

**ORGANIZATIONAL MEETING  
JANUARY 2, 2019**

The January 2, 2019 Organizational Meeting of the Schuyler County Legislature was called to order at 9:00 a.m. by Stacy B. Husted, Clerk, acting as Temporary Chairman. The Pledge of Allegiance was led by Legislator Fagan and followed by a Moment of Silence. All Legislators were present. County Administrator Timothy O’Hearn, and County Attorney Steven Getman were also present.

**PUBLIC PARTICIPATION:** None.

The Acting Chair then opened the floor for nominations for Chairman of the Legislature for the year 2019.

**MOTION** by Legislator Barnes to nominate Legislator Dennis A. Fagan as Chairman, **SECOND** by Legislator Rondinaro. The Acting Chair asked for other nominations and there were none.

**RESOLUTION NO. 1** Motion by Barnes, Second by Rondinaro.

RE: CLOSE NOMINATIONS - 2019 CHAIRPERSON OF THE SCHUYLER COUNTY LEGISLATURE

BE IT RESOLVED, that the nominations for the 2019 Chairperson of the Schuyler County Legislature be closed.

Vote 7-1. Noes: Lausell.

**RESOLUTION NO. 2** Motion by Barnes, Second by Howell.

RE: APPOINTMENT - CHAIR, SCHUYLER COUNTY LEGISLATURE – 2019

BE IT RESOLVED, that Dennis A. Fagan be Chairperson of the Schuyler County Legislature for the year 2019.

Vote 7-1. Noes; Lausell.

**RESOLUTION NO. 3** Motion by Rondinaro, Second by Barnes.

RE: "CONTINUITY OF LOCAL GOVERNMENT" FOR 2019

BE IT RESOLVED, that the duly authorized vice-chairman successors for "Continuity of Local Government", as prescribed by Schuyler County Local Law No. 1-1972, be adopted for the year 2019, as follows:

Chairman	Dennis A. Fagan
#1 Vice-Chairman	Philip C. Barnes
#2 Vice-Chairman	Van A. Harp
#3 Vice-Chairman	Michael L. Lausell
#4 Vice-Chairman	James W. D. Howell, Jr.
#5 Vice-Chairman	Carl. H. Blowers
#6 Vice-Chairman	Mark F. Rondinaro
#7 Vice-Chairman	David M. Reed

Vote 8-0.

**RESOLUTION NO. 4** Motion by Rondinaro, Second by Barnes.

RE: CONFORM TO "RULES OF PROCEDURE" FOR 2019

BE IT RESOLVED, that the "Rules of Procedure", as adopted on January 13, 1992 to be effective January 13, 1992, as amended on October 12, 1999, as amended on May 10, 2004, as amended on June 12, 2006, as amended on January 1, 2007, and as amended on May 12, 2014, be conformed to.

Vote 8-0.

**RESOLUTION NO. 5** Motion by Rondinaro, Second by Barnes.

RE: DESIGNATION OF DEPOSITORIES FOR SCHUYLER COUNTY FUNDS FOR 2019

BE IT RESOLVED, that the Depositories for Schuyler County funds be the following banks and for the following amounts:

PROCEEDINGS OF THE YEAR 2018

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CHEMUNG CANAL TRUST COMPANY

Montour Falls or Watkins Glen Office

303 W. Main Street

Montour Falls, NY 14865 \$8,000,000.00

TOMPKINS TRUST COMPANY

Main Street

Odessa, NY 14869 \$8,000,000.00

CHASE

1 Clinton Ave., Suite 700

Rochester, NY 14604 \$8,000,000.00

COMMUNITY BANK, N.A.

Watkins Glen Office

401 N. Franklin Street \$8,000,000.00

Watkins Glen, NY 14891

Vote 8-0.

**RESOLUTION NO. 6** Motion by Rondinaro, Second by Barnes.

RE: A RESOLUTION DELEGATING TO THE COUNTY TREASURER OF THE COUNTY OF SCHUYLER, NEW YORK, THE POWER TO AUTHORIZE, ON AN AS NEEDED BASIS DURING FISCAL YEAR 2019, THE ISSUANCE AND SALE OF NOT TO EXCEED \$2,500,000.00 OF TAX ANTICIPATION NOTES AND/OR REVENUE ANTICIPATION NOTES OF SAID COUNTY IN ANTICIPATION OF THE COLLECTION OF REAL ESTATE TAXES LEVIED, OR TO BE LEVIED, IN FISCAL YEAR 2019

BE IT RESOLVED by the affirmative vote of the County Legislature of the County of Schuyler, New York, as follows:

Section 1. The power to authorize, on an as needed basis during fiscal year 2019, the issuance and sale of not exceeding \$2,500,000.00 of tax anticipation notes and/or revenue anticipation notes of the County of Schuyler, New York, including renewals thereof, and any associated necessary costs, in anticipation of the collection of real estate taxes levied, or to be levied, for such fiscal year of said County, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents as may be determined by said County Treasurer, pursuant to the Local Finance Law.

Section 2. This resolution shall take effect immediately.

Vote 8-0.

**RESOLUTION NO. 7** Motion by Barnes, Second by Rondinaro.

RE: DESIGNATION OF LEGAL COUNTY NEWSPAPER FOR 2019

BE IT RESOLVED, that *The Review & Express* weekly newspaper within Schuyler County, be designated as the legal County paper to publish resolutions, election notices, official canvass and other notices.

Vote 8-0.

**RESOLUTION NO. 8** Motion by Barnes, Second by Rondinaro.

RE: ACKNOWLEDGE APPOINTMENT AND SET SALARY FOR DEPUTY COUNTY TREASURER - TREASURER

BE IT RESOLVED, that this Legislature acknowledge the appointment by Holley A. Sokolowski, Schuyler County Treasurer, of Danielle R. Burns, as Deputy County Treasurer, effective January 1, 2019 at an annual salary of \$46,000.

Vote 8-0.

**RESOLUTION NO. 9** Motion by Barnes, Second by Rondinaro.

RE: APPOINTMENT - CHIEF CORONER FOR 2019

BE IT RESOLVED, that this Legislature, upon the recommendation of the elected coroners, acknowledges and accepts the appointment of Blanche Borzell, M.D. as Chief Coroner for the year 2019, at an additional stipend of \$2,500 for administrative duties to be paid quarterly at the rate of \$625.00 per quarter.

Vote 8-0.

**RESOLUTION NO. 10** Motion by Barnes, Second by Rondinaro.

RE: APPOINTMENT – COUNTY HISTORIAN FOR 2019

BE IT RESOLVED, that Gary Emerson be appointed as County Historian for the year 2019, with a salary of \$3,750.

Vote 8-0.

**RESOLUTION NO. 11** Motion by Barnes, Second by Rondinaro.

RE: APPOINTMENT – COUNTY ADMINISTRATOR - 2019-2022

BE IT RESOLVED, that Timothy M. O’Hearn be appointed County Administrator for a four-year term commencing January 1, 2019 and ending December 31, 2022, at a salary of \$133,075.

Vote 8-0.

**RESOLUTION NO. 12** Motion by Barnes, Second by Rondinaro.

RE: DELEGATE TO THE REAL PROPERTY TAX DIRECTOR THE AUTHORITY TO AUTHORIZE CORRECTION OF ERRORS AND PAYMENT OF TAX REFUNDS IN AN AMOUNT NOT TO EXCEED \$2,500 FOR THE YEAR 2019

WHEREAS, the State of New York has, pursuant to Sections 554 and 556 of the Real Property Tax Law (RPTL), authorized correction of errors and payment of tax refunds without prior audit for corrections for refunds not exceeding \$2,500, and

WHEREAS, Schuyler County desires to delegate to the Real Property Tax Services Director (Director) the authority as stated under said law.

NOW, THEREFORE, BE IT RESOLVED, that there is hereby delegated to the Director the power to authorize the Schuyler County Treasurer to make payment of any refund or credit of taxes not exceeding the sum of \$2,500 without prior audit, as provided in Sections 554(9) and 556(8) of the RPTL for the calendar year of 2019, with the following provisions:

1. That the Director shall comply with all provisions under RPTL Sections 554 and 556 relative to corrections of errors and the refund or credit of taxes.
2. That on or before the 15<sup>th</sup> day of each month the Director shall submit to the Legislature a report of the corrections, refunds and credits processed by such official during the month, embodying in that report the information as required under aforesaid statute.
3. That in no case shall the total amount of such refund or credit exceed the amount appropriated by the County Legislature.

Vote 8-0.

**RESOLUTION NO. 13** Motion by Barnes, Second by Rondinaro.

RE: ACKNOWLEDGE APPOINTMENT OF DEMOCRATIC DEPUTY COMMISSIONER, BOARD OF ELECTIONS – 2019-2020

WHEREAS, Carolyn C. Elkins, Democratic Commissioner in the Board of Elections, has appointed Kathryn R. Elkins with the endorsement of the Democratic Party for the term 2019-2020.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby acknowledge the appointment by Carolyn C. Elkins, Commissioner, Board of Elections of Kathryn R. Elkins as Deputy Commissioner, Board of Elections effective January 1, 2019 through December 31, 2020 full-time, at an annual salary of \$40,731.

Vote 8-0.

**RESOLUTION NO. 14** Motion by Barnes, Second by Rondinaro.

RE: ACKNOWLEDGE APPOINTMENT OF REPUBLICAN DEPUTY COMMISSIONER, BOARD OF ELECTIONS – 2019-2020

WHEREAS, Joseph Fazzary, Republican Commissioner in the Board of Elections, has appointed Cindy

PROCEEDINGS OF THE YEAR 2018

L. Cady with the endorsement of the Republican Party for the term 2019-2020.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby acknowledge the appointment by Joseph Fazzary, Commissioner, Board of Elections of Cindy L. Cady as Deputy Commissioner, Board of Elections effective January 1, 2019 through December 31, 2020 full-time, at an annual salary of \$42,547.

Vote 8-0.

**RESOLUTION NO. 15** Motion by Barnes, Second by Rondinaro.

RE: APPROVE AND ADOPT UPDATED PURCHASING POLICIES AND PROCEDURES FOR 2019 - PURCHASING

WHEREAS, Schuyler County Purchasing Policies and Procedures have been updated to reflect procedural changes and recent additions to General Municipal Law (GML) Section 103.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature approves and adopts the revised Purchasing Policies and Procedures for 2019, on file in the Legislative Office and the Purchasing Department, effective January 1, 2019.

Vote 8-0.

**RESOLUTION NO. 16** Motion by Barnes, Second by Rondinaro.

RE: SCHEDULE OF SALARIES FOR 2019

BE IT RESOLVED, that the Schedule of Salaries for 2019, as attached hereto, be adopted, effective January 1, 2019, and

BE IT FURTHER RESOLVED, that the Human Resources Department and the County Treasurer be authorized and directed to pay the County employees according to the 2019 Salary Schedule.

Vote 8-0.

**PUBLIC PARTICIPATION:** None.

**MOTION** by Legislator Rondinaro to go into executive session related to the proposed acquisition, sale, or exchange of securities, when publicity would substantially affect their value, and may imperil public safety if disclosed, **SECOND** by Legislator Harp. Motion carried eight ayes to zero noes.

**MOTION** by Legislator Rondinaro to come out of executive session, **SECOND** by Legislator Blowers. Motion carried eight ayes to zero noes.

The Meeting adjourned at 9:58 a.m.

Stacy B. Husted, Clerk

Jamee L. Mack, Deputy Clerk

**REGULAR MEETING  
JANUARY 14, 2019**

The January 14, 2019 Regular Meeting of the Schuyler County Legislature was called to order at 6:30 p.m. by Chairman Fagan. The Pledge of Allegiance was led by Legislator Barnes and followed by a Moment of Silence. All Legislators were present except Legislator Reed who was excused. County Administrator Timothy O'Hearn, and County Attorney Steven Getman were also present.

**PUBLIC PARTICIPATION:** None.

**RESOLUTION NO. 17** Motion by Barnes, Second by Harp.

RE: APPROVE THE MINUTES OF THE DECEMBER 10, 2018 REGULAR MEETING AND THE DECEMBER 27, 2018 YEAR END MEETING OF THE SCHUYLER COUNTY LEGISLATURE

BE IT RESOLVED, that the minutes of the December 10, 2018 Regular Meeting and the December 27, 2018 Year End Meeting of the Schuyler County Legislature be approved.

Vote 7-0.

**RESOLUTION NO. 18** Motion by Harp, Second by Blowers.

RE: AUTHORIZE EXTENSION OF THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES GRANT CONTRACT C000343 – PUBLIC DEFENDER

WHEREAS, the Public Defender's Office has received the New York State Office of Indigent Legal Services Grant, C000343 (Distribution #3), and

WHEREAS, said grant was for the period of June 1, 2013 to May 31, 2018, and

WHEREAS, said grant funds have not been fully utilized, and as such, said grant should be extended, and

WHEREAS, the New York State Office of Indigent Legal Services has provided an agreement to extend the contract period through May 31, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to sign said grant contract extension, and

BE IT FURTHER RESOLVED, that the Schuyler County Treasurer is hereby directed to extend the New York State Office of Indigent Legal Services grant, C000343 accordingly, and in cooperation with the Public Defender's Office.

Vote 7-0.

**RESOLUTION NO. 19** Motion by Harp, Second by Blowers

RE: AUTHORIZE EXTENSION OF THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES GRANT CONTRACT C000543 – PUBLIC DEFENDER

WHEREAS, the Public Defender's Office has received the New York State Office of Indigent Legal Services Grant, C000543 (Distribution #4), and

WHEREAS, said grant was for the period of January 1, 2014 to December 31, 2017, and

WHEREAS, said grant funds have not been fully utilized, and as such, said grant should be extended, and

WHEREAS, the New York State Office of Indigent Legal Services has provided an agreement to extend the contract period through December 31, 2018.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to sign said grant contract extension, and

BE IT FURTHER RESOLVED, that the Schuyler County Treasurer is hereby directed to extend the New York State Office of Indigent Legal Services grant, C000543 accordingly, and in cooperation with the Public Defender's Office.

Vote 7-0.

**RESOLUTION NO. 20** Motion by Harp, Second by Blowers.

RE: AUTHORIZE EXTENSION OF THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES GRANT CONTRACT C000643 – PUBLIC DEFENDER

WHEREAS, the Public Defender's Office has received the New York State Office of Indigent Legal Services Grant, C000643 (Upstate Quality Improvement and Caseload Reduction), and

WHEREAS, said grant was for the period of January 1, 2014 to December 31, 2017, and

WHEREAS, said grant funds have not been fully utilized, and as such, said grant should be extended, and

WHEREAS, the New York State Office of Indigent Legal Services has provided an agreement to extend the contract period through December 31, 2018.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to sign said grant contract extension, and

BE IT FURTHER RESOLVED, that the Schuyler County Treasurer is hereby directed to extend the New York State Office of Indigent Legal Services grant, C000643 accordingly, and in cooperation with the Public Defender's Office.

Vote 7-0.

**RESOLUTION NO. 21** Motion by Harp, Second by Blowers.

RE: AUTHORIZE TWO-YEAR GRANT CONTRACT WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR THE FY18 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT– EMERGENCY MANAGEMENT

PROCEEDINGS OF THE YEAR 2018

WHEREAS, the Schuyler County Office of Emergency Management was awarded a New York State Division of Homeland Security and Emergency Services FY18 Statewide Interoperable Communications Grant in the amount of \$382,595.00, with no local share cost, and

WHEREAS, these grant funds will be used to enhance the coverage of the public safety communication system and to support statewide interoperable communications for first responders.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to accept and execute the FY18 Statewide Interoperable Communications Grant two-year contract with the New York State Division of Homeland Security and Emergency Services, for the term of January 1, 2019 through December 31, 2020, in the amount of \$382,595.00, and

BE IT FURTHER RESOLVED, that the Schuyler County Treasurer is hereby directed to establish said grant accordingly, and in cooperation with the Emergency Management Department.

Vote 7-0.

**RESOLUTION NO. 22** Motion by Rondinaro, Second by Blowers.

RE: APPROVAL OF THE ANNUAL UPDATE TO THE 2016 THROUGH 2020 FOUR YEAR IMPLEMENTATION PLAN – OFFICE FOR THE AGING

WHEREAS, the Schuyler County Legislature has established an Office for the Aging in Schuyler County, and

WHEREAS, the Office for the Aging is required to submit a Four-Year Plan with annual applications for funding which includes plans for programs operated by the Office for the Aging, as follows:

- Title IIIB of the Older American’s Act
- Titles IIIC1 and IIIC2 of the Older American’s Act
- Title IIID of the Older American’s Act
- Title IIIE of the Older American’s Act
- Expanded In-Home Services for the Elderly Program (EISEP)
- Community Services for the Elderly Program (CSE)
- Congregate Services Initiative Program (CSI)
- Wellness in Nutrition Program (WIN)
- Transportation
- Health Insurance Information, Counseling and Assistance Program (HIICAP), and

WHEREAS, the Plan requires approval by the Schuyler County Legislature for the submission of the Plan, and

WHEREAS, a Public Hearing on the Plan was held, as required, on September 13, 2018, and

WHEREAS, the Advisory Council to the Office for the Aging reviewed and commented on the plan as required, and

WHEREAS, no Federal and/or New York State funding will be available until the Plan has been approved by the Schuyler County Legislature and submitted to the NYS Office for the Aging and approved.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Schuyler County Legislature be hereby authorized to sign the update to the Plan with the funding application necessary to carry out the services provided by the Schuyler County Office for the Aging, for the term of April 1, 2019 through March 31, 2020.

Vote 7-0.

**RESOLUTION NO. 23** Motion by Rondinaro, Second by Blowers.

RE: AUTHORIZE APPOINTMENTS TO THE SCHUYLER COUNTY INDUSTRIAL DEVELOPMENT AGENCY (SCIDA)

BE IT RESOLVED, the Schuyler County Legislature hereby approves of the appointments to the Schuyler County Industrial Development Agency (SCIDA) for the term January 1, 2019 through December 31, 2021, to wit:

**SCHUYLER COUNTY INDUSTRIAL DEVELOPMENT AGENCY (SCIDA)**

Mark Taylor  
Carl Taber

Vote 7-0.

**RESOLUTION NO. 24** Motion by Rondinaro, Second by Blowers.

RE: AUTHORIZE APPOINTMENT TO FILL AN UN-EXPIRED TERM ON THE SCHUYLER COUNTY INDUSTRIAL DEVELOPMENT AGENCY (SCIDA)

WHEREAS, Keith Caslin has resigned his position on the Schuyler County Industrial Development Agency, effective January 1, 2019, and

WHEREAS, Chad Hendrickson has expressed interest and is a qualified candidate recommended by SCIDA to fill the un-expired term.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby approves the appointment of Chad Hendrickson to fill the un-expired term of Keith Caslin on the above board effective January 1, 2019 through December 31, 2019.

Vote 7-0.

**RESOLUTION NO. 25** Motion by Rondinaro, Second by Blowers.

RE: AUTHORIZE NAME CHANGE AND APPOINTMENT TO THE SCHUYLER COUNTY RISK MANAGEMENT COMMITTEE - HUMAN RESOURCES

WHEREAS, the Schuyler County Safety Committee is also charged with Risk Management assessment/oversight, and

WHEREAS, there is also a need to redefine the appointments to reflect Titles versus individual names.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature acknowledges the name change of the Schuyler County Safety Committee to the Schuyler County Risk Management Committee and the following list of titles, or office representatives where applicable, to be appointed with no term.

**SCHUYLER COUNTY RISK MANAGEMENT COMMITTEE**

Emergency Management Coordinator  
Deputy Emergency Management Coordinator  
County Administrator  
Representative from the Legislature  
Personnel Officer  
Information Technology Director  
Highway Superintendent  
Sheriff's Department representative  
President, Road Patrol Union or designee  
President, Correction Officer's Benevolent Association, or designee  
President, CSEA Administrative Unit, or designee  
President, CSEA Highway Unit, or designee  
Representative from Mill Creek Center  
Representative from Human Services Complex

Vote 7-0.

**RESOLUTION NO. 26** Motion by Rondinaro, Second by Blowers.

RE: ACCEPT/REJECT BIDS FOR ONE (1) USED VEHICLE FOR CENTRAL GARAGE/AUTHORIZE TRANSFER FROM CONTINGENCY

WHEREAS, Resolution No. 365-18 authorized advertising for one (1) Used Vehicle Bid for Central Garage, to be assigned to the County Administrator, and

WHEREAS, three compliant bids were received and opened on Tuesday, January 8, 2019, and

WHEREAS, the County Administrator, along with the Purchasing Department, recommend accepting the bid from Maguire Chrysler Dodge Jeep Ram (CDJR), LLC of Watkins Glen for one (1) 2018 Jeep Compass Latitude vehicle, at a cost of \$19,000 (\$18,990 plus \$10 inspection fee), and

WHEREAS, there is no funding available in Central Garage for said vehicle, therefore it needs to be transferred from Contingency.

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NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to sign said documents, if necessary, with Maguire (CDJR), LLC of Watkins Glen, for the price of \$19,000 for one (1) Jeep Compass Latitude vehicle, contract subject to approval of the Schuyler County Attorney, and

BE IT FURTHER RESOLVED, that the remaining bids are hereby rejected, and

BE IT FURTHER RESOLVED, that the Schuyler County Treasurer is hereby authorized to transfer \$19,000 from Contingency account no. 1990.0500 into the Central Garage account no. 1640.0237.

Vote 7-0.

**RESOLUTION NO. 27** Motion by Rondinaro, Second by Blowers.

RE: AUTHORIZE CONTRACT WITH EMMINGER, NEWTON, PIGEON AND MAGYAR, INC. FOR REASSESSMENT SERVICES – REAL PROPERTY TAX

WHEREAS, the Real Property Tax Office is in need of reassessment services due to being short staffed, and

WHEREAS, Emminger, Newton, Pigeon and Magyar, Inc. has submitted a proposal to provide said services for three months at a cost of \$38,000.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a contract with Emminger, Newton, Pigeon and Magyar, Inc. for the Real Property Tax Department for reassessment services for the term January 1, 2019 through March 31, 2019, at a cost of \$38,000, funding available in the 2019 budget account no. 1355.0400-Contractual Expense; contract approved by the Schuyler County Attorney.

Vote 7-0.

**RESOLUTION NO. 28** Motion by Barnes, Second by Rondinaro.

RE: ONE-YEAR APPOINTMENTS

BE IT RESOLVED, the Schuyler County Legislature hereby approves the appointment of the following individuals to the below boards, committees, agencies, for the term January 1, 2019 through December 31, 2019, to wit:

**AUDITING COMMITTEE**

Philip C. Barnes, Management & Finance Committee  
James W. D. Howell, Jr., Management & Finance Committee  
Carl H. Blowers, Management & Finance Committee  
Mark F. Rondinaro, Management & Finance Committee

**CHAMBER OF COMMERCE**

Dennis A. Fagan, Chairman of the Legislature

**EMERGENCY MEDICAL & HIGHWAY SAFETY COMMITTEE**

Dennis A. Fagan, Chairman of the Legislature  
Van A. Harp, Public Safety Committee Chairman

**FIRE SAFETY ADVISORY BOARD**

Philip C. Barnes, Legislator  
Jason Kelly, Burdett Fire Department  
Kent Thurston, Beaver Dams Fire Department  
Mike Hicks, Hector Fire Department  
Nate Mayo, Mecklenburg Fire Department  
Bill Thomas, Montour Falls Fire Department  
Mike Tomassi, Odessa Fire Department  
Charlie Smith III, Watkins Glen Fire Department  
William Kennedy, County Fire Coordinator

**INTER-COUNTY ASSOCIATION OF WESTERN NEW YORK**

James W.D. Howell, Jr., Legislator  
Carl H. Blowers, Legislator  
Mark F. Rondinaro, Legislator



**LAMOKA/ WANETA LAKES PROTECTION DISTRICT**

Dennis A. Fagan, Legislative Representative

**OFFICE FOR THE AGING ADVISORY COUNCIL**

Dennis A. Fagan, Chairman of the Legislature

**PUBLIC HEALTH PROFESSIONAL ADVISORY COMMITTEE**

Michael L. Lausell, Legislator

Catie Kunecki, Common Ground

Deb Minor, Ex-Officio

Philip Cherry, Executive Director Cornell Cooperative Extension

JoAnn Kingsley, Public Representative

Dr. Paul Donnelly, MD Arnot Health

Kristin VanHorn, Schuyler County Planning Director

Sarah Wunderlich, RN

Tamre Waite, Director, Office for the Aging

Deborah Bailey, RN, Schuyler Hospital

Derrick Chrisler, Community Based Organization Rep

Kylie Rodriquez, HIICAP Coordinator, OFA

**RURAL TRANSPORTATION COMMITTEE**

James W. D. Howell, Jr., Chairman, Public Works Committee

**SCHUYLER COUNTY ECONOMIC DEVELOPMENT AGENCY**

Dennis A. Fagan, Chairman of the Legislature

**SCHUYLER COUNTY INDUSTRIAL DEVELOPMENT AGENCY**

Carl H. Blowers, Legislator, Community Development & Natural Resources Committee Member

**SOIL & WATER CONSERVATION BOARD**

James W.D. Howell, Jr., Legislator

Carl H. Blowers, Legislator

**SOUTHERN TIER CENTRAL REGIONAL PLANNING & DEVELOPMENT BOARD**

Dennis A. Fagan, Chairman of the Legislature

Chad Hendrickson, Environmental Representative

**WORKFORCE DEVELOPMENT BOARD**

Michael L. Lausell

Vote 7-0.

**RESOLUTION NO. 29** Motion by Barnes, Second by Rondinaro.

RE: TWO-YEAR APPOINTMENTS

BE IT RESOLVED, the Schuyler County Legislature hereby approves the appointment of the following individuals to the below boards, committees, agencies, for the term January 1, 2019 through December 31, 2020, to wit:

**FISH & WILDLIFE MANAGEMENT BOARD**

James W. D. Howell, Jr., Legislator Alternate

Barlow H. Rhodes, Land Owner

**OFFICE FOR THE AGING ADVISORY COUNCIL**

Donna Hill, Town of Montour

Dennis Mann, Town of Catharine

Patrick Ryan, Schuyler Hospital, Seneca View

David LaMoreaux, Town of Hector

Kathleen LaMoreaux, Town of Hector

Beverly Mello, Town of Reading

Amber Simmons, ARC of Schuyler

PROCEEDINGS OF THE YEAR 2018

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Barbara Ketchum, Town of Orange  
Douglas Bingham, Town of Burdett  
Sharon Young, Watkins Glen

**PLANNING COMMISSION**

Mike Bergen, Agriculture Representative  
Harriett Ferrell, Industrial Representative  
Jenna Wilkens, Medical Representative  
Brittany Gibson, Tourism Representative  
Alice Learn, Town of Catharine  
Matt Schamel, Town of Hector  
Rick Hendrick, Town of Orange  
Bill Pylpciw, Village of Watkins Glen  
Jan Arcangeli, Village of Burdett  
Kyle Colunio, Village of Montour Falls

**QUEEN CATHARINE STEERING COMMITTEE**

David M. Reed, Legislator

**SOUTHERN TIER CENTRAL REGIONAL PLANNING & DEVELOPMENT BOARD**

Philip C. Barnes, Elected Official  
Judy McKinney Cherry, Member at Large  
Jim Ryan, Village of Montour Falls Municipal Official

Vote 7-0.

**RESOLUTION NO. 30** Motion by Barnes, Second by Rondinaro.

RE: THREE-YEAR APPOINTMENTS

BE IT RESOLVED, the Schuyler County Legislature hereby approves the appointment of the following individuals to the below boards, committees, agencies, for the term January 1, 2019 through December 31, 2021, to wit:

**EMERGENCY MEDICAL & HIGHWAY SAFETY COMMITTEE**

Jason Kelly, Fire/Ambulance  
William Yessman, Sheriff's Department  
Charles Franzese, Engineer  
Steven Decker, Village of Watkins Glen Police Department  
Dale Jaynes, Justice Court  
William Kennedy, Fire Bureau/Civil Defense  
Richard Churches, Driver Education  
Ken Thurston, Highway Superintendent

**YOUTH BOARD**

David M. Reed, Legislator  
Lisa Shilling, Member at Large  
Kristine Morseman, Member at Large  
Domenick Austin, Member at Large  
Amanda Magee, Member at Large  
Melisa Schroeder, Member at Large  
Deborah Dalmat, Member at Large  
Melinda Walter, Member at Large  
Dan Fitzsimmons, Member at Large

Vote 7-0.

**RESOLUTION NO. 31** Motion by Barnes, Second by Rondinaro.

RE: FOUR-YEAR APPOINTMENTS

BE IT RESOLVED, the Schuyler County Legislature hereby approves the appointment of the following

individuals to the below boards, committees, agencies, for the term January 1, 2019 through December 31, 2022, to wit:

**COMMUNITY SERVICES BOARD**

Judy Phillips, Community  
Tamre Waite, Office for the Aging  
Steven Rogers, Consumer

Joann Fratarcangelo, Social Services/Youth Board

**LAMOKA/ WANETA LAKES PROTECTION DISTRICT**

Kevin Morris, Waneta Lake Property Owner

**MENTAL HEALTH SUBCOMMITTEES**

Edward Lovell, Vice Chairman  
Steve Rogers, Consumer

**S<sup>2</sup>AY RURAL HEALTH NETWORK BOARD OF DIRECTORS**

Carl H. Blowers, Legislator  
Joann Fratarcangelo, Consumer

Vote 7-0.

**RESOLUTION NO. 32** Motion by Barnes, Second by Rondinaro.

RE: APPOINTMENT TO BOARDS/COMMITTEES WITH NO TERM

BE IT RESOLVED, the Schuyler County Legislature hereby approves the appointment of the following individuals to the below boards, committees, agencies, with no term.

**LOCAL EMERGENCY PLANNING COMMITTEE**

Chelsey Bailey, Schuyler County Public Health Nurse  
Maureen Ball-Keene, Stagecoach Gas Services LLC, ESR Advisor  
Kara Bugis, Cargill Salt, EHS Professional  
Bill Correa, NYS OEM, Regional Coordinator  
Donna Davis, American Red Cross, Schuyler County Emergency Services Coordinator  
Lora Dewey, GST BOCES, Health and Safety Hygienist  
Edward Fletcher, NYS Office of Fire Prevention, Fire Protection Specialist  
Craig Gallow, Watkins Glen International  
Brian Gardner, Schuyler County, Deputy Emergency Manager  
Chad Kehoe, NYS DEC, Spill Responder  
James Kennedy, Watkins Glen Central School District, Foreman  
George Lawson, Finger Lakes Media, President and Publisher  
Patti Miller, Schuyler County Volunteer Ambulance Association, Supervisor  
John O'Brien, New York State Police, Sergeant  
Brandon Swartz, US Salt, ESR Advisor  
Kristin VanHorn, Schuyler County Planner

**RURAL TRANSPORTATION COMMITTEE**

David M. Reed, Legislator

Vote 7-0.

**RESOLUTION No. 33** Motion by Barnes, Second by Rondinaro.

RE: AUTHORIZE APPOINTMENT TO FILL UN-EXPIRED TERM ON THE AGRICULTURE & FARMLAND PROTECTION BOARD

WHEREAS, Tom Eskildsen is no longer a member of the Soil & Water Conservation Board and is not attending the Agriculture & Farmland Protection Board meetings, and

WHEREAS, Jerry Verrigni will fill his unexpired term through December 31, 2019.

NOW, THEREFORE, BE IT RESOLVED, the Schuyler County Legislature hereby approves the appointment of Jerry Verrigni to fill the un-expired term as the Soil & Water Representative on the Agriculture

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& Farmland Protection Board, effective January 1, 2019 through December 31, 2019.

Vote 7-0.

**RESOLUTION NO. 34** Motion by Barnes, Second by Rondinaro.

RE: AUTHORIZE APPOINTMENT TO FILL UN-EXPIRED TERM ON THE LAMOKA/WANETA LAKES PROTECTION BOARD

WHEREAS, the Towns of Wayne and Orange are required to appointment members to the Lamoka/Waneta Lakes Protection Board, and

WHEREAS, there have been changes made to the appointments that have not been provided to the Schuyler County Legislature, and

WHEREAS, in order to correct the record said appointments need to be made.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby authorize the appointments to the Lamoka/Waneta Lakes Protection Board as follows:

Rick Hendrick, Town of Orange, term of January 1, 2019 through December 31, 2021

Stephen Butchko, Town of Wayne, term of January 1, 2019 through December 31, 2020

Vote 7-0.

**WITHDRAWN**

RE: ACCEPT PROPOSAL FOR PROPERTY/CASUALTY INSURANCES FOR THE COUNTY OF SCHUYLER - **WITHDRAWN**

WHEREAS, the County issued a Request for Proposals (RFPs) for its property/casualty insurance program, and

WHEREAS, the County Administrator has analyzed the proposals and recommends that the County accept the proposal from \_\_\_\_\_, the \_\_\_\_\_, and

WHEREAS, implementing this change will save the county a substantial amount of money and also provide the County with improved insurance coverage overall.

NOW, THEREFORE, BE IT RESOLVED, upon recommendation of the County Administrator, this Legislature hereby accept the Insurance proposal received from \_\_\_\_\_, for property/casualty insurance coverage through \_\_\_\_\_, and

BE IT FURTHER RESOLVED, that the Chairman and Clerk of the Legislature be authorized to execute any necessary documents to effectuate the change in coverage immediately.

DISCUSSION: The Clerk explained that this Resolution is being withdrawn because the request for Proposals are still being reviewed. She explained that when the County Administrator is ready, she will ask the Chairman to call a special meeting before the end of this month.

**NEW BUSINESS:** None.

**UNFINISHED BUSINESS:** None.

**REPORT ON STANDING COMMITTEES:**

Legislator Blowers reported that the search committee working on a new President for Corning Community College will be narrowing down the number of candidates to three. Chairman Fagan and Administrator O'Hearn are part of the search committee, and the goal is to select the final candidate by the end of this month.

Legislator Howell reported that he attended a Town of Montour Board Meeting this month. There is a motor cross event that is planned in Montour and the attendance is expected to be about two-thousand people. It will be held on Mother's Day weekend with camping available, and they would like to cross County Route 8.

Chairman Fagan reported that the year-end room tax is up by 13.4%. He said that last year's figure was \$581,311 and this year it is \$659,483. He also said that the sales tax figures are very good as well. We have two of the three payments made in December with one more to go, and after the first two payments we are \$400,000 ahead of last year. He said that typically based on our history, the last payment is around the \$250-300,000 range. This figure is about \$600-700,000 ahead of last year's figures. All of this is very good news.

**COUNTY ADMINISTRATOR'S REPORT:**

Administrator O'Hearn explained that Intro. No. 18 was withdrawn due to the fact that the request for

proposals are still being compiled and will be reviewed. They received four and there is a narrow spread between the amounts. He plans to have a recommendation by the end of the month, and he is pleased with the results. He also reported that he will be present at the regional council meeting for the Downtown Revitalization Initiative (DRI) update. He also reported that they have reached a tentative agreement with the Highway CSEA Unit, and that he would like to ask for an executive session discussion to brief the Legislators on this before any action is taken. Legislator Lausell asked the County Administrator about the DRI review. Administrator O'Hearn said that they received fourteen proposals and they will be reviewed on Tuesday, January 15<sup>th</sup> with the committee.

**MOTION** by Legislator Barnes to go into executive session to discuss collective negotiations pursuant to article fourteen of the civil service law under Public Officers Law Section 105(1)(e), **SECOND** by Legislator Rondinaro. Motion carried seven ayes to zero noes.

**MOTION** by Legislator Barnes to come out of executive session, **SECOND** by Legislator Rondinaro. Motion carried seven ayes to zero noes.

**PUBLIC PARTICIPATION:** None.

The Meeting adjourned at 6:50 p.m.

Stacy B. Husted, Clerk

Jamee L. Mack, Deputy Clerk

**SPECIAL MEETING  
JANUARY 28, 2019**

The January 28, 2019 Special Meeting of the Schuylers County Legislature was called to order at 9:00 a.m. by Chairman Fagan. The Pledge of Allegiance was led by Legislator Harp and followed by a Moment of Silence. All Legislators were present except Legislator Blowers who was excused. County Administrator Timothy O'Hearn, and County Attorney Steven Getman were also present.

**PUBLIC PARTICIPATION:** None.

**RESOLUTION NO. 35** Motion by Rondinaro, Second by Harp.

RE: RATIFICATION OF SPECIAL MEETING

BE IT RESOLVED, that this Special Meeting, pursuant to the call of the Clerk of the Legislature upon the direction of the Chairman, be and hereby is, ratified and approved for discussion and action upon the following items of business:

1. ACCEPT PROPOSAL FOR PROPERTY/CASUALTY INSURANCES FOR THE COUNTY OF SCHUYLER
2. AUTHORIZE CONTRACT EXTENSION WITH ELIZABETH CORLEY FOR ADDITIONAL ATTORNEY SERVICES – COUNTY ATTORNEY'S OFFICE

Vote 7-0.

**RESOLUTION NO. 36** Motion by Barnes, Second by Rondinaro.

RE: ACCEPT PROPOSAL FOR PROPERTY/CASUALTY INSURANCES FOR THE COUNTY OF SCHUYLER

WHEREAS, the County issued a Request for Proposals (RFPs) for its property/casualty insurance program, and

WHEREAS, the County Administrator has analyzed the proposals and recommends that the County accept the proposal from E.C. Cooper Inc., the Insurance Agent, and

WHEREAS, implementing this change will significantly reduce premium costs without diminishing coverage levels.

NOW, THEREFORE, BE IT RESOLVED, that the Schuylers County Legislature hereby accepts the Insurance proposal received from E.C. Cooper Inc., for property/casualty insurance with coverage effective

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February 1, 2019 through February 1, 2020, and

BE IT FURTHER RESOLVED, that the Chairman and Clerk of the Legislature are hereby authorized to execute any necessary documents to effectuate the change in coverage immediately.

DISCUSSION: The County Administrator stated that this is a significant cost savings. The amount is approximately \$255,000, and there is \$375,000 budgeted for 2019.

Vote 7-0.

**RESOLUTION NO. 37** Motion by Barnes, Second by Rondinaro.

RE: AUTHORIZE CONTRACT EXTENSION WITH ELIZABETH CORLEY FOR ADDITIONAL ATTORNEY SERVICES – COUNTY ATTORNEY’S OFFICE

WHEREAS, the Schuyler County Attorney’s Office continues to be understaffed due to the resignation of an Assistant County Attorney that had been on leave, and

WHEREAS, Elizabeth Corley has agreed to extend her contract on an as needed basis through February 28, 2019, and

WHEREAS, the hourly rate for her services will continue to be \$75.00, with the extended amount not to change from the initial contract.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a contract extension with Elizabeth Corley for additional Attorney Services, on an as needed basis, for the County Attorney’s Office at an hourly rate of \$75.00 per hour, and the total amount of the contract is not to exceed \$7,500 for a term of February 1, 2019 through February 28, 2019, funding is available in the 2019 County Attorney budget account no. 1420.401, contract approved by the Schuyler County Attorney.

Vote 7-0.

**PUBLIC PARTICIPATION:** None.

The Meeting adjourned at 9:05 a.m.

Stacy B. Husted, Clerk

**REGULAR MEETING  
FEBRUARY 11, 2019**

The February 11, 2019 Regular Meeting of the Schuyler County Legislature was called to order at 6:30 p.m. by Chairman Fagan. The Pledge of Allegiance was led by Legislator Howell and followed by a Moment of Silence. All Legislators were present. County Administrator Timothy O’Hearn, and County Attorney Steven Getman were also present.

**PUBLIC PARTICIPATION:**

Mr. Charlie (Ray) Ector, Town of Dix resident, stated that he is in opposition of the Woodstock 50 Concert. He asked the Legislature to take the people that live in that area into consideration and not just the dollar signs.

Mr. John King, Village of Montour Falls Mayor, said that he was not there to talk about the Woodstock 50 Festival. He said that he is in support of Watkins Glen International and understands the importance of the events held at their facility. He explained that he was there to talk about water quality issues. He explained the wells in the Village and the sufficient supply of quality water that is available. He wanted to offer Watkins Glen International (WGI) an interconnect to the Village supply, but only on an emergency basis. He explained mechanically what would be needed and guessed it would cost about a half a million dollars. He looks forward to hearing from the Town of Dix Supervisor, who happened to be present at the meeting, and WGI.

Mr. Gary Westervelt, Town of Dix resident, said that his family has farmed in the area of the race track for decades. He explained some of the looting, trespassing, loss of stock, that took place during the Summer Jam in 1973. He doesn’t want to see anything like this occur again. He also talked about some of the bad experiences from the first Phish concert, and the raw sewage in people’s homes and yards. He does not feel the County has any business having this type of festival. He thought that after the Summer Jam, there was a law put in place so that nothing like this would ever occur again. He wanted to know when this was changed.

Administrator O'Hearn asked if he could offer some clarification, and the Chairman gave him the floor. Administrator O'Hearn said that there is a great deal of misconception out there relative to the Woodstock 50 festival. It is in the early planning stages, and yes, he admits they are behind a bit. Meetings are taking place on a weekly basis. He also explained that in no way can the County or municipality prevent mass gatherings. There could be no NASCAR event if this was the case. He then explained when and how through our public hearing process the County updated the Local Law regarding the mass gathering permits in 2010 that repealed and replaced the local law from 1973. The initial law in 1973 was to regulate and not to prohibit. He explained that it would be this Legislature that decides rather to issue the mass gathering permit or not.

Mr. Byron Thompson, Town of Dix resident, said he lives on Meads Hill Road and commended the local Sheriff's Department and all emergency personnel as they all do a spectacular job. He said that during the first Phish concert he had people trespassing on his property, urinating and relieving themselves in his yard, blocking his driveway, and one person attempted to run into him head on with his vehicle. He had to call the authorities. He asked that the Legislators to look at and talk with the community before they decided to do this.

Mr. Vern Alexander, Town of Dix resident, said that he lives on State Route 329 and he asked how the tickets will be limited, and how are you going to prevent the people that don't have tickets from coming anyway? He said that you can try and limit all you want. The people are still going to come. He asked the Legislators what they are going to do when six hundred thousand people show up. One of his other concerns was that in the event an emergency occurred, that an ambulance or emergency staff could not get through.

Mr. Terry Wolverton, a retired County employee from our Highway Department, said he feels that there is no way to recoup any of the funds from the damage from the Summer Jam. He said during that event if there had been a serious issue on County Road 16, someone would have died. With today's technology and GPS that is being used, these people will be coming in on every road in our County. He told the Legislature that he felt this would be political suicide to do this.

Mr. Frank LaVoche asked if this is a done deal and how and when this process will occur. Administrator O'Hearn explained the time line, the State Environmental Quality Review (SEQR), and the public hearings that would be required before the Legislature would vote rather to issue the mass gathering permit. He named a number of the various organizations that are involved. He explained that he is happy to listen to any concerns and reassured the public present that there is still a great deal of unknowns at this time. He said that by March we will have a much better feel of where we are in the planning stages. He feels that these concerns are a bit premature at this point.

Mr. Ken Gilbert asked if it would be unreasonable to ask for an escrow account to cover any damages and expenses. The County Administrator explained that this is taken care of and is part of the permitting process.

Ms. Mary Hartsell, owner of the Apex Inn Bed and Breakfast on County Road 16 and Meads Hill Road, said she is frustrated that the Legislature had not provided any of the business owners any advance warning of this music festival. She explained how large events of this nature affects her business and what she would normally do to prepare for this. Administrator O'Hearn that this Legislature takes all of this very serious along with the promoters. He said that with all fairness, please give these people the opportunity to do what they say they can. Ms. Hartsell said that you should give the in keepers more notice, you know everyone is going to raise rates, hotels, motels, campgrounds everyone. She said with the room tax that goes to the County, she would have thought that the lines of communication would have been better. She has been approached, along with her neighbors, by the promoter, about renting our land for peanuts on a dollar.

Mr. Fred Belfour from WRFI Radio said he was retired and needed something to do, he decided to come to Watkins Glen because there is never anything in the news about us, so here I am.

Legislator Barnes asked the Town of Dix Supervisor, Harold Russell, who was present, if at his Town Board meeting there where issues with this concert? Supervisor Russell said that they are in the information gathering stage. Legislator Barnes said that he is taking a lot of heat about this, and that his integrity is in question. He attended a meeting where the State Police gave a presentation. He then was in talks with

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members of the State Police in regards to them visiting the Legislature to further expand on their plans for this concert. However, as the weekend evolved, things changed and for security reasons the State Police didn't want to talk in open session, they wanted an executive discussion. He was tired of being thrown under the bus for looking out for our best interests.

Chairman Fagan said that within a month's time, that once we had more information solidified that we would be holding a Public Hearing, and that now is not the time for that.

**RESOLUTION NO. 38** Motion by Blowers, Second by Harp.

RE: APPROVE THE MINUTES OF THE JANUARY 2, 2019 ORGANIZATIONAL MEETING, THE JANUARY 14, 2019 REGULAR MEETING AND THE JANUARY 28, 2019 SPECIAL MEETING OF THE SCHUYLER COUNTY LEGISLATURE

BE IT RESOLVED, that the minutes of the January 2, 2019 Organizational Meeting, the January 14, 2019 Regular Meeting and the January 28, 2019 Special Meeting of the Schuyler County Legislature be approved.

Vote 8-0.

**RESOLUTION NO. 39** Motion by Blowers. Second by Harp.

RE: AUTHORIZE ON-CALL PAY INCREASE FOR ASSISTANT DISTRICT ATTORNEYS – DISTRICT ATTORNEY

WHEREAS, Local Law No. 6 of the Year 2018 authorized per diem compensation under the “Counsel at First Arraignment Program”, and

WHEREAS, Resolution No. 75-18 authorized on-call pay for Assistant District Attorney positions in the District Attorney’s Office to provide coverage on weekends and holidays, at a rate of \$100 a day, not to exceed \$12,500, and

WHEREAS, the District Attorney is now requesting an increase of \$300 more a day for the year 2019, not to exceed \$34,800, with funding provided through the 2019 New York State Division of Criminal Justice Services Legislative Initiatives Grant LG18-1367-D00, and

WHEREAS, funding is available in the 2019 budget account no. 1165.0101 in the amount of \$12,500 with the remaining \$22,300 in grant funding.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby authorizes on-call pay for the Assistant District Attorney positions in the District Attorney’s office to now be \$800 a weekend (\$400/day) and holidays, not to exceed \$34,800, effective January 1, 2019 through December 31, 2019.

Vote 8-0.

**RESOLUTION NO. 40** Motion by Blowers, Second by Harp.

RE: AUTHORIZE TRANSFER OF FUNDS FROM THE DISTRICT ATTORNEY’S SEIZED ASSETS RESERVE ACCOUNT TO PURCHASE PORTABLE RADIOS – DISTRICT ATTORNEY

WHEREAS, the Schuyler County District Attorney’s Office frequently receives funds known as drug case forfeitures, that must be used for specific purposes, such as purchasing equipment to enhance law enforcement and prosecution, and

WHEREAS, the Schuyler County District Attorney’s Office finds the need to utilize these funds to purchase Portable Radios for the Watkins Glen Police Department, to assist them in drug arrests and prevention strategies, and

WHEREAS, said funds are available in the Seized Assets Reverse Account, and approved purchasing procedures will be followed.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Treasurer is hereby authorized to transfer funds as follows:

<u>AMOUNT</u>	<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>
+\$4,724.06	1165.0431	Office Supplies
-\$4,724.06	1165.1289.1165	Seized Assets Reserve Account

Vote 8-0.

**RESOLUTION NO. 41** Motion by Blowers, second by Harp.



RE: AUTHORIZE CLARIFICATION RELATIVE TO ON-CALL PAY FOR ASSISTANT PUBLIC DEFENDERS – PUBLIC DEFENDER

WHEREAS, Local Law No. 6 of the Year 2018 authorized per diem compensation under the “Counsel at First Arraignment Program”, and

WHEREAS, Resolution No. 36-16 authorized on-call pay for the Assistant Public Defenders to receive \$400 a weekend (\$200/day) and holidays, and

WHEREAS, effective June 1, 2018 the Public Defender’s Office split the on-call into two twelve-hour shifts, rather than a twenty-four-hour day, and

WHEREAS, funding is provided through the New York State Office of Indigent Legal Services Grant Contract #COHHA03 in the amount not to exceed \$46,400 annually to cover said on-call pay.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby authorizes the increase of the on-call pay for Assistant Public Defenders to be \$800 a weekend (\$400/day) and holidays, with twelve-hour shifts, not to exceed \$46,400, effective June 1, 2018.

Vote 8-0.

**RESOLUTION NO. 42** Motion by Blowers, Second by Harp.

RE: AUTHORIZE CONTRACT WITH MID-STATE COMMUNICATIONS ELECTRONICS, INC. FOR ON-SITE AND SUPPORT SERVICES FOR THE RADIO COMMUNICATIONS SYSTEMS – EMERGENCY MANAGEMENT

WHEREAS, the Emergency Management Office has had an eleven-month preventive maintenance and service contract for the Emergency Services radio communications systems with Mid-State Communications Electronics, Inc. and

WHEREAS, this contract will now be for twelve months to provide 24/7 On-site and Remote Support for the communications systems, and

WHEREAS, the cost of the contract is \$47,880 and funding is available through the 2019 Statewide Interoperable Communications Grant.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a twelve-month contract with Mid-State Communications Electronics, Inc. for the Emergency Management Department for preventive maintenance and service for the term January 1, 2019 through December 31, 2019, at a cost of \$47,880, funding available in the 2019 Statewide Interoperable Communications Grant account no. 3689.0435.3800, contract approved by the Schuyler County Attorney.

Vote 8-0.

**RESOLUTION NO. 43A** Motion by Rondinaro, Second by Howell.

RE: MOTION TO AMEND RESOLUTION NO. 43 AND RESOLUTION NO. 44 TO CHANGE THE ACCOUNT NUMBER

BE IT RESOLVED, that Resolution No. 43 and Resolution No. 44 is hereby changed to reference a project specific Capital Account Number 004.7110.0200.

Vote 8-0.

**RESOLUTION NO. 43** Motion by Rondinaro, Second by Howell.

RE: AUTHORIZE USE OF CAPITAL FUNDS FOR ENGINEERING SERVICES FOR SENECA HARBOR PARK BREAKWATER WALL – BUILDINGS AND GROUNDS – **AS AMENDED**

WHEREAS, the Seneca Harbor Park Breakwater wall is in need of repair, and

WHEREAS, Hunt Engineers, Architects, Land Surveyors & Landscape Architect D.P.C. has submitted a proposal for said engineering services related to the repairs, and

WHEREAS, the County Highway Superintendent, who oversees the Buildings & Grounds Department, wishes to use the existing Highway contract with Hunt Engineers, Architects, Land Surveyors & Landscape Architect D.P.C., however use of Capital Funds requires Legislature approval.

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NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature authorizes the Buildings and Grounds Department to use funding available in the Building and Grounds Capital account no. 004.7110.0200, for engineering services with labor costs not to exceed \$12,500.00, and other disbursements not to exceed \$750.00.

DISCUSSION: The Clerk explained that after discussion with the County Treasurer, there was a specific Seneca Harbor Park Capital account no. that should be used that would make it easier to track the project costs.

Vote: 8-0.

**RESOLUTION NO. 44** Motion by Howell, Second by Rondinaro.

RE: ACCEPT/REJECT SEALED BIDS FOR SENECA BREAKWATER WALL REPAIRS AND AUTHORIZE CONTRACT WITH BIDCO MARINE GROUP, INC. – BUILDINGS AND GROUNDS – **AS AMENDED**

WHEREAS, Resolution No. 238-18 authorized the County Highway Superintendent to solicit sealed bids for the stone breakwater wall repairs at Seneca Harbor Park, and

WHEREAS, three sealed bids were received and opened on November 14, 2018 at the Schuyler County Legislative Office.

NOW, THEREFORE, BE IT RESOLVED, that Schuyler County Legislature hereby accepts the County Highway Superintendent's recommendation to accept the lowest responsible bid from BIDCO Marine Groups, Inc., 220 Katherine Street, Buffalo, NY 14210, in the amount of \$307,000.00 for the repairs, and

BE IT FURTHER RESOLVED, that the Chairman of the Legislature is hereby authorized to execute a contract with BIDCO Marine Group, Inc., 220 Katherine Street, Buffalo, NY 14210 with a total cost of \$370,000 with funding available in Buildings & Grounds Capital account No. 004.7110.0200, contract approved by the Schuyler County Attorney.

Vote 8-0.

**RESOLUTION NO. 45** Motion by Howell, Second by Rondinaro.

RE: AUTHORIZE TWO-YEAR SUBLEASE AGREEMENT WITH CHILD CARE AWARE OF STEUBEN AND SCHUYLER, A PROGRAM OF PRO ACTION OF STEUBEN AND YATES, INC. - BUILDINGS AND GROUNDS

WHEREAS, Child Care Aware of Steuben & Schuyler has been subleasing cubicle numbers 3, 4 and 5 with common areas and shared use of waiting room number 128, located in the Human Services Complex on a yearly basis, and

WHEREAS, Child Care Aware of Steuben and Schuyler would like to enter into a two- year sublease of the same cubicles and shared space.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to sign a two-year sublease agreement with Child Care Aware of Steuben and Schuyler, A Program of ProAction of Steuben and Yates, Inc., for cubicles 3, 4 & 5, some common area and shared use of waiting room number 128, at an annual cost of \$9,300, effective January 1, 2018 through December 31, 2019, agreement approved by the Schuyler County Attorney.

Vote 8-0.

**RESOLUTION NO. 46** Motion by Howell, Second by Rondinaro.

RE: ADOPT BUILDING ENERGY BENCHMARKING POLICY/PROCEDURES FOR CERTAIN MUNICIPAL BUILDINGS – BUILDINGS AND GROUNDS

WHEREAS, buildings are the single largest user of energy in the State of New York. The poorest performing buildings typically use several times the energy of the highest performing buildings for the exact same building use, and

WHEREAS, collecting, reporting, and sharing building energy data on a regular basis allows municipal officials and the public to understand the energy performance of municipal buildings relative to similar buildings nationwide, and equipped with this information the County of Schuyler is able to make smarter, more cost-effective operational and capital investment decisions, reward efficiency, and drive widespread, continuous improvement, and

WHEREAS, the Schuylers County Legislature desires to use Building Energy Benchmarking, a process of measuring a building's energy use, tracking that use over time, and comparing performance to similar buildings to promote the public health, safety, and welfare by making available good, actionable information on municipal building energy use to help identify opportunities to cut costs and reduce pollution in the County of Schuylers, and

WHEREAS, the Schuylers County Legislature desires to establish a procedure or guideline for the Schuylers County staff to conduct such Building Energy Benchmarking.

NOW, THEREFORE, BE IT RESOLVED, that the following specific policies and procedures are hereby adopted:

**BUILDING ENERGY BENCHMARKING POLICY/PROCEDURES**

**§1. DEFINITIONS**

(A) "Benchmarking Information" shall mean information generated by Portfolio Manager, as herein defined including descriptive information about the physical building and its operational characteristics.

(B) "Building Energy Benchmarking" shall mean the process of measuring a building's Energy use, tracking that use over time, and comparing performance to similar buildings.

(C) "Commissioner" shall mean the head of the Department.

(4) "Covered Municipal Building" shall mean a building or facility that is owned or occupied by Schuylers County that is 1,000 square feet or larger in size.

(5) "Department" shall mean Buildings and Grounds.

(6) "Energy" shall mean electricity, natural gas, steam, hot or chilled water, fuel oil, or other product for use in a building, or renewable on-site electricity generation, for purposes of providing heating, cooling, lighting, water heating, or for powering or fueling other end-uses in the building and related facilities, as reflected in Utility bills or other documentation of actual Energy use.

(7) "Energy Performance Score" shall mean the numeric rating generated by Portfolio Manager that compares the Energy usage of the building to that of similar buildings.

(8) "Energy Use Intensity (EUI)" shall mean the kBtUs (1,000 British Thermal Units) used per square foot of gross floor area.

(9) "Gross Floor Area" shall mean the total number of enclosed square feet measured between the exterior surfaces of the fixed walls within any structure used or intended for supporting or sheltering any use or occupancy.

(11) "Portfolio Manager" shall mean ENERGY STAR Portfolio Manager, the internet-based tool developed and maintained by the United States Environmental Protection Agency to track and assess the relative Energy performance of buildings nationwide, or successor.

(12) "Utility" shall mean an entity that distributes and sells Energy to Covered Municipal Buildings.

(13) "Weather Normalized Site EUI" shall mean the amount of Energy that would have been used by a property under 30-year average temperatures, accounting for the difference between average temperatures and yearly fluctuations.

§2. APPLICABILITY

(1) This policy is applicable to all Covered Municipal Buildings as defined in Section 2 of this policy.

(2) The Commissioner may exempt a particular Covered Municipal Building from the benchmarking requirement if the Commissioner determines that it has characteristics that make benchmarking impractical.

§3. BENCHMARKING REQUIRED FOR COVERED MUNICIPAL BUILDINGS

(1) No later than May 1, 2019, and no later than May 1 every year thereafter, the Commissioner or his or her designee from the Department shall enter into Portfolio Manager the total Energy consumed by each Covered Municipal Building, along with all other descriptive information required by Portfolio Manager for the previous calendar year.

(2) For new Covered Municipal Buildings that have not accumulated 12 months of Energy use data by the first applicable date following occupancy for inputting Energy use into Portfolio Manager, the Commissioner or his or her designee from the Department shall begin inputting data in the following year.

§4. DISCLOSURE AND PUBLICATION OF BENCHMARKING INFORMATION

(1) The Department shall make available to the public on the internet Benchmarking Information for the previous calendar year:

(a) no later than September 1, 2019 and by September 1 of each year thereafter for Covered Municipal Buildings; and

(2) The Department shall make available to the public on the internet and update at least annually, the following Benchmarking Information:

(a) Summary statistics on Energy consumption for Covered Municipal Buildings derived from aggregation of Benchmarking Information; and

(b) For each Covered Municipal Building individually:

(i) The status of compliance with the requirements of this Policy; and

(ii) The building address, primary use type, and gross floor area; and

(iii) Annual summary statistics, including site EUI, Weather Normalized Source EUI, annual GHG emissions, and an Energy Performance Score where available; and

(iv) A comparison of the annual summary statistics (as required by Section 5(2)(b)(iii) of this Policy) across calendar years for all years since annual reporting under this Policy has been required for said building.

§5. MAINTENANCE OF RECORDS

The Department shall maintain records as necessary for carrying out the purposes of this Policy, including but not limited to Energy bills and other documents received from tenants and/or Utilities. Such records shall be preserved by the Department for a period of three (3) years.

§6. ENFORCEMENT AND ADMINISTRATION

(1) The Commissioner or his or her designee from the Department shall be the Chief Enforcement Officer of this Policy.

(2) The Chief Enforcement Officer of this Policy may promulgate regulations necessary for the administration of the requirements of this Policy.

(3) Within thirty days after each anniversary date of the effective date of this Policy, the Chief Enforcement Officer shall submit a report to the Schuylers County Legislature including but not limited to summary statistics on Energy consumption for Covered Municipal Buildings derived from aggregation of Benchmarking Information, a list of all Covered Municipal Buildings identifying each Covered Municipal Building that the Commissioner determined to be exempt from the benchmarking requirement and the reason for the exemption, and the status of compliance with the requirements of this Policy.

**§7. EFFECTIVE DATE**

This policy shall be effective immediately upon passage.

**§8. SEVERABILITY**

The invalidity or unenforceability of any section, subsection, paragraph, sentence, clause, provision, or phrase of the aforementioned sections, as declared by the valid judgment of any court of competent jurisdiction to be unconstitutional, shall not affect the validity or enforceability of any other section, subsection, paragraph, sentence, clause, provision, or phrase, which shall remain in full force and effect.

Vote 8-0.

**RESOLUTION NO. 47** Motion by Howell, Second by Rondinaro.

**RE: AUTHORIZE USE OF CAPITAL FUNDS FOR EMERGENCY REPLACEMENT OF A BOILER IN THE DISTRICT ATTORNEY'S OFFICE – BUILDINGS AND GROUNDS**

WHEREAS, the District Attorney's Office is in need of a new boiler, and

WHEREAS, Kimble, Inc. has submitted an estimate for purchase and installation of a new boiler, and

WHEREAS, the County Highway Superintendent, who oversees the Buildings and Grounds Department, wishes to use the existing contract with Kimble, however use of Capital Funds requires Legislature approval.

NOW, THEREFORE, BE IT RESOLVED, that the Legislature authorizes the Buildings and Grounds Department to use funding available in the Building and Grounds Capital account no. 004.1620.0202, for installation with labor costs not to exceed \$9,800.00.

Vote 8-0.

**RESOLUTION NO. 48** Motion by Howell, Second by Rondinaro.

**RE: AUTHORIZE USE OF CAPITAL FUNDS FOR ENGINEERING SERVICES FOR A GENERATOR AT THE MILL CREEK CENTER – BUILDINGS AND GROUNDS**

WHEREAS, the Mill Creek Center is in need of a new generator, and

WHEREAS, Hunt Engineers, Architects, Land Surveyors & Landscape Architect D.P.C. has submitted a proposal for said engineering services for the new generator, and

WHEREAS, the County Highway Superintendent, who oversees the Buildings and Grounds Department, wishes to use the existing Highway contract with Hunt Engineers, Architects, Land Surveyors & Landscape Architect D.P.C., however use of Capital Funds requires Legislature approval.

NOW, THEREFORE, BE IT RESOLVED, that the Schuylers County Legislature authorizes the Buildings and Grounds Department to use funding available in the Building and Grounds Capital account no. 004.1620.0203, for engineering services with labor costs not to exceed \$7,500.00, and other disbursements not to exceed \$300.00.

Vote 8-0.

**RESOLUTION NO. 49** Motion by Howell, Second by Rondinaro.

**RE: AUTHORIZE CONTRACT WITH EMPIRE NATURAL GAS CORPORATION FOR NON-RESIDENTIAL NATURAL GAS SUPPLY - BUILDINGS AND GROUNDS**

WHEREAS, all of the County buildings consume natural gas that is supplied by Empire Natural Gas Corporation, and

PROCEEDINGS OF THE YEAR 2018

WHEREAS, Empire Natural Gas wishes to enter into a contract with the County to supply natural gas with a monthly price based on the New York Mercantile Exchange Natural Gas (NYMEX:NG) last day settlement price per Decatherm (Dt), plus \$0.895/DT, with a term of January 1, 2019 through December 31, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a contract with Empire Natural Gas Corporation for the Buildings and Grounds Department for Natural Gas Supply, for the term January 1, 2019 through December 31, 2019, funding available in the 2019 Buildings and Grounds budget account no. 1620.442 - Utilities, contract approved by the Schuyler County Attorney.

Vote 8-0.

**RESOLUTION NO. 50** Motion by Rondinaro, Second by Blowers.

RE: AUTHORIZE FIVE-YEAR INTERDEPARTMENTAL COOPERATIVE AGREEMENT WITH SCHUYLER COUNTY PROBATION DEPARTMENT FOR REFERRALS TO THE MOBILE WORK CREW – SOCIAL SERVICES

WHEREAS, the Schuyler County Department of Social Services (DSS) operates a Mobile Work Crew, and

WHEREAS, the Schuyler County Probation Department oversees probationers who are required to complete community services hours, and

WHEREAS, the probationers at times do not have transportation to work sites, and

WHEREAS, the Mobile Work Crew at times has openings for additional workers and would be able to accommodate the probationers at no charge to the Schuyler County Probation Department.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a five-year Inter-Departmental Cooperative Agreement between the Schuyler County Probation Department and the Schuyler County Social Service Department for referrals to the Mobile Work Crew of probationers required to perform community service, for the term January 1, 2019 through December 31, 2023, at no charge, approved by the Schuyler County Attorney.

Vote 8-0.

**RESOLUTION NO. 51** Motion by Rondinaro, Second by Blowers.

RE: AUTHORIZE CONTRACT WITH CRITICAL SIGNAL TECHNOLOGIES, INC.; GTL, INC. DBA LINK TO LIFE FOR EMERGENCY RESPONSE SYSTEM SERVICES – SOCIAL SERVICES

WHEREAS, the Schuyler County Department of Social Services (DSS) pursuant to Section 367-g of the Social Services Law, and the New York State Department of Social Services Regulations at Section 505.33 of Title 18 NYCRR may authorize personal emergency response services (“PERS”) to be provided to Medical Assistance (“MA”) clients whom Social Services has determined eligible to receive these services, and

WHEREAS, Critical Signal Technologies, Inc.; GTL, Inc. DBA Link to Life can provide these services, and

WHEREAS, reimbursement for the services is available through Medicaid, at a rate of \$50.00 for PERS installation charge, and \$28.00 PERS monthly service charge, and there is no cost to the County, and

WHEREAS, the term of the agreement is January 1, 2019 through December 31, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to execute a contract with Critical Signal Technologies, Inc.; GTL, Inc. dba Link to Life for the provision of PERS units at the above rates, for the term of January 1, 2019 through December 31, 2019, contract approved by the Schuyler County Attorney.

Vote 8-0.

**RESOLUTION NO. 52** Motion by Rondinaro, Second by Blowers.

RE: AUTHORIZE APPOINTMENT OF COMMISSIONER OF SOCIAL SERVICES “RAISE THE AGE” COMPLIANCE COALITION JUVENILE COUNTY DETENTION FACILITY LDC REPRESENTATIVE – SOCIAL SERVICES

WHEREAS, eleven counties in New York State have come together to form a Local Development Corporation (LDC) to address “Raise the Age” Specialized Secure Detention challenges mandated by the State of New York, and

WHEREAS, on October 9, 2018 the Schuyler County Legislature passed Resolution 266, Authorizing the Chairman to enter into an LDC agreement with the Cooperating Counties, and

WHEREAS, the signed “Raise the Age” Compliance LDC agreement requires a committee to be formed by the Municipalities, consisting of one representative of each Municipality, to be named by its legislative body, and

WHEREAS, the Commissioner of Social Services has been attending the “Raise the Age” Compliance meetings and is the department head with primary responsibility for the placement of children outside the home.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature appoint Schuyler County Commissioner of Social Services, JoAnn Fratarcangelo to the “Raise the Age” Compliance LDC Committee, and

BE IT FURTHER RESOLVED, that copies of this resolution be provided to the Schuyler County Commissioner of Social Services, Schuyler County Administrator, “Raise the Age” Compliance Coalition and Treahy Consultation Services.

Vote 8-0.

**RESOLUTION NO. 53** Motion by Rondinaro, Second by Blowers.

RE: AUTHORIZE FOUR-YEAR CONTRACT WITH AMANDA KING, SPEECH THERAPIST FOR RELATED PRESCHOOL SERVICES - PUBLIC HEALTH

WHEREAS, the Schuyler County Public Health Department is required to provide Preschool services for children, and

WHEREAS, Amanda King, Speech Therapist is willing to provide services for a four -year term at the rate of \$67.00 per half hour individual session, and \$45.00 per group session per child, and

WHEREAS, the contract term is effective December 1, 2018 through June 30, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to sign a four-year contract with Amanda King, Speech Therapist, for the provision of Preschool Related Services, effective December 1, 2018 through June 30, 2022, contract approved by the Schuyler County Attorney.

Vote 8-0.

**RESOLUTION NO. 54** Motion by Rondinaro, Second by Blowers.

RE: AUTHORIZE ADVERTISEMENT FOR BIDS FOR TRANSPORTATION OF PRESCHOOL CHILDREN WITH DISABILITIES AND EARLY INTERVENTION FROM JULY 1, 2019 THROUGH JUNE 30, 2022 – PUBLIC HEALTH WHEREAS, Schuyler County must provide transportation to Preschool Children with Disabilities and Early Intervention Programs.

NOW, THEREFORE, BE IT RESOLVED, that Schuyler County Public Health be hereby authorized to advertise for bids for the Transportation of Preschool Children with Disabilities and Early Intervention Programs from July 1, 2019 through June 20, 2022, and

BE IT FURTHER RESOLVED, such bids are to be marked “Sealed Bid” and received by the Clerk of the Legislature at the County Office Building, 105 Ninth Street, Unit 6, Watkins Glen, New York 14891, no later than Thursday, March 14, 2019 at 10:00 a.m. The bids will be opened that same day in the Legislative Office at 10:05 a.m., at which time recommendations for legislative action will be made, acceptance or rejection of bids will be awarded at a later date, the County of Schuyler reserves the right to accept or reject any and all bids.

Vote 8-0.

**RESOLUTION NO. 55** Motion by Rondinaro, Second by Blowers.

RE: AUTHORIZE ADVERTISEMENT FOR BIDS FOR WATER LABORATORY TESTING SERVICES FROM JULY 1, 2019 THROUGH JUNE 30, 2021 – PUBLIC HEALTH/WATERSHED

PROCEEDINGS OF THE YEAR 2018

WHEREAS, Schuyler County Watershed Protection Agency offers a menu of water laboratory testing services to the community, and

WHEREAS, the Watershed Protection Agency would like to advertise for sealed bid for these services.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Public Health’s Watershed Agency be hereby authorized to advertise for bids for water laboratory testing services from July 1, 2019 through June 20, 2021, and

BE IT FURTHER RESOLVED, such bids are to be marked “Sealed Bid” and received by the Clerk of the Legislature at the County Office Building, 105 Ninth Street, Unit 6, Watkins Glen, New York 14891 no later than Thursday, March 14, 2019 at 10:15 a.m. The bids will be opened that same day in the Legislative Office at 10:20 a.m., at which time recommendations for legislative action will be made, acceptance or rejection of bids will be awarded at a later date, the County of Schuyler reserves the right to accept or reject any and all bids.

Vote 8-0.

**RESOLUTION NO. 56** Motion by Rondinaro, Second by Blowers.

RE: AUTHORIZE THE CREATION AND FILLING OF ONE FULL-TIME LICENSED CLINICIAN POSITION – COMMUNITY SERVICES

WHEREAS, the Mental Health Clinic is in need of a full-time Licensed Clinician, and

WHEREAS, it has been identified by the Director of Community Services, in conjunction with the County Administrator and Personnel Office, that the needs of the community can be best served with a Licensed Clinician position, and

WHEREAS, the Director of Community Services is requesting to create one full-time Licensed Clinician position, and

WHEREAS, there is funding in the 2019 budget for this position.

NOW, THEREFORE, BE IT RESOLVED, that the Director of Community Services is hereby authorized to create and fill one full-time Licensed Clinician position, to be placed in Grade 13, at an hourly rate of \$29.45, as set forth in the CSEA Administrative Unit Contract, effective February 11, 2019.

Vote 8-0.

**RESOLUTION NO. 57** Motion by Rondinaro, Second by Blowers.

RE: AUTHORIZE AMENDING THE 2019 BUDGET – COMMUNITY SERVICES

WHEREAS, there has been a Cost of Living Adjustment (COLA) in the State Aid for 2019 to be passed onto the Arc of Schuyler County, and

WHEREAS, the amount of the increase is \$1,077, from \$48,676 to \$49,753.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Treasurer is hereby authorized to amend the 2019 Community Services budget as follows:

<u>AMOUNT</u>	<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>
+\$1,077	+4322.3490	State Aid
+\$1,077	+4322.0504	COLA for Arc of Schuyler

Vote 8-0.

**RESOLUTION NO. 58** Motion by Rondinaro, Second by Blowers.

RE: AUTHORIZE THE CREATION AND FILLING OF ONE FULL-TIME FOOD SERVICE MANAGER POSITION – OFFICE FOR THE AGING

WHEREAS, the Schuyler County Office for the Aging, as a vital part of its mission, operates a nutrition program for adults age 60 and older, and

WHEREAS, the Nutrition Program Standards as written, implemented and monitored by the New York State Office for the Aging, requires that there is an individual on staff who is designated as responsible for the nutrition program oversight and/or operation, and

WHEREAS, the staff designated must be qualified to provide technical assistance as evidenced by knowledge in food handling, production and service and be able to train food production staff, and



WHEREAS, the position of Nutrition Services Coordinator has been vacant since October 2018 which generated a review of the job description as well as required tasks and how they can be accomplished, and

WHEREAS, the Director of the Schuyler County Office for the Aging is recommending changing the job title and is requesting to create and fill one full-time Food Service Manager position, upon approval of the County Administrator, and

NOW, THEREFORE, BE IT RESOLVED, that the Director of the Schuyler County Office for the Aging is hereby authorized to create and fill one full-time Food Service Manager position, at an hourly rate of \$20.91, to be placed in Grade 8, as set forth in the CSEA Administrative Unit Contract, effective immediately.

Vote 8-0.

**RESOLUTION NO. 59** Motion by Rondinaro, Second by Harp.

RE: AUTHORIZE TWO-YEAR APPOINTMENTS TO THE SCHUYLER COUNTY PLANNING COMMISSION

WHEREAS, there are several municipal positions vacant on the Schuyler County Planning Commission.

NOW THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature acknowledges the appointment of the following individuals below to the Schuyler County Planning Commission for the term of member of January 1, 2019 through December 31, 2020.

- Alicia Janke – Village of Odessa
- Sarah Agan – Town of Montour
- Alyssa Wixson – Town of Cayuta

Vote 8-0.

**RESOLUTION NO. 60** Motion by Rondinaro, Second by Harp.

RE: AUTHORIZATION TO DECLARE ITEMS JUNK OR SURPLUS FOR VARIOUS DEPARTMENTS – PURCHASING

WHEREAS, various departments have items to be declared junk or surplus

NOW, THEREFORE, BE IT RESOLVED, pursuant to County Law Section 215, the Schuyler County Legislature hereby declares the following assets junk or surplus, and

BE IT FURTHER RESOLVED that the following items are to be bid out, traded, placed in storage for an auction or disposed of.

**JUNK**

<u>Asset #</u>	<u>Description</u>	<u>Serial/VIN #</u>	<u>Department</u>
6545	Dell Latitude Laptop (2008)	J70MPH1	Information Technology
6608	OptiPlex 755 Computer (2008)	GZ2PFG1	Information Technology
6779	OptiPlex 760 Computer (2010)	9B70RL1	Information Technology
6697	OptiPlex 760 Computer (2009)	HJ1MLL1	Information Technology

**SURPLUS (Clean-Up)**

<u>Asset #</u>	<u>Description</u>	<u>Serial/VIN #</u>	<u>Department</u>
3226	HP Printer LaserJet (1998)	JPKH047917	Elections

**SURPLUS (To Auction)**

<u>Asset #</u>	<u>Description</u>	<u>Serial/VIN #</u>	<u>Department</u>
191	John Deere Mower/Tractor (1988)	JD322W	Highway
5542	Snapper Mower with bag (2004)	41115891	Highway
5843	2005 Ford Taurus Light Tundra	1FAHP53U15A300115	Mental Health
6220	2008 Dodge Durango – Black	1D8HB48N68F121453	Highway

Vote 8-0.

**RESOLUTION NO. 61** Motion by Rondinaro, Second by Harp.

RE: AUTHORIZE ABOLISHING THE EMPLOYEE ASSISTANCE COMMITTEE – HUMAN RESOURCES

PROCEEDINGS OF THE YEAR 2018

WHEREAS, the Employee Assistance Committee was established in 2007 to evaluate services provided by, and utilization of, the newly outsourced Employee Assistance Program (EAP), and

WHEREAS, Schuyler County has had several contracts with EAP providers since 2007, with review of services and usage provided to the Legislature at time of contract renewal, and

WHEREAS, it is the belief of both the Personnel Officer and the County Administrator that the need for an Employee Assistance Committee is no longer needed and the Committee should be abolished.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby authorizes abolishing the Special Committee called the Employee Assistance Committee, effectively immediately.

Vote 8-0.

**RESOLUTION NO. 62** Motion by Rondinaro, Second by Harp.

RE: AUTHORIZE AMENDING THE MANAGEMENT/CONFIDENTIAL HANDBOOK – HUMAN RESOURCES

WHEREAS, the Personnel Officer, with the agreement of the County Administrator, has identified the need for clarification with the Sick Leave Bank language (Section II) to limit Sick Leave Bank usage for maternity leave beyond the standard 6-8 weeks, as well as reimbursement to the Sick Leave Bank at time of resignation, and

WHEREAS, Section III Health Insurance needs to state a not to exceed amount with regards to the County's payment of one (1) Medicare Part B monthly premium.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby authorizes amending the revised Management/Confidential Handbook, on file in the Human Resources Office, effective immediately, said documents to be made available to all management/confidential employees.

**SCHUYLER COUNTY MANAGEMENT/CONFIDENTIAL HANDBOOK**

**SECTION II**

**Events Not Covered by the Sick Leave Bank**

The following events are generally not covered by the leave bank:

- Elective procedures (Unless of medical necessity)
- An illness or injury incurred while committing an illegal act
- Treatment required to avoid incarceration
- Illness or injury resulting from uniformed service
- Maternity leave beyond 6 or 8 weeks dependent on type of delivery.
- Other procedures not covered under the health care plan (whether or not the individual is enrolled in that plan).

**Repayment**

Participating members shall pay back days withdrawn from the bank at half the amount borrowed. Repayment shall commence upon return to employment. Disability insurance reimbursement will reimburse the employee's sick time and the Sick Leave Bank equally as the time was used, if eligible. If approved, telecommuting and remaining on the County payroll for time worked at home, the employee is not eligible for Disability. In the event a member resigns from County employment while maintaining a due balance to the sick bank, reimbursement to the sick bank will be taken from any final accrual pay out that the employee is entitled to.

**SECTION III**

**RETIREE HEALTH INSURANCE (RESOLUTION NO. 259-09)**

In addition, the Employer will discontinue its practice of paying the Medicare Part B monthly premium for both the employee and spouse, and pay one (1) monthly premium only. In the case of an employee or spouse becoming deceased, the Employer will continue to pay one (1) Medicare Part B monthly premium, not to exceed \$125.00.

Vote 8-0.

**RESOLUTION NO. 63** Motion by Rondinaro, Second by Harp.

RE: AUTHORIZE AMENDING THE 2015 THROUGH 2020 AGREEMENT WITH THE GREATER SOUTHERN TIER (GST) BOCES FOR INFORMATION TECHNOLOGY SERVICES – INFORMATION TECHNOLOGY

WHEREAS, the County currently has a five-year agreement with the Schuyler-Steuben-Chemung-Tioga-Allegany BOCES (GST BOCES) to provide Information Technology Services, and

WHEREAS, the County is in need of a phone service upgrade with VeraSMART to manage telephone usage for the term of December 4, 2018 through June 30, 2019, and

WHEREAS, GST BOCES has agreed to supply this service for an additional cost of \$3,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to sign an amendment with GST BOCES for the Information Technology Department for a phone service upgrade for the term December 4, 2018 through June 30, 2019, at an additional cost of \$3,000.00 making the overall contract a not to exceed amount of \$322,350.00 for the 2018-2019 payment, funding available in the Information Technology budget account no. 1680.0532, contract approved by the Schuyler County Attorney.

Vote 8-0.

**RESOLUTION NO. 64** Motion by Rondinaro, Second by Harp.

RE: AUTHORIZE FIVE-YEAR CONTRACT WITH COTT SYSTEMS FOR RESOLUTION3 LAND RECORDS MANAGEMENT HOSTED SERVICES – COUNTY CLERK

WHEREAS, the County Clerk contracts with Cott Systems for microfilm indexing services, and

WHEREAS, there is a desire to add a cashiering system and a search station for customers to the existing contract that expires December 31, 2018, and to make this a five-year contract.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a five-year contract with Cott Systems for the County Clerk's Office for the Resolution3 Land Records Management Hosted Services for the term January 1, 2019 through December 31, 2023, at a monthly lease fee of \$1,025, plus binders/papers service, and microfilm service totally an approximate cost of \$1,325 a month, funding available in the 2019 budget account no. 1410.428-Microfilming, approved by the Schuyler County Attorney.

Vote 8-0.

**RESOLUTION NO. 65** Motion by Rondinaro, Second by Harp.

RE: ACKNOWLEDGE APPOINTMENT AND SET SALARY FOR DEPUTY HIGHWAY SUPERINTENDENT – HIGHWAY DEPARTMENT

BE IT RESOLVED, that this Legislature acknowledge the appointment by Kenneth R. Thurston, Highway Superintendent, of Donald R. Perry as Deputy Highway Superintendent, effective February 25, 2019 at an annual salary of \$64,120.

Vote 8-0.

**RESOLUTION NO. 66** Motion by Rondinaro, Second by Harp.

RE: ACKNOWLEDGE APPOINTMENT AND SET SALARY FOR FULL-TIME ASSISTANT COUNTY ATTORNEY— COUNTY ATTORNEY'S OFFICE

BE IT RESOLVED, that this Legislature acknowledges the appointment by Steven J. Getman, Schuyler County Attorney, of Vinton Bovier Stevens, Esq. as full-time Assistant County Attorney, pursuant to County Law Sec. 502, effective February 25, 2019, at an annual salary of \$73,900.

Vote 8-0.

**NEW BUSINESS:** None.

**REPORT ON STANDING COMMITTEES:**

Legislator Rondinaro reported that the Schuyler County Historical Society and Cornell Cooperative Extension of Schuyler County will be presenting a series they are calling Harvesting Schuyler Heritage. This will cover the agricultural industry and the history. The first presentation will be held at the Valois Logan Hector Fire Volunteer Fire Department on February 21, 2019. There will be some information on cheese making and more information put out on this event, please look for it.

## PROCEEDINGS OF THE YEAR 2018

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Legislator Howell reported that the Barber farm has been awarded as a recipient of a State Department of Agriculture Conservation Easement Grant and is now protected. This will protect their farm and allow them to continue as a dairy farm while it undergoes a transition to a more diversified farm operation.

Chairman Fagan reported that the sales tax number for the final quarter of 2018 was a record year with a total \$1,450,000 dollars. He said that this figure is a 6.9% increase over last year. This increase helps us to maintain a low tax levy and hence the reduction on our tax rate county wide.

**COUNTY ADMINISTRATOR'S REPORT:** None.

**PUBLIC PARTICIPATION:**

Mr. Ector thanked the Legislators for allowing them to vent.

Mr. Thompson asked if we could have a moment of silence to remember Dr. Blanche Borzell and then lead us in prayer.

**MOTION** by Legislator Barnes to go into executive session to discuss employment history of a particular person and to discuss something that will imperil public safety if disclosed, **SECOND** by Legislator Rondinaro. Motion carried eight ayes to zero noes.

**MOTION** by Legislator Barnes to come out of executive session, **SECOND** by Legislator Rondinaro. Motion carried eight ayes to zero noes.

The Meeting adjourned at 8:00 p.m.

Stacy B. Husted, Clerk

Jamee L. Mack, Deputy Clerk

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