

## REGULAR SESSION – MONDAY, SEPTEMBER 9, 2019

The Yates County Legislature met in regular session, Monday, September 9, 2019 at 1:00 p.m. with Chairman Paddock presiding and Legislator Willson absent.

Lisa Minns and Tammy Raub from Yates Transit Service updated the Legislature on the last quarter activities and what would be coming up.

Jessica Bacher, President and CEO, Yates County Chamber of Commerce updated the Legislature on the 2018 tourism figures which showed a 5% increase over 2017.

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

Airport Fund	\$ 2,541.91
Finance	\$ 154,499.68
Flint Creek	\$ -0-
Government Operations	\$ 98,570.67
Human Services	\$ 167,350.65
Prior to Audit	\$ 96,178.45
Public Safety	\$ 97,065.39
Public Works	\$ 103,710.08
Total	\$ 719,916.83

### COMMITTEE REPORTS

Mr. Button reported he attended various town meetings.

Mrs. Percy stated that gas in Dundee is much cheaper than in Penn Yan. Mrs. Percy also ran into Martha Lattin the previous Clerk of the Legislature. She is doing well and wanted to be remembered to the legislators.

Mr. Morrison stated the Farmland Protection Board held a meeting on the 15<sup>th</sup>. The Christiansen farm has secured a grant for development rights. Also, CCE is looking to update the Farmland Enhancement Plan which is a more formal plan and will be looking for grants to help with the cost.

Mr. Cutler attended the Genesee Finger Lakes Regional Planning Council and a presentation on Letchworth Gateway Villages where the towns have collaborated to take on a tourism initiative.

Mr. Bronson reported he attended the ProAction Board meeting where a Community Needs Assessment was discussed.

Ms. Chilson reported she attended the YSAC meeting. Discussion took place on Workforce Development going into the jail and assessing the skills of the inmates and setting up training through Skillup so hopefully a job will be waiting for them when they are released.

Ms. Chilson also attended the Village of Penn Yan meeting where discussion took place on providing sewer to the fair and electric to KanPac through the fair's property. Ms. Chilson also attended the Comprehensive Plan meeting. There is a survey that the community is being asked to fill out so that feedback can be obtained.

Mr. Gleason thanked CCE for the Ag. Tour and lunch this morning.

Mr. Banach reported there will be a Household Hazardous Waste and Electronic Waste Recycling Day on September 21<sup>st</sup>, 2019 at the Yates County Highway Barns.

Mr. Banach reported he attended the Wildlife Management Board. It was reported the Assembly introduced this last session 4,184 bills, the Senate introduced 2,253, and the two houses together introduced 4,372 bills. Which means there were 10,809 bills introduced in Albany this last session. Of that only 935 bills passed. Mr. Banach reported one of the bills that passed is probably one of the most ridiculous bills; it's titled designate a certain species as a valuable species.

Chairman Paddock thanked CCE for the tour and reported that he, Mr. Cutler and Acting County Administrator Flynn will be attending the NYSAC conference next week.

Chairman Paddock also reported that there will be a Household Hazardous Waste/Electronic Day on September 21<sup>st</sup> and you must register to participate. Registrations are due September 13<sup>th</sup>.

#### CHAIRMANS APPONTMENT

Chairman Paddock appointed Samantha Trank to the Youth Board for a term August 28<sup>th</sup>, 2019 to August 28<sup>th</sup>, 2020.

#### PUBLIC COMMENT

Mark Morris, Keuka Lake Association reported that the Department of State finally approved the contract for the 9 Element Plan grant. Data collected will go through the Project Advisory Committee. The first meeting of the Project Advisory Committee is tentatively set for October 29<sup>th</sup> in the Town of Geneva.

Mr. Morris reported the second Water Quality Summit was held last month. Stream and lake monitoring continues. Also, this year there will be another Starry Stonewort harvest.

Grant Downs reported the next Seneca Watershed Intermunicipal Organization meeting will be held on October 29<sup>th</sup> at 6:15 and at 7:00 there will be a 9 Element Plan meeting.

### **RESOLUTION NO. 332-19**

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

#### **AUTHORIZE CHAIRMAN TO SIGN AN AGREEMENT WITH FINGER LAKES COMPREHENSIVE PSYCHIATRIC EMERGENCY PROGRAM AND YATES COUNTY**

WHEREAS, Clifton Springs Hospital through the Finger Lakes Comprehensive Psychiatric Emergency Program (CPEP) and clinic provide emergency psychiatric services to individuals and families in Yates County; and

WHEREAS; Yates County and the CPEP have enjoyed a relationship of reciprocity supporting emergency psychiatric services in the area since the inception of the CPEP in December 1999; and

WHEREAS; the CPEP services of this agreement would be at no cost to Yates County;  
and

WHEREAS, CPEP and Yates County wish to establish a mutually advantageous and reciprocally beneficial, collegial relationship of agreement to enhance and buttress emergency mental health services throughout this region of New York State, recognizing the importance of enhancing the vital resources of these critical services.

NOW, THEREFORE, BE IT RESOLVED, that upon approval of the Yates County Attorney, the Chairman of the Yates County Legislature is hereby authorized to sign an agreement with Clifton Springs Hospital for the Finger Lakes Comprehensive Psychiatric Emergency Program for the period of September 1, 2019 to August 31, 2022; and be it further

RESOLVED, a copy of this resolution is to be given to Finger Lakes Comprehensive Psychiatric Emergency Program, the Yates County Director of Community Services, and the Yates County Treasurer.

VOTE: Unanimous

### **RESOLUTION NO. 333-19**

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

#### **RECOGNIZE SEPTEMBER AS NATIONAL SUICIDE PREVENTION MONTH**

WHEREAS, in New York, one person dies by suicide every five hours, with 1,696 deaths by suicide in New York during 2018; and

WHEREAS, in New York, suicide is the 12<sup>th</sup> leading cause of death for all ages, the 2<sup>nd</sup> leading cause of death for 15-34-year olds, the 4<sup>th</sup> leading cause of death for ages 35-54, the 9<sup>th</sup> leading cause of death for ages 55-64 and the 18<sup>th</sup> leading cause of death for ages 65 and older; and

WHEREAS, in New York it is estimated that there are as many as 40,000 suicide attempts each year; and

WHEREAS, each person's death by suicide intimately affects at least six other people, with over 10,000 newly bereaved each year; and

WHEREAS, in 2018, nearly 1,700 New Yorkers died by suicide, and several thousand friends and family members were changed forever by losing those people; and

WHEREAS, many of those people who died never received effective behavioral health services, for many reasons, including the difficulty of accessing services by healthcare providers trained in best practices to reduce suicide risk, the stigma of using behavioral health treatment and the stigma associated with losing a loved one to suicide; and

WHEREAS, Suicide cost New York a total of \$1,806,769,000.00 combined lifetime medical and work loss in 2010 or an average of \$1,167,918.00 per suicide death; and

WHEREAS, the Suicide Prevention Center of New York State has joined with the Yates County Community Services Department, Yates County Public Health, Yates County Department of Social Services, local agency representatives, health care providers and members of the local public to develop a Yates County Suicide Prevention Coalition; and

WHEREAS, the Coalition has come together to find ways of reducing the frequency of suicide attempts and deaths, and the pain for those affected by suicide deaths, through special projects, educational programs, intervention services, community training and bereavement services; and

WHEREAS, the Coalition urges all Yates County residents to recognize suicide as a significant public health problem, declare suicide prevention a local priority and recognize that access to Behavioral Health Services for everyone without delays is essential to the prevention of suicide; and

WHEREAS, far too many Yates County residents attempt or die by suicide each year, and most of these deaths are preventable;

NOW, THEREFORE, IT BE RESOLVED, that the Yates County Legislature does hereby designate the month of September 2019, as "Suicide Prevention Coalition Month" in Yates County.

VOTE: Unanimous

#### **RESOLUTION NO. 334-19**

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

#### **AUTHORIZE CHAIRMAN TO SIGN CONTRACTS WITH FOSTER CARE AGENCIES FROM JULY 1, 2019- JUNE 30, 2020**

WHEREAS, the Department of Social Services is required to pay for children in foster care;

NOW, THEREFORE, BE IT RESOLVED, that contingent on the approval of the County Attorney, the Chairman of the Legislature and the Social Services Commissioner be authorized to sign contracts for residential services for eligible youth at the amended rates as shown below, or as adjusted by OCFS (New York State), and at the following institutions as listed below for the time frame July 1, 2019- June 30, 2020

House of the Good Shepherd

Foster Boarding Home	\$46.96 per day
Therapeutic Foster Boarding Home	\$63.57 per day
Regular Institution	\$380.82 per day
Hard to Place Institution	\$454.57 per day
Emergency Institution	\$439.87 per day

And be it further

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

VOTE: Unanimous

**RESOLUTION NO. 335-19**

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

**REAPPOINTMENT TO THE FINGER LAKES  
WORKFORCE INVESTMENT BOARD**

WHEREAS, this Legislature, by Resolution #334-99, has authorized the creation of the Finger Lakes Workforce Investment Board for the Counties of Yates, Ontario, Seneca and Wayne in compliance with the Workforce Investment and Opportunity Act (WIOA) of 2017; and

WHEREAS, the Workforce Investment Board members must be appointed by the respective Legislative Boards; and

WHEREAS, the Executive Director has solicited nominations in accordance with the Law; and

WHEREAS, the Finger Lakes Workforce Investment Board By-Laws state voting members shall be appointed for terms of three (3) years, and that terms shall be staggered,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby appoint the following representatives to the Finger Lakes Workforce Investment Board to fill a three-year term from July 1, 2019 through June 30, 2022.

Maria Fisher  
Field Representative  
Public Employees Federation  
339 East Avenue, Suite 305  
Rochester, NY 14604

Robert Nye  
President  
FLCC  
3325 Marvin Sands Drive  
Canandaigua, NY 14424

And be it further

RESOLVED, that certified copies of this resolution be sent to Wayne, Ontario and Seneca Counties, Yates County Workforce Development, the Finger Lakes Workforce Investment Board, and to the aforementioned appointees.

VOTE: Unanimous

**RESOLUTION NO. 336-19**

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

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WHEREAS, the Workforce Investment Board members must be appointed by the respective Legislative Boards; and

WHEREAS, the Executive Director has solicited nominations in accordance with the Law; and

WHEREAS, the Finger Lakes Workforce Investment Board By-Laws state voting members shall be appointed for terms of three (3) years, and that terms shall be staggered,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby appoint the following representative to the Finger Lakes Workforce Investment Board to fill the vacancy left by outgoing representative Scott Bischoping, effective immediately through 6/30/2021.

Dr. Vicky Ramos  
District Superintendent  
Wayne Finger Lakes BOCES  
131 Drumlin Court  
Newark, NY 14526

And be it further

RESOLVED, that certified copies of this resolution be sent to Wayne, Ontario and Seneca Counties, Yates County Workforce Development, the Finger Lakes Workforce Investment Board, and to the aforementioned appointee.

VOTE: Unanimous

#### **RESOLUTION NO. 337-19**

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

#### **AUTHORIZE CHAIRMAN AND COORDINATOR TO SIGN APPROVED 2020 STOP-DWI BUDGET AND PLAN**

WHEREAS, the 2020 Stop-DWI budget and plan shows appropriations of \$81,950 and an anticipated revenue of \$81,950 with a reserve fund in place and;

WHEREAS, the Coordinator and the Public Safety Committee have discussed the budget and plan noting that the NYS Governors Traffic Safety Committee requires this plan be submitted before or by no later than October 1, 2019;

NOW, THEREFORE, BE IT RESOLVED, that this 2020 Stop-DWI budget and plan is approved and the Chairman of the Legislature and Coordinator are authorize to sign it; and be it further

RESOLVED, that a copy of this resolution be provided to the Treasurer-Budget Officer and Coordinator for attachment to the plan being submitted.

VOTE: Unanimous

#### **RESOLUTION NO. 338-19**

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

#### **RECOGNITION OF SHERIFF'S WEEK**

WHEREAS, the Office of Sheriff has been an integral part of the criminal justice system in New York State and in Yates County throughout our history, having been established in the State's first constitution in 1777 and having been continued in every succeeding constitution, and having been one of the original constitutional offices of our County; and

WHEREAS, despite changes in its function, status and powers during its long history, the Office of Sheriff has maintained a continuous existence, preserved its distinguishing heritage, and continued to be an essential component of our criminal justice community; and

WHEREAS, the Office of Sheriff has evolved into a modern, professional, full-service law enforcement agency, manned by fully trained police officers, using state-of-the-art technology and applying the latest and most advanced theories and practices in the criminal justice field; and

WHEREAS, the Office of Sheriff is unique in the community, and the duties of the Office go far beyond the traditional role of "Conservator of the Peace," and extend into many facets of public service, including county police services, maintaining the county jail, providing security in our courts, dispatching 911 emergency services, communication systems, animal control, and serving and executing civil process and victim protection orders for our courts; and

WHEREAS, as a constitutionally empowered entity directly responsible to the people, the ancient Office of Sheriff remains, even today, responsive to public safety and accountable to the public it serves; and

WHEREAS, it is fitting to celebrate the historical contributions of the Office of Sheriff and the significant role that the Sheriffs play in our modern criminal justice system;

NOW, THEREFORE BE IT RESOLVED that the Yates County Legislature does hereby recognize this September 22 to 28 that has had Governors proclamation to be Sheriffs' Week in Yates County; and be it further

RESOLVED, that copies of this resolution be provided Sheriff Spike and the Council 82 three units that represent Sheriff's employees.

VOTE: Unanimous

### **RESOLUTION NO. 339-19**

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

#### **AUTHORIZE CHAIRMAN TO ENTER INTO INTERMUNICIPAL AGREEMENTS WITH MUNICIPALITIES CONCERNING COURT INTERNET ACCESS**

WHEREAS, the County's Offices of District Attorney, Public Defender and Conflict Defender (hereinafter collectively referred to as the "County Offices") routinely appear in courts of municipalities located within Yates County, wherein such court proceedings are held at premises owned by such municipalities (hereinafter collectively referred to as the "Court Sites"); and

WHEREAS, the County Offices are in need of the ability to connect to the internet while engaged in performing its official functions at the Court Sites; and

WHEREAS, the municipalities have the technological capability to provide the County Offices such internet access; and

WHEREAS, to this end, the County wishes to enter into individual Intermunicipal Agreements with such respective municipalities, pursuant to General Municipal Law § 119-o;

NOW, THEREFORE, BE IT RESOLVED, upon the approval of the County Attorney the Legislature authorizes the Chairman, or his designee, to periodically enter into and sign one (1) year Intermunicipal agreements on behalf of the County with any applicable municipality for the provision of internet access to the County Offices at a particular Court Site; and be it further

RESOLVED, that a copy of this resolution be given to the Acting County Administrator, County District Attorney, County Public Defender, County Conflict Defender and County Attorney.

VOTE: Unanimous

### **RESOLUTION NO. 340-19**

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

#### **AUTHORIZE DISTRICT ATTORNEY AND THE CHAIRMAN OF THE LEGISLATURE TO SIGN AN MOU WITH THE NEW YORK PROSECUTORS TRAINING INSTITUTE (NYPTI)**

WHEREAS, the District Attorney utilizes the Digital Evidence Management System (DEMS), which is integrated in the Prosecutors Case Managements System (PCMS), for storage of digital files and digital evidence and for electronic discovery; and

WHEREAS, the District Attorney wishes to continue using these services as they represent the most efficient and practical method of maintaining a paperless filing system and complying with discovery reform, and

WHEREAS, the District Attorney wishes to execute an MOU with NYPTI memorializing the cost of the DEMS system at:

\$110 for 0.00 to 0.99 Terabytes per month  
\$220 for 1.00 to 1.99 Terabytes per month  
\$330 for 2.00 to 2.99 Terabytes per month

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the County Attorney, the Chairman of the Legislature and the District Attorney are authorized to sign said MOU; and be it further

RESOLVED, that copies of this Resolution be given to the District Attorney, Acting County Administrator, and County Treasurer.

VOTE: Unanimous

### **RESOLUTION NO. 341-19**

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

**APPROVE BY-LAWS OF THE YATES COUNTY CRIMINAL JUSTICE  
COORDINATING COUNCIL (CJCC)**

WHEREAS, by Resolution 199-19 the Yates County Legislature supported the Chairman of the Legislature and Sheriff to create a Criminal Justice Coordinating Council (CJCC); and

WHEREAS, the CJCC has been created and adopted By-Laws for its operation at its August 14, 2019 meeting;

NOW, THEREFORE, BE IT RESOLVED, that the By-Laws of the Yates County Criminal Justice Coordinating Council are hereby approved by the Yates County Legislature, and be it further

RESOLVED, that copies of this resolution be forwarded to all members of the CJCC.  
VOTE: Unanimous

**By-Laws of the Yates County Criminal Justice Coordinating Council**

ARTICLE I

DESIGNATION OF THE COUNCIL

This Council shall be known as the YATES COUNTY CRIMINAL JUSTICE COORDINATING COUNCIL, hereinafter referred to as the "CJCC".

ARTICLE II

STATEMENT OF PURPOSE OF THE COUNCIL

Whereas, it is in the interest of Yates County to study its criminal justice system, identify deficiencies and formulate policy, plans and programs for change when opportunities present themselves. At a minimum, the CJCC shall:

1. Determine needs of the Yates County Jail ("Jail") and options for efficiency and effectiveness.
2. Examine facility needs and ongoing maintenance issues.
3. Address Criminal Justice ("CJ") and related system issues that may affect or impact Jail operations.
4. Ensure that CJ resources are optimized, including, but not limited to, CJ users' Information Technology ("IT") uses.
5. Identify community resources and needs.
6. Discuss comprehensive mental health and substance abuse programs at the Jail.
7. Develop a long-term capital plan for the Jail and its space needs.
8. Determine if the National Institute of Corrections ("NIC") can assist further with facility planning, programming, etc.

Therefore, it shall be the purpose of the CJCC to advise the Yates County Legislature ("Legislature") and other appropriate governing boards as to the best means to achieve said interests.

Final responsibility and determination as to capital or financial decisions, contracts, negotiations or any legal matter shall be that of the Legislature or appropriate governing board.

## ARTICLE III

### MEMBERSHIP

Membership of the CJCC shall be appointed by the Chair of the Yates County Legislature. There shall be a total of sixteen (16) voting members who shall consist of the following:

1. the Chair of the Legislature,
2. two (2) members of the Legislature's Public Safety Committee,
3. two (2) from the Office of Sheriff,
4. one (1) from the County Court,
5. one (1) local Magistrate,
6. the County Administrator,
7. one (1) from the District Attorney's Office,
8. one (1) from the Public Defender's Office,
9. one (1) from the Probation Department,
10. one (1) from the Community Services Department,
11. one (1) from Jail Ministry,
12. one (1) from Penn Yan Police Department,
13. two (2) Citizens At-Large; one (1) recommended by the Sheriff and one (1) recommended by the Chair of the Legislature.

It is recommended that Elected Officials and Department Heads be appointed members, however, they may designate a staff member to participate if they are personally unable to participate.

Voting members must be Yates County residents or Department Heads having operations in Yates County.

An alternate may be appointed by a member to participate in individual activities (e.g. – meeting, etc.) if the member of the CJCC is unable to do so.

In the event of a vacancy in the membership, the Chair of the Legislature shall make an appointment to fill the position.

## ARTICLE IV

### TERM OF OFFICE

Members from the Legislature may change at the will of the Chair of the Legislature. Other members whose offices have defined terms (e.g. – Sheriff, District Attorney, etc.) shall serve until their terms of office end. Members whose offices do not have defined terms shall serve terms that coincide with the Legislature (i.e. – all of those members' terms shall expire at the end of odd-numbered years).

Members of the CJCC whose offices do not have defined terms may serve as many as three (3) consecutive terms [i.e. – six (6) years], after which at least one (1) year must elapse before a member or members may be reappointed. CJCC members already serving at the time these by-laws are adopted may be reappointed, and may serve a maximum of three (3) additional terms [i.e. – six (6) years], after the expiration of their initial term. After serving the maximum number of terms, at least one (1) year must elapse before reappointment.

In the event of a vacancy, the term of the person appointed to fill such vacancy shall be for the duration of the unexpired portion of such vacated term.

## ARTICLE V

### MEETINGS

The CJCC shall hold meetings at times and places determined by it. Written notice of special meetings must be delivered at least forty-eight (48) hours in advance. The CJCC shall meet a minimum of six (6) times per year.

Order of business at a meeting of the CJCC shall be:

- Call to order
- Minutes of the prior meeting
- Financial report
- Review of communications received
- Receipt of committee reports
- Old business
- New business
- Adjournment

Roberts Rules of Order shall govern the conduct of all meetings. The order of business may be changed at any meeting by a majority vote of the members present.

A voting member of the CJCC may cast a vote on any matter before it in person or by a written proxy to be delivered to the Secretary.

## ARTICLE VI

### QUORUM AND MAJORITY

A majority of the whole number of voting members of the CJCC shall constitute a quorum and any actions taken by the CJCC shall be by not less than a majority of the whole number of voting members of the CJCC.

## ARTICLE VII

### OFFICERS

Officers of the CJCC shall be appointed by the Chair of the Yates County Legislature and shall include a Chairperson, Vice-Chairperson, and a Secretary.

1. After adoption of these By-Laws, officers shall be appointed in January of each year.
2. The Chairperson shall preside at all meetings of the CJCC and shall be the official head of the organization. He or she shall be responsible for the operation of the CJCC and shall report directly to the Yates County Legislature.
3. The Vice-Chairperson shall assist in the performance of the duties of the Chairperson and shall preside over meetings in the absence of the Chairperson.

4. The Secretary shall record and keep the minutes and attendance of every meeting of the CJCC and shall see that copies of the minutes are filed with the Yates County Legislature. The Secretary shall keep all documents and records of the CJCC and shall conduct such correspondence as necessary on behalf of the CJCC.
5. No officer shall hold more than one position at the same time.

## ARTICLE VIII

### ADOPTION AND AMENDMENT OF THE BY-LAWS

These By-Laws are subject to the approval of the Yates County Legislature.

These By-Laws may be amended at a regular or special meeting of the CJCC by a majority vote of the voting members of the CJCC, provided notice of the proposed amendment has been sent to all members of the CJCC at least seven (7) days prior to the meeting at which time a vote is to be taken thereon. Any amendment of these By-Laws is subject to the approval of the Yates County Legislature.

Adopted by the Yates County Criminal Justice Coordinating Council voting members on August 14, 2019.

Approved by the Yates County Legislature on September 9, 2019.

### **RESOLUTION NO. 342-19**

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

#### **OPPOSITION TO THE PROPOSED NEW YORK STATE ELECTRIC & GAS CORPORATION ENERGY RATE INCREASE – PUBLIC SERVICE COMMISSION CASE NUMBERS 19-E-0378 AND 19-G-0379**

WHEREAS, Avangrid Inc. subsidiaries New York State Electric & Gas Corporation and Rochester Gas & Electric Corporation have asked New York State regulators to approve electric and gas rate increases that would collectively increase the utilities' annual base rate revenues by approximately \$163 million; and

WHEREAS, via case number 19-E-0378 and case number 19-G-0379, NYSEG has asked that the New York State Public Service Commission grant a \$156.7 million (20.4%) electric rate increase, and a \$6.3 million (3%) increase in gas rates; and

WHEREAS, if NYSEG's rate requests were granted, the average monthly bill of its residential customers would jump \$10.17 (23.7%) and \$1.05 (1.9%) for electric and gas services, respectively;

NOW, THEREFORE, BE IT RESOLVED, that the Yates County Legislature stands in opposition to the proposed rate increases; and be it further

RESOLVED, that the Clerk of the Legislature shall forward a copy of this resolution to the New York State Public Service Commission, Governor Andrew M. Cuomo, State Senator Thomas F. O'Mara, State Assemblyman Phillip A. Palmesano, and the New York State Association of Counties (NYSAC).

VOTE: Unanimous

**RESOLUTION NO. 343-19**

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

**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. BOARD**

BE IT RESOLVED, that the following individual 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. Board for the term indicated:

Ryan Hallings                    3562 Skyline Drive, Penn Yan, NY 14527    Term: 9/1/19 to 12/31/19;

And be it further

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

VOTE: Unanimous

**RESOLUTION NO. 344-19**

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

**2019 BUDGET TRANSFERS**

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

From:	To:	Amount:
D5112.54602 HWY-Bit Materials	D5010.52120 HWY-Copier	\$ 6,136.36
D5112.54602 HWY-Bit Materials	D5010.54156 HWY-Training	\$ 225.00
D5112.54602 HWY-Bit Materials	D5010.54635 HWY-Road MAPS	\$ 975.00

And be it further

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

VOTE: Unanimous

**RESOLUTION NO. 345-19**

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

**AUTHORIZE AGREEMENT WITH FINGER LAKES COMMUNITY COLLEGE**

RESOLVED, that the Chairman of the Yates County Legislature is hereby authorized to sign an agreement with the Ontario County Board of Supervisors and the Finger Lakes Community College for the offering of courses in Yates County for the 2019 – 2020 academic year; and be it further

RESOLVED, that copies of this resolution be sent to the Finger Lakes Community College, the Ontario County Board of Supervisors and the Yates County Treasurer.

VOTE: Unanimous

### **RESOLUTION NO. 346-19**

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

DISCUSSION:

Dr. Dennis stated we appreciate you joining our team and working as hard as you have to get your qualifications inline and congratulations, pending the approval of this resolution.

### **REAPPOINT YATES COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES (Kincaid)**

RESOLVED, that effective October 1, 2019 Meghan K. Kincaid is hereby reappointed as Director of Real Property Tax Services I for a six-year term of office from October 1, 2019 through September 30, 2025; and be it further

RESOLVED, that copies of this resolution be given to Ms. Kincaid, the Personnel Officer and the Acting County Administrator.

VOTE: Unanimous

### **RESOLUTION NO. 347-19**

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

DISCUSSION:

Mr. Banach stated the problem with this is, if the state does enact this, they will push it to the counties to enforce it. It will all come down as another unfunded mandate.

Mr. Button echoed what Mr. Banach stated.

### **CALL FOR NEW YORK STATE TO ADOPT A LAW TO BAN EXPANDED POLYSTYRENE FOAM PACKAGING PRODUCTS**

WHEREAS, the Yates County Legislature has expressed its dedication to the protection and preservation of the environment and water quality; and

WHEREAS, the Yates County Legislature is constantly looking for ways to reduce the amount of materials that constitute potential harm to the environment and are placed within landfills, namely single-use packaging products made from Expanded Polystyrene Foam (EPS) that do not degrade and remain in the environment for centuries; and

WHEREAS, a New York State Law, adopted and enforced at the State level would provide a more effective means to ban the use of such products rather than regulating and enforcing at the County level;

NOW, THEREFORE, BE IT RESOLVED, that Yates County Legislature urges the Governor, the State Senate and Assembly to propose and pass legislation to ban the use of single-use EPS foam packaging products state-wide; and be it further

RESOLVED, that the Clerk of the Legislature shall forward a copy of this resolution to Governor Andrew M. Cuomo, State Senator Thomas F. O'Mara, State Assemblyman Philip A.

Palmesano, the New York State Department of Environmental Conservation, the New York State Department of Health, the New York State Association of Counties (NYSAC) and all other parties deemed necessary and proper.

VOTE: Unanimous

### **RESOLUTION NO. 348-19**

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

#### **AUTHORIZE PROBATION DIRECTOR TO FILL POSITION (PROBATION ASSISTANT)**

WHEREAS, the Probation Assistant position became vacant effective August 22<sup>nd</sup>, 2019 as the result of a recent resignation; and

WHEREAS, the Probation Director through the vacancy review process has identified the continued need for the Probation Assistant position and is requesting that the position be filled; and

WHEREAS, the estimated annual cost to fill the position is \$46,175 which includes fringe benefits;

NOW, THEREFORE, BE IT RESOLVED, that effective September 9<sup>th</sup>, 2019 the Probation Director is hereby approved to fill a Probation Assistant position; and be it further

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

VOTE: Unanimous

### **RESOLUTION NO. 349-19**

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

Mr. Morrison stated there are currently three open correction officer positions, this would be a fourth one. Mr. Morrison feels that the prisoner count will change after the first of the year when a new law goes into effect. Therefore, he would rather hold off filling this position and close the dorm and reassess this in maybe January and February after we have had time to see how the new law will affect the headcount.

Ms. Chilson questioned what the harm would be by putting this off until the budget is reviewed and we have a sense of how the new law is going to affect the boarding.

Mr. Cutler feels it is not a good idea to micromanage the Sheriff's Department and certainly not at this point where we have a certain number of variables that we know we are going to encounter at the end of 2019.

Dr. Dennis stated this resolution does not create any new positions all it does is authorize the filling of a vacant position because of a retirement. Dr. Dennis stated that he agrees with Mr. Morrison that there is a slim chance that the position would be filled immediately but there is a chance that there would be a lateral transfer from another facility.

Mrs. Percy stated the Sheriff has told us that yes, the population may go down at the beginning of the year. But there is also a possibility that because of warrants for arrests that the population could go back up later in the year. We need to take that into consideration also.

**AUTHORIZE SHERIFF TO FILL POSITION  
(CORRECTION OFFICER)**

WHEREAS, a Correction Officer vacancy was created on September 6<sup>th</sup>, 2019 as the result of a retirement; and

WHEREAS, the Sheriff through the vacancy review process has identified the continued need for the Correction Officer position and is requesting that the position be filled; and

WHEREAS, the estimated annual cost to fill the position is \$64,387 which includes fringe benefits;

NOW, THEREFORE, BE IT RESOLVED, that effective September 9<sup>th</sup>, 2019 the Sheriff is hereby approved to fill a Correction Officer position; and be it further

RESOLVED, that copies of this Resolution be given to the Sheriff, Personnel Officer and County Administrator.

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

**RESOLUTION NO. 350-19**

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

**AUTHORIZE SHERIFF TO CREATE AND FILL FULL TIME EMERGENCY  
SERVICES DISPATCHER POSITION AND RESCIND RESOLUTION 324-19**

WHEREAS, the Sheriff has requested to fill a full time Emergency Services Dispatcher position due to an anticipated vacancy that will occur in February 2020 as the result of a retirement; and

WHEREAS, the Sheriff indicated that it takes a minimum of 20-24 weeks to fully train a new Emergency Services Dispatcher; and

WHEREAS, the Sheriff currently has two (2) eligible candidates for Emergency Services Dispatcher and one (1) of those candidates will fill the existing vacancy that was created August 2017; and

WHEREAS, based on the recruitment difficulty the Sheriff indicated that by creating and filling a full time Emergency Services Dispatcher position it would cause efficiency and would be advantageous for the Division since they currently have a second candidate who is eligible and interested at this time and additionally, this would allow the Sheriff to train both new hires simultaneously which will save resources; and

WHEREAS, the approximate annual cost to create the position is \$63,559 which includes fringe benefits; and

WHEREAS, a budget transfer will be made from a current budget line to cover the cost of the newly created position and the associated benefits;

NOW, THEREFORE, BE IT RESOLVED, that effective September 9<sup>th</sup>, 2019 a full time Emergency Services Dispatcher position is hereby created for a time period not to exceed February 29<sup>th</sup>, 2020, unless ended sooner by the Sheriff; and be it further

RESOLVED, that after the retirement and the Senior Emergency Services Dispatcher position is filled by way of promotion, the vacancy that is created by the promotion of an incumbent in the permanent Emergency Services Dispatcher position will be filled by this position leaving the division at the full authorized strength of one (1) Chief Dispatcher, four (4) Senior Emergency Service Dispatchers and eight (8) Emergency Service Dispatchers; and be it further

RESOLVED, that Resolution 324-19 be rescinded; and be it further

RESOLVED, that copies of this resolution shall be provided the Sheriff, Personnel Officer and Acting County Administrator.

VOTE: Unanimous

### **RESOLUTION NO. 351-19**

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

### **AUTHORIZE HIGHWAY SUPERINTENDENT TO CREATE AND FILL POSITION (MOTOR EQUIPMENT OPERATOR)**

WHEREAS, a Heavy Equipment Operator vacancy was created as the result of a resignation effective September 5<sup>th</sup>, 2019; and

WHEREAS, the Highway Superintendent through the vacancy review process has identified the continued need for a position and is requesting that the vacancy be filled with a Motor Equipment Operator instead of a Heavy Equipment Operator; and

WHEREAS, the estimated annual cost to fill the Motor Equipment Operator position is \$68,116 which includes fringe benefits;

NOW, THEREFORE, BE IT RESOLVED, that effective September 9<sup>th</sup>, 2019 the Highway Superintendent is hereby approved to create and fill a Motor Equipment Operator position; and be it further

RESOLVED, that the Heavy Equipment Operator position will remain open for the possibility of a future promotion but that the position will not be filled unless Legislative authorization is received; and be it further

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

VOTE: Unanimous

### **RESOLUTION NO. 352-19**

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

**GRANT UNPAID LEAVE OF ABSENCE  
(M. Stokoe)**

RESOLVED, that a Highway employee is hereby granted an unpaid leave of absence starting on September 10<sup>th</sup>, 2019 until further notice; and be it further

RESOLVED, that a copy of this resolution be given to Mr. Stokoe, Highway Superintendent and Deputy Highway Superintendent, Personnel Officer and Acting County Administrator.

VOTE: Unanimous

**RESOLUTION NO. 353-19**

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

**AMEND YATES COUNTY EMPLOYEE HANDBOOK**

WHEREAS, the Employee Handbook is in need of modification in order to accurately define how much personal leave time a new employee gets at the time of hire;

NOW, THEREFORE, BE IT RESOLVED, that effective September 9<sup>th</sup>, 2019 wording be inserted in Paragraph 705.3, stating, "Each new employee hired between January 1 and June 30 shall receive two (2) days of personal leave at the time of hire. Each new employee hired between July 1 and September 30 shall receive one (1) day of personal leave at the time of hire. Each new employee hired between October 1 and December 31 shall receive no personal leave at the time of hire." after the first sentence; and be it further

RESOLVED, that the revised Employee Handbook be made available to all County employees by means of the Intranet; and be it further

RESOLVED, that a copy of this resolution be forwarded to all Yates County Employees.

VOTE: Unanimous

**RESOLUTION NO. 354-19**

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

**AUTHORIZE CHAIRMAN TO SIGN INTERNET & TELEPHONE SERVICES  
CONTRACT  
(Empire Access)**

WHEREAS, the Yates County Information Technology department has identified the need to increase the County Internet bandwidth from 100Mbps to 200Mbps and the services to Highway from 20Mbps to 50Mbps; and

WHEREAS, three quotes have been obtained from the following:

Empire Access (3-year Contract)

**Monthly Recurring Charges**

- 13 Static IP addresses . 50.00
- (3) 100 Block DID's 60.00
- Unlimited Local/Long Distance 0.00
- Business Class SIP 24 call paths 599.00
- 200Mbps Dedicated Internet Access 800.00
- 50Mbps EPL circuit to Highway 500.00 (requires  
120/day build)

Total MRC - 2009.00

**FirstLight (3-year Contract)**

**Monthly Recurring Charges**

- 13 Static IP addresses . 24.00
- (3) 100 Block DID's 39.00
- 25k Long Distance Bundle 341.00
- Business Class SIP 24 call paths 192.00
- 200Mbps Dedicated Internet Access 1279.00 (incl 10k to  
build circuit)
- 50Mbps EPL circuit to Highway (Spectrum) 950.00 (service N/A)

Total MRC - 2825.00

**Spectrum Business (3-year Contract)**

**Monthly Recurring Charges**

- 13 Static IP addresses 100 DID's Incl. 50.00
- (2) additional 100 Block DID's 30.00
- 20k Long Distance Bundle 380.00
- Business Class SIP 24 call paths w/5k LD 316.00
- 200Mbps Dedicated Internet Access 1179.00
- 50Mbps EPL circuit to Highway 950.00

Total MRC - 2905.00

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to sign a contract with Empire Access of Prattsburgh, NY for Internet & Telephone Services for a three (3) year term; and be it further

RESOLVED, that copies of this resolution be given to the I.T. Director and the County Treasurer.

VOTE: Unanimous

**RESOLUTION NO. 355-19**

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

**AUTHORIZE COMMISSIONER OF DSS TO FILL POSITION  
(CASEWORKER)**

WHEREAS, a Caseworker vacancy was created on September 6<sup>th</sup>, 2019 as the result of a resignation; and

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

WHEREAS, the estimated annual cost to fill the position is approximately \$66,436 which includes fringe benefits, with the 80% reimbursement rate the total cost to the County will be \$13,287; and

WHEREAS, per Article 5, Section 3 of the CSEA CBA if an employee has prior experience in similar work he/she may be hired at the step one rate of pay as opposed to the start rate; and

WHEREAS, if applicable the DSS Commissioner is authorized to offer the position(s) at the step one rate of pay at an estimated annual cost of \$68,047 which includes fringe benefits, with the 80% reimbursement rate the total cost to the County will be \$13,609;

NOW, THEREFORE, BE IT RESOLVED, that effective September 9<sup>th</sup>, 2019 the Commissioner of Social Service is hereby approved to fill a Caseworker position; and be it further

RESOLVED, that the DSS Commissioner is also authorized to fill any subsequent vacancies that occur through promotion of an employee into the vacant position, if applicable; and be it further

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

VOTE: Unanimous

### **RESOLUTION NO. 356-19**

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

#### **AUTHORIZE HIGHWAY SUPERINTENDENT TO FILL POSITION (WORKING SUPERVISOR)**

WHEREAS, a Working Supervisor position in the County Highway Department will become vacant on September 20<sup>th</sup>, 2019 as a result of a retirement; and

WHEREAS, the Highway Superintendent through the vacancy review process has identified the continued need for the Working Supervisor position and is requesting that the position be filled; and

WHEREAS, the estimated annual cost to the County to fill the position will not exceed \$78,530 which includes fringe benefits;

NOW, THEREFORE, BE IT RESOLVED, that effective September 9<sup>th</sup>, 2019 the Highway Superintendent is hereby approved to fill a Working Supervisor position; and be it further

RESOLVED, that the Highway Superintendent is also authorized to fill any subsequent vacancy that occurs through promotion of an employee into the vacant position, if applicable; and be it further

RESOLVED, that copies of this Resolution be given to the Highway Superintendent, Personnel Officer and County Administrator.

VOTE: Unanimous

### **RESOLUTION NO. 357-19 (POSTPONED)**

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

DISCUSSION:

Mr. Cutler moved to postpone action on resolutions 357 and 358 until the end of budget workshops, seconded by Mrs. Percy.

Dr. Dennis asked for clarification as to whether the postponement is for after the budget workshops or at the end of the budget workshop where discussion takes place on fund balance and the tentative budget gets adopted.

Mr. Cutler explained it would be at the conclusion of the budget workshops before the tentative budget is adopted. The rationale is we don't know until budget workshop. We are going to have some tough decisions to make in terms of how to deal with some things. It is not in the budget for 2019 and we will have to figure out how it fits into the priorities as we go into 2020.

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

### **AUTHORIZE DISTRICT ATTORNEY TO CREATE AND FILL POSITION (CONFIDENTIAL SECRETARY TO DISTRICT ATTORNEY AND LAW ENFORCEMENT LIAISON)**

WHEREAS, the District Attorney through the position review process has identified the need for a full time Confidential Secretary to District Attorney and Law Enforcement Liaison in the District Attorney's Office and is requesting that the position be created and filled; and

WHEREAS, the salary for the position is set at \$42,000 and the total estimated annual cost to fill the position is \$63,899 which includes fringe benefits;

NOW, THEREFORE, BE IT RESOLVED, that effective September 9<sup>th</sup>, 2019 the District Attorney is hereby approved to create and fill a full time Confidential Secretary to District Attorney and Law Enforcement Liaison position; and be it further

RESOLVED, that the District Attorney is also authorized to fill any subsequent vacancies that occur through promotion of an employee into the newly created position, if applicable; and be it further

RESOLVED, that copies of this Resolution be given to the District Attorney, Acting County Administrator and the Personnel Officer and County Treasurer.

### **RESOLUTION NO. 358-19 (POSTPONED)**

### **AUTHORIZE DISTRICT ATTORNEY TO CREATE AND FILL POSITION (ASSISTANT DISTRICT ATTORNEY)**

WHEREAS, the District Attorney through the position review process has identified the need for a second full time Assistant District Attorney in the District Attorney's Office and is requesting that a position be created and filled; and

WHEREAS, the salary range would be \$55,000 - \$70,000 depending on the experience and qualifications of the candidate, therefore, the total estimated annual cost to the County to fill the position would not exceed \$98,014 which includes fringe benefits;

NOW, THEREFORE, BE IT RESOLVED, that effective September 9<sup>th</sup>, 2019 the District Attorney is hereby approved to create and fill a full time District Attorney position; and be it further

RESOLVED, that copies of this Resolution be given to the District Attorney, Acting County Administrator and the Personnel Officer and County Treasurer.

### **RESOLUTION NO. 359-19**

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

### **NATIONAL 4-H WEEK PROCLAMATION**

WHEREAS, 4-H had its beginnings in rural America, it now serves youth 5-19 years old in urban, suburban, and rural communities including Yates County; and

WHEREAS, 4-H is the largest out of school youth organization in the country, led by state land-grant universities in cooperation with local county extension councils; and

WHEREAS, each of the four H's on the clover represent ways youth can grow and develop in 4-H. The first H stands for Head, for critical thinking and problem solving. The second H stands for Heart, for self-discipline, integrity, and communication. The third H for Hands and serving others, and the fourth H is for Health and for choosing healthy lifestyles; and

WHEREAS, the 4-H experience has a focus on hands on learning, emphasizing areas of Agriculture and Food Systems, Civic Engagement, Healthy Living, and Science, Technology, Engineering, and Mathematics, encouraging members to contribute to the betterment of themselves and their communities; and

WHEREAS, the 4-H Program, like many other youth groups, relies heavily on volunteers, who are involved in nearly every aspect of the program;

NOW, THEREFORE, the Yates County Legislature does hereby proclaim October 6-12, 2019, as National 4-H Week in the County of Yates and urges its citizens to learn more about 4-H and to become more involved in 4-H as members, club leaders, or volunteers.

VOTE: Unanimous

### **RESOLUTION NO. 360-19**

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

Ms. Chilson suggested the following changes:

- Remove the wording Greatest Generation in the 3<sup>rd</sup> WHEREAS and replace it with war to end all wars.

- In the 6<sup>th</sup> WHEREAS add American Legion Baseball after Little League Baseball,

**RECOGNIZING AMERICAN LEGION POST 355 CENTENNIAL  
SEPTEMBER 14, 2019**

WHEREAS, September 14, 2019 marks the Centennial observation of American Legion Johnson-Costello Post 355; and

WHEREAS, men and women from Yates County have served their community through active membership in American Legion; and

WHEREAS, from the war to end all wars to the latest generation, the American Legion Post 355 has continued to advocate for our military, for our veterans and for a strong America. Since 1919, the American Legion has fought for each generation through the four pillars of service: 1) strong national security, 2) taking care of veterans, 3) mentoring youth, 4) promoting patriotism and honor, and 4) community service; and

WHEREAS, many veterans returned to this area suffering the effects of war and its aftermath having served courageously with men, women, and children on the home front also enduring tremendous hardships and contributing generously to their Yates County communities; and

WHEREAS, the American Legion has played a leading role in initiatives and breakthroughs that have affected the lives of Americans in every community from the U.S. Flag Code to the GI Bill; and

WHEREAS, the members of American Legion Johnson-Costello Post 355 have actively contributed to the Yates County community through endless hours of community service such as: public education in our school systems about patriotism and service in the armed forces, mentoring teens at Boys and Girls State programs, higher education scholarship programs, challenge our high school youth to improve their public speaking skills and develop a greater appreciation of our Constitution at oratorical contests, Little League baseball sponsorship, American Legion baseball sponsorship, dedicated honor guard services for veteran burial and memorial services, family and financial assistance, blood donor program, American Legion Auxiliary, Legion Riders, National Emergency Fund, and Sons of the American Legion; and

WHEREAS, that in observance of the American Legion Johnson-Costello Post 355 Centennial, the Yates County Legislature, in patriotic tradition, recognizes the importance of honoring all those from Yates County who have served in battle and on the home front and acknowledges the immeasurable sacrifices that helped to preserve our freedom;

NOW THEREFORE, BE IT RESOLVED, that the Yates County Legislature does hereby recognize September 14, 2019, as American Legion Johnson-Costello Post 355 Centennial Celebration Day in Yates County; and

(1) Supports the recognition of September 14, 2019, as American Legion Johnson-Costello Post 355 as Centennial Celebration Day; and

(2) Encourages all citizens, residents, and visitors in Penn Yan to join in observing this day to honor every service member who has died in the name of liberty, freedom and democracy while also showing their support for living veterans, service members and their families.

VOTE: Unanimous

Mrs. Church moved to enter executive session to discuss:

- Collective bargaining involving CSEA and Council 82 unions with members of the Legislature, Acting County Administrator and the Personnel Officer present.
- The employment history of a particular individual or individuals with members of the Legislature, and the Acting County Administrator present.

The sessions will be held in the Executive Session Room. There may be a resolution or resolutions forthcoming. Seconded by Ms. Chilson.

VOTE: Unanimous

At 4:30 pm the Legislature came back into open session and the following action was taken.

### **RESOLUTION NO. 361-19**

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

#### **APPROVING MEMORANDUM OF AGREEMENT WITH CSEA AND A HIGHWAY DEPARTMENT EMPLOYEE CONCERNING THE REORGANIZATION OF THE SIGN MAINTENANCE SHOP**

WHEREAS, the County Superintendent of Highways has recommended a reorganization of personnel within the Sign Maintenance Shop of the County Highway Department;

NOW, THEREFORE, BE IT RESOLVED, that this County Legislature hereby approves said reorganization; and be it further

RESOLVED, that this County Legislature has reviewed and approved a certain Memorandum of Agreement by and between the County, an affected employee, and his collective bargaining representative, that is, the Civil Service Employees Association, Local 1000 AFSCME, AFL-CIO, Yates County Unit, Yates County Local 862; and be it further

RESOLVED, that the Chairman of the County Legislature and the Acting County Administrator be and hereby are authorized to execute said Memorandum of Agreement on behalf of the County.

VOTE: Unanimous

Meeting adjourned at 4:32 pm