the Village of Rushville, to a term to expire on 3/14/24, and Paul Danielson is hereby reappointed as a member of the Yates County Planning Board, representing the Town of Barrington, to a term to expire on 3/14/25, and Steve Hullings is hereby reappointed as a member of the Yates County Planning Board, representing the Town of Benton, to a term to expire on 3/14/24 and Larry Strickland is hereby reappointed as a member of the Yates County Planning Board, as a member At-Large, to a term to expire on 3/14/25; and be it further

RESOLVED, that copies of this resolution be given to Jamie Sisson, Edward Carman, Chandra Gilman, Paul Danielson, Steve Hullings, Larry Strickland, the County Planner, the Town of Jerusalem, the Town of Middlesex, the Village of Rushville, the Town of Barrington, and a copy filed with the County Clerk.

VOTE: Unanimous

RESOLUTION NO. 120-22

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

2022 BUDGET TRANSFERS

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

From:	To:	Amount:
A1165.54740 DA- Sec Transport	A1165.51108 DA-LEO Liaison	\$ 1,565.46
A1165.54072 DA- Exp. Witness Fee	A1165.51108 DA- LEO Liaison	\$ 2,887.64
A1990.54905 CONTINGENT	A6010.51389 DSS- Social Welfare Exam.	\$ 35,527.00

And be it further

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

VOTE: Unanimous

RESOLUTION NO. 121-22

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

DISCUSSION

Mr. Button stated that he will support this appropriation. It was made to help the Veterans of Yates County. The Department Head was going to travel to a specific convention to gain knowledge to continue to help their Veterans in Yates County.

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

WHEREAS, Veterans Services has been gifted additional aid for travel expenses in the amount of \$1,250.00; and

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

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

Revenue:		
A6510.42705 VET-Gifts & Donations	\$	1,250.00
Appropriation		
A6510.54660 VET-Travel Expenses	\$	1,250.00

And be it further

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

VOTE: Unanimous

RESOLUTION NO. 122-22

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

**AMENDING RESOLUTION #81-2022
(Appropriate Carryover of ERAP State Aid)**

WHEREAS, resolution #81-22 “Appropriate Carryover of ERAP State Aid” was adopted on 2/14/2022 and funds were carried over to the 2022 Budget Year; and

WHEREAS, these funds should have been appropriated for the 2021 Budget Year;

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be corrected and tabulated below for the 2021 budget year:

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

And be it further

RESOLVED, that resolution #81-22 be rescinded; and it be further

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

VOTE: Unanimous

RESOLUTION NO. 123-22

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

AUTHORIZE CHAIRWOMAN TO SIGN CONTRACT WITH DOUBLE M FENCE

WHEREAS, a wildlife fence was damaged during the flooding that occurred in August 2021 at the Penn Yan – Yates County Airport; and

WHEREAS, it is necessary to repair the damaged fencing to prevent wildlife from entering airport property; and

WHEREAS, Yates County Airport Council working with Passero Associates and Yates County Highway have determined an alternate location that will mitigate future damage due to flooding; and

WHEREAS, firms capable of providing the fence repair have been contacted and have returned quotes as follows:

The Grounds Guys	\$21,350.00
Double M Fence	\$11,000.00
NY Fence	No quote received.
Ballard Fence	No quote received
Reale Fence	No quote received; and

WHEREAS, the Airport Council has reviewed the quotes obtained and recommends that the County engage Double M Fence for the sum of \$11,000 to undertake the project as described; and

WHEREAS, the expenditure is reimbursable to the County from FEMA or through other grant funding;

NOW, THEREFORE, BE IT RESOLVED, that after review by the County Attorney, the Chairwoman of the Legislature is authorized to sign a contract between Double M Fence and Yates County for the described project at the Penn Yan – Yates County Airport in the amount of \$11,000; and be it further

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

VOTE: Unanimous

RESOLUTION NO. 124-22

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

AUTHORIZE CHAIRWOMAN TO EXECUTE NYSDOT AVIATION PROJECT FUNDING AGREEMENT AND RELATED DOCUMENTS

**PROJECT: PURCHASE OF 2 FUEL TRUCKS FOR FUELING AIRCRAFTS
2021 AIR'99 GRANT, PROJECT IDENTIFICATION NUMBER 6906.89**

WHEREAS, Yates County will receive a grant from the New York State Department of Transportation (NYSDOT) for financial assistance for the Project Acquiring 2 Fuel Trucks as referenced above at the Penn Yan-Yates County Airport; and

WHEREAS, the Grant amount is \$373,500, Local Share amount is \$41,500, and total Project Cost is \$415,000;

NOW, THEREFORE, BE IT RESOLVED, that the Chairwoman of the Legislature is hereby authorized to execute the NYSDOT Aviation Project Funding Agreement and any other necessary documents in connection with the advancement or approval of the aforementioned project at Penn Yan-Yates County Airport; and be it further

RESOLVED, that the Chairwoman of the Legislature is hereby authorized to accept the Grant Agreement from NYSDOT; and be it further

RESOLVED, that copies of this resolution be given to the Treasurer, Director of Finance, Budget Officer, and the Penn Yan-Yates County Airport; and be it further

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

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

RESOLUTION NO. 125-22

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

DISCUSSION

Mr. Button stated that he is glad they are updating this and that they are allowed to be able to help Mr. Long continue business with the County.

Mr. Killen stated that he is glad that they are continuing to work with a local business. He is going to abstain from voting because his son is an employee of Mr. Long now.

**AUTHORIZE CHAIR TO ENTER INTO A CONTRACT AMENDMENT WITH
LONGS' CARDS AND BOOKS, INC. CONCERNING THE PROVISION OF GENERAL
OFFICE SUPPLIES**

WHEREAS, the County of Yates (hereinafter referred to as the "County") and Longs' Cards and Books, Inc. (hereinafter referred to as "Longs") entered into a contract, by way of bid process, having an effective date of January 1, 2019, for Longs' provision of general office supplies to the County (said contract hereinafter referred to as the "Contract"); and

WHEREAS, the term of the Contract was initially for the one-year term commencing January 1, 2019 through December 31, 2019, the Contract also allows for extensions for up to four (4) additional one-year periods; and

WHEREAS, the Contract was twice previously effectively extended, once for the one-year period of January 1, 2020 through December 31, 2020 and another for the one-year period of January 1, 2021 through December 31, 2021; and

WHEREAS, the County wishes to additionally extend the Contract for the one-year period of January 1, 2022 through December 31, 2022; and

WHEREAS, per the terms of the Contract price changes for the subject office supplies may be changed upon mutual written agreement of the parties, and to this end, the Contractor has indicated that price changes beginning March 1, 2022 are in order due to cost increases, and has provided updated product pricing sheets to the County, and the County is willing to agree to the proposed price changes and the terms of such updated product pricing sheets;

NOW, THEREFORE, BE IT RESOLVED, that the County is authorized to enter into a written amendment to the Contract extending the term thereof for the one-year term of January 1, 2022 through December 31, 2022, with the pricing beginning March 1, 2022 for such general office supplies provided by the Contractor to be as set forth in the aforementioned updated product pricing sheets; and with all other terms and conditions of the Contract remaining the same and in full force and effect. And to this end, the Chair of the Legislature, upon approval of the County Attorney, is hereby authorized to sign such written amendment with Longs on behalf of the County; and be it further

RESOLVED, that this resolution shall supersede the County's previous resolution passed on December 29, 2021, numbered 495-21; and be it further

RESOLVED, that copies of this resolution be given to the County Treasurer, Budget Officer, Director of Finance, and Longs' Cards and Books, Inc.
VOTE: Unanimous, Mr. Killen abstained.

RESOLUTION NO. 126-22

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

ABOLISH SENIOR CLEANER POSITION AND CREATE AND FILL CLEANER POSITION

WHEREAS, after a review of the structure of the cleaning staff, the Buildings Maintenance Supervisor has determined and requested that the Senior Cleaner position be abolished; and

WHEREAS, although there is no longer a need for the supervisory position, there is still a need for a position, and therefore, the Building Maintenance Supervisor is requesting to create and fill a full-time Cleaner position;

NOW, THEREFORE, BE IT RESOLVED, that upon the recommendation of the Personnel Officer and the Buildings Maintenance Supervisor, effective March 21, 2022, the Senior Cleaner position in the Buildings and Grounds Department will be abolished and a full-time Cleaner position will be created and filled; and be it further

RESOLVED, that a copy of this resolution be given to the Building Maintenance Supervisor, Personnel Officer, President of CSEA, Representative of Local CSEA, County Administrator and Director of Finance.

VOTE: Unanimous

RESOLUTION NO. 127-22

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

AUTHORIZE COMMISSIONER OF SOCIAL SERVICES TO FILL SOCIAL SERVICES ATTORNEY POSITION

WHEREAS, the Social Services Attorney position will become vacant effective April 15, 2022 as the result of a resignation; and

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

WHEREAS, due to the Social Services Attorney caseload, the Commissioner has requested the position be increased to a forty (40) hour work week; and

WHEREAS, due to the increase in demand for attorney's, to compete as a contender with other local governments, the Commissioner of Social Services is requesting the salary for the position be increased to be commensurate with experience;

WHEREAS, the estimated annual cost to fill the position, including fringe, is \$107,355 to \$143,914, depending on health insurance; the County receives 80% reimbursement for salary and fringe and therefore the total cost to the County to refill this position will be \$21,471 to \$28,782;

NOW, THEREFORE, BE IT RSOLVED, that effective March 17, 2022 the Commissioner of Social Services is hereby authorized to fill a full-time, forty (40) hour a week, Social Services Attorney position; and be it further

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

VOTE: Unanimous

Chairwoman Church moved to enter into executive session to discuss:

1. The Employment History of a Particular Individual with Legislators Present, the County Administrator, Sheriff, Personnel Officer, the Labor Attorney; and
2. The Collective Bargaining Negotiations with Legislators Present, the County Administrator, the Labor Attorney; and

3. The Employment History of a Particular Individual with Legislators Present and the County Administrator.

Seconded by Mr. Bronson.

VOTE: Unanimous

Meeting adjourned at 5:06 p.m.