

AGENDA
LEGISLATIVE RESOLUTION REVIEW COMMITTEE (LRRC)
Wednesday, February 7, 2024

Paul Bartow – Western Regional Off Track Betting Quarterly Report (see attached)

REGULAR MEETING AGENDA ITEMS APPROVED BY LEGISLATIVE STANDING COMMITTEES AND/OR RESOLUTIONS OFFERED BY INDIVIDUALS FOR REVIEW/DISCUSSION:

1. RATIFY AND AUTHORIZE A RELEASE AND TERMINATION OF CONTRACT WITH FAMILY SERVICES OF CHEMUNG COUNTY, INC. FOR INCURRED EXPENSES WITHOUT A CONTRACT - DISTRICT ATTORNEY'S DEPARTMENT
2. AUTHORIZE CONTRACT WITH PATHWAYS, INC. TO PROVIDE PROFESSIONAL SERVICES RELATING TO OPERATION OF THE JUSTICE CENTER OF THE SOUTHERN TIER - DISTRICT ATTORNEY'S DEPARTMENT
3. AUTHORIZE THE CREATION AND FILLING OF ONE ADDITIONAL PART-TIME ASSISTANT DISTRICT ATTORNEY POSITION – DISTRICT ATTORNEY'S DEPARTMENT
4. AUTHORIZE THE CREATION AND FILLING OF ONE FULL-TIME DEPUTY SHERIFF SERGEANT POSITION AND ONE FULL-TIME DEPUTY SHERIFF POSITION – SHERIFF'S DEPARTMENT
5. AUTHORIZE THE CREATION AND FILLING OF ONE FULL-TIME CORRECTION OFFICER POSITION – SHERIFF'S DEPARTMENT
6. ACKNOWLEDGE APPOINTMENTS TO THE EMERGENCY MEDICAL AND HIGHWAY SAFETY COMMITTEE – SHERIFF'S DEPARTMENT
7. AUTHORIZE AMENDING THE 2024 BUDGET TO ACCOUNT FOR ADDITIONAL PRETRIAL RELEASE (PTR) SERVICES FUNDING – PROBATION DEPARTMENT
8. ACKNOWLEDGE ONE-YEAR APPOINTMENTS TO THE LOCAL EMERGENCY PLANNING COMMITTEE (LEPC) – EMERGENCY MANAGEMENT DEPARTMENT
9. SET PUBLIC HEARING AND AUTHORIZE CLERK TO ADVERTISE: AUTHORIZE USE OF REPAIR RESERVE FUNDS FOR THE GUTTER REPLACEMENT AT MILL CREEK CENTER – BUILDINGS AND GROUNDS DEPARTMENT
10. AUTHORIZE AGREEMENT TO PURCHASE REAL PROPERTY FROM KIRK AND EMILY FROST FOR PERMANENT AND TEMPORARY EASEMENTS, PIN 6755.57 – CR16 OVER A TRIBUTARY TO MEADS CREEK BRIDGE REPLACEMENT, TOWN OF ORANGE – HIGHWAY DEPARTMENT
11. AUTHORIZATION TO DECLARE ITEMS JUNK OR SURPLUS FOR VARIOUS DEPARTMENTS – PURCHASING DEPARTMENT
12. AUTHORIZE CONTRACT AMENDMENT WITH TOSHIBA BUSINESS SOLUTIONS FOR MAINTENANCE OF COPIERS PURCHASED – PURCHASING DEPARTMENT
13. AUTHORIZE JOINT MUNICIPAL COOPERATIVE BIDDING PROGRAM – PURCHASING DEPARTMENT
14. RESOLUTION DECLARING CERTAIN COUNTY-OWNED REAL PROPERTY FOLLOWING TAX AUCTION EXCESS PROPERTY AND AUTHORIZING PROPERTY TO BE SOLD TO HIGHEST BIDDERS, FOLLOWING RECEIPT OF SEALED BIDS – TREASURER'S DEPARTMENT
15. AUTHORIZE CONTRACT AMENDMENT WITH TYLER TECHNOLOGY, INC. TO REMOVE UNNECESSARY SOFTWARE AND SERVICES – TREASURER'S DEPARTMENT
16. RECOGNIZE NATIONAL CONSUMER PROTECTION WEEK - COUNTY ATTORNEY'S DEPARTMENT
17. AUTHORIZE MEMORANDUM OF UNDERSTANDING WITH THE CIVIL SERVICE EMPLOYEE'S ASSOCIATION, INC. REGARDING ESTABLISHING A SHIFT DIFFERENTIAL FOR TITLES OF CLEANER AND SR. CLEANER– HUMAN RESOURCES DEPARTMENT
18. AUTHORIZE THE CREATION AND FILLING OF ONE FULL-TIME CASE SUPERVISOR GRADE A POSITION AND ABOLISHING ONE FULL-TIME CASE SUPERVISOR GRADE B POSITION –

SOCIAL SERVICES DEPARTMENT

19. AUTHORIZE CONTRACT WITH CHEMUNG-SCHUYLER COUNTIES CHAPTER, NYSARC, INC. DBA THE ARC OF CHEMUNG-SCHUYLER , INC. FOR MOBILITY MANAGEMENT SERVICES – COUNTY ADMINISTRATOR’S DEPARTMENT
20. AUTHORIZE AMENDING RESOLUTION NO. 23-24, TITLED “ONE-YEAR APPOINTMENTS” TO REPLACE LEGISLATOR PHILIP C. BARNES WITH LEGISLATOR MARK F. RONDINARO ON THE SOUTHERN TIER CENTRAL REGIONAL PLANNING AND DEVELOPMENT BOARD

LEGISLATIVE COMMITTEE MEETING, IF NEEDED, TO BE CALLED TO ORDER PRIOR TO LRRC

1. Motion to authorize the Chairman to sign a letter with no objection to Watkins Glen Promotions holding their annual Grand Prix Festival on Friday, September 6, 2024.
2. Discussion:
 - Proposed cuts in the Governor’s Executive Budget
 - It’s Greener Now – Padua Gravel Pit Expansion

WESTERN REGIONAL OFF-TRACK BETTING CORPORATION

GENERAL OVERVIEW OF CORPORATION

The Western Regional Off-Track Betting Corporation (WROTBC) is one of five regional OTB corporations established and financed by their respective municipal sponsors following the enactment of permissive legislation by New York State in 1973. WROTBC is established as a “public benefit corporation,” in that, it provides revenues to its member municipalities. There are 17 municipalities which participate as members of WROTBC, 15 of which are counties and two cities (Buffalo and Rochester). The statutory objective of WROTBC is:

1. To prevent and curb illegal bookmaking while providing a reasonable revenue stream for the support of government.
2. To promote the well-being of the horse racing and breeding industries in New York State.
3. To facilitate the local economy by providing employment to its residents.

December 31st, 2023, Western employed approximately four hundred (400) individuals throughout the Western New York area.

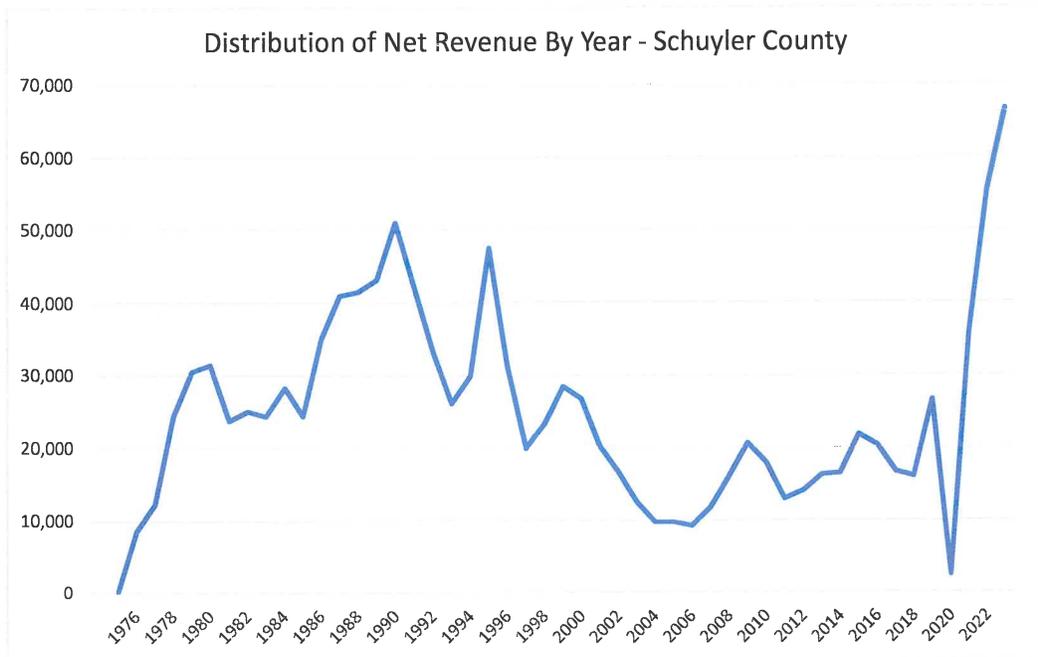
**WESTERN REGIONAL OFF-TRACK BETTING CORPORATION
 SURCHARGE & EARNINGS AVAILABLE TO PARTICIPATING MUNICIPALITIES
 FOR THE YEAR 2023 AS COMPARED TO 2022**

COUNTY	** 2023 Surcharge & Earnings Distributions	2022 Surcharge & Earnings Distributions	Variance	%
CATTARAUGUS	\$ 285,541	\$ 237,207	\$ 48,334	20%
CAYUGA	278,151	234,458	43,693	19%
CHAUTAUQUA	469,152	392,108	77,044	20%
ERIE:		0		
CITY OF BUFFALO	1,013,618	854,561	159,057	19%
ERIE COUNTY	2,461,236	2,075,024	386,212	19%
GENESEE	214,218	179,105	35,113	20%
LIVINGSTON	227,499	190,912	36,587	19%
MONROE:		0		
CITY OF ROCHESTER	765,378	646,592	118,786	18%
MONROE COUNTY	1,984,813	1,676,773	308,040	18%
NIAGARA	769,125	650,742	118,383	18%
ORLEANS	148,855	123,945	24,910	20%
OSWEGO	428,358	359,962	68,396	19%
SCHUYLER	66,536	55,233	11,303	20%
SENECA	123,304	103,237	20,067	19%
STEUBEN	345,308	287,902	57,406	20%
WAYNE	336,497	280,525	55,972	20%
WYOMING	149,005	124,669	24,336	20%
TOTALS	\$ 10,066,594	\$ 8,472,955	\$ 1,593,639	19%

** Estimated 4th Quarter

**WESTERN REGIONAL OFF-TRACK BETTING CORPORATION
SCHUYLER COUNTY
DISTRIBUTION OF NET REVENUE BY YEAR**

YEAR	AMOUNT	YEAR	AMOUNT
1975	-	2014	16,422
1976	8,463	2015	21,758
1977	12,213	2016	20,268
1978	24,268	2017	16,593
1979	30,430	2018	15,993
1980	31,365	2019	26,509
1981	23,623	2020	2,423
1982	24,933	2021	35,702
1983	24,207	2022	55,233
1984	28,137	**2023	66,536
1985	24,230		
1986	34,918	TOTAL	1,215,331
1987	40,906		
1988	41,397	** Estimated 4th quarter	
1989	43,065		
1990	50,889		
1991	42,039		
1992	33,070		
1993	25,974		
1994	29,764		
1995	47,469		
1996	31,136		
1997	19,845		
1998	23,185		
1999	28,325		
2000	26,637		
2001	20,091		
2002	16,567		
2003	12,503		
2004	9,775		
2005	9,759		
2006	9,244		
2007	11,795		
2008	16,011		
2009	20,532		
2010	17,855		
2011	12,956		
2012	14,073		
2013	16,245		



* 2020 effects of COVID shutdown

**WROTB Corporation &
Batavia Downs Gaming Performance Comparison**

	2022	2023	2022/23 \$Variance	2022/23 %Variance
• Net Win	\$76,031,572	\$84,442,635	\$8,411,063	11.1%
• Attendance	828,740	902,038	73,298	8.8%
• Food & Beverage Sales	\$4,732,070	\$5,374,791	\$642,721	13.6%
• Hotel Room Sales	\$2,334,029	\$2,720,417	\$386,388	16.6%
• Total Corporate Surcharge & Earnings Available for Distribution*	\$8,482,955	\$10,066,594	\$1,593,639	18.8%

*4th Quarter Estimated

Regional VGM Net Win Comparison

Facility	1st Quarter	1st Quarter	2023-2022	
	2023	2022	\$ Variance	% Variance
Batavia Downs	20,995,669	18,174,820	2,820,849	16%
Hamburg	19,800,711	17,003,203	2,797,508	16%
Finger Lakes	30,030,394	26,800,331	3,230,063	12%
Saratoga	34,287,526	31,051,178	3,236,348	10%
Vernon Downs	7,600,400	5,991,009	1,609,390	27%

Facility	2nd Quarter	2nd Quarter	2023-2022	
	2023	2022	\$ Variance	% Variance
Batavia Downs	\$21,152,263	19,825,104	1,327,159	7%
Hamburg	19,880,972	18,768,763	1,112,209	6%
Finger Lakes	32,008,973	30,070,429	1,938,544	6%
Saratoga	36,441,173	36,130,045	311,128	1%
Vernon Downs	8,413,970	7,423,100	990,870	13%

Facility	3rd Quarter	3rd Quarter	2023-2022	
	2023	2022	\$ Variance	% Variance
Batavia Downs	22,136,323	19,615,978	2,520,345	13%
Hamburg	19,137,043	17,895,252	1,241,791	7%
Finger Lakes	31,753,998	29,655,661	2,098,337	7%
Saratoga	38,792,933	38,690,986	101,947	0%
Vernon Downs	8,583,146	7,609,760	973,386	13%

Facility	4th Quarter	4th Quarter	2023-2022	
	2023	2022	\$ Variance	% Variance
Batavia Downs	20,158,379	18,415,669	1,742,710	9%
Hamburg	18,411,141	15,777,566	2,633,575	17%
Finger Lakes	28,351,368	28,284,600	66,768	0%
Saratoga	33,313,398	33,410,423	(97,025)	0%
Vernon Downs	7,810,800	6,637,856	1,172,945	18%

Facility	Year	Year	2023-2022	
	2023	2022	\$ Variance	% Variance
Batavia Downs	84,442,635	76,031,572	8,411,064	11%
Hamburg	77,229,868	69,444,784	7,785,084	11%
Finger Lakes	122,144,733	114,811,021	7,333,712	6%
Saratoga	142,835,029	139,282,632	3,552,397	3%
Vernon Downs	32,408,315	27,661,725	4,746,591	17%

Resolution No. 33
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. _____
Approved by Committee _____
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ____ Ayes to ____ Noes
Name of Noes _____

RE: APPROVE MINUTES OF THE JANUARY 3, 2024 ORGANIZATIONAL MEETING AND THE
JANUARY 8, 2024 REGULAR MEETING OF THE SCHUYLER COUNTY LEGISLATURE

BE IT RESOLVED, that the minutes of the January 3, 2024 Organizational Meeting and the January 8, 2024
Regular Meeting of the Schuyler County Legislature be approved.

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 1
Approved by Committee GLG
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE: RATIFY AND AUTHORIZE A RELEASE AND TERMINATION OF CONTRACT WITH FAMILY SERVICES OF CHEMUNG COUNTY, INC. FOR INCURRED EXPENSES WITHOUT A CONTRACT - DISTRICT ATTORNEY'S DEPARTMENT

WHEREAS, in connection the planned establishment of the Justice Center of the Southern Tier ("Justice Center") within Schuyler County, the District Attorney's department authorized certain expenditures, as set forth below, without first complying with County Law § 215 and the County's procurement and/or contract policies, and

WHEREAS, notwithstanding the foregoing, the Legislature finds that this failure by the District Attorney's department occurred in good faith through inadvertence, mistake or error, and

WHEREAS, the County and Family Services of Chemung County, Inc. have also agreed to terminate the existing Memorandum of Understanding along with settle any amounts owed between them.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby ratifies and authorizes a release and termination of contract with Family Services of Chemung County, Inc. effective January 1, 2024 for the following expenses incurred by the District Attorney's department in the amount of \$23,027.23, and approves and directs payment thereof from the District Attorney's grant budget account no. 001.1165.0401.1188, pursuant to the parties' written termination and settlement agreement:

To be reimbursed to Family Services of Chemung County, Inc.:

<u>AGENCY</u>	<u>AMOUNT</u>
Eastern Security Services	\$11,235.75
Brand Sugar Collective (Website Design)	\$ 5,039.05
Mileage and Training	\$ 252.83
NYSEG	\$ 499.60
Rent (August and December)	\$ 6,000.00
Total	\$23,027.23

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 2
Approved by Committee GLG
Approved by Co. Atty. SJK

Motion by _____
Seconded by _____
Vote: Ayes to Noes
Name of Noes _____

RE: **AUTHORIZE CONTRACT WITH PATHWAYS, INC. TO PROVIDE PROFESSIONAL SERVICES RELATING TO OPERATION OF THE JUSTICE CENTER OF THE SOUTHERN TIER - DISTRICT ATTORNEY’S DEPARTMENT**

WHEREAS, the County, through its District Attorney’s Office, seeks to establish, via contract with one or more independent third-party contractors, the Justice Center of the Southern Tier within Schuyler County, located at 320 W. Main Street, Montour Falls, New York, which center shall provide crime victims with immediate care and services, including, but not limited to, crisis counseling; safety planning; court escort; advocacy with other agencies; physical and mental health referrals; assistance to eligible applicants in filing for financial and medical bill reimbursement through New York State Office of Victims Services, and

WHEREAS, the Schuyler County District Attorney’s Office has been awarded a grant through the New York State Office of Victims Services for a Victim Assistance Program for the establishment of said Center, and

WHEREAS, Pathways, Inc. is a not-for-profit agency with offices in Steuben County, and

WHEREAS, the District Attorney has proposed a contract with Pathways, Inc. under which Pathways, Inc. shall operate the Justice Center, providing professional services involving specialized skills, education and expertise as well as the exercise of professional judgment and discretion, pursuant to General Municipal Law §103, and

WHEREAS, the County shall pay Pathways, Inc. the sum of \$211,400.00 for said services, which sums represent funds anticipated to be received from the State of New York under the Victim and Witness Assistance Grant, and

WHEREAS, said funding is contingent on appropriations made by the State of New York, New York State Office of Victim Services.

NOW, THEREFORE, BE IT RESOLVED, that the Chair of the Legislature be hereby authorized to execute a contract with Pathways, Inc. for the District Attorney’s Department to provide Professional Services as it relates to operation of the Justice Center of the Southern Tier, for the term effective January 1, 2024 through December 31, 2024, at a cost of \$211,400.00, funding available in the Victim and of Crime Act and Witness Assistance Grant account no. 001.1165.0401.1188, contract approved as to form by the Schuyler County Attorney.

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 3
Approved by Committee GLG
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE: AUTHORIZE THE CREATION AND FILLING OF ONE ADDITIONAL PART-TIME ASSISTANT DISTRICT ATTORNEY POSITION – DISTRICT ATTORNEY’S DEPARTMENT

WHEREAS, the Schuylar County District Attorney’s Department is in need of an additional part-time Assistant District Attorney due to a reported increased volume of cases, frequent night and weekend arraignments, additional lower court and county court cases, and additional responses to discovery in order to comply with New York State discovery requirements, and

WHEREAS, the District Attorney is requesting to create this additional part-time Assistant District Attorney position, upon the approval of the County Administrator, and

WHEREAS, funding for this position is available in the 2024 Budget.

NOW, THEREFORE, BE IT RESOLVED, that the District Attorney is hereby authorized to create and fill one additional part-time Assistant District Attorney position (17 hours per week), at a salary to be set by the County Administrator, per Resolution No. 62-23, to be no more than \$35,000.00, effective immediately.

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 4
Approved by Committee GLG
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE: AUTHORIZE THE CREATION AND FILLING OF ONE FULL-TIME DEPUTY SHERIFF SERGEANT POSITION AND ONE FULL-TIME DEPUTY SHERIFF POSITION – SHERIFF’S DEPARTMENT

WHEREAS, the Schuyler County Sheriff’s Office reports that the addition of one full-time Deputy Sheriff Sergeant position and one full-time Deputy Sheriff position is needed to maintain the safety and security of the community, and

WHEREAS, the Sheriff’s Office further reports that these positions are needed in the Office to meet staffing requirements and reduce overtime costs, and

WHEREAS, the Sheriff’s Office is requesting to create these positions, upon the approval of the County Administrator, and

WHEREAS, funding for these positions is available in the 2024 budget, account no. 001.3110.0100.

NOW, THEREFORE, BE IT RESOLVED, that the Sheriff’s Office is hereby authorized to create and fill one full-time Deputy Sheriff Sergeant position, at an hourly stipend of 12% of their base hourly rate, and one full-time Deputy Sheriff position at an hourly rate of \$23.00, as set forth in the Schuyler County Road Patrol Association contract, effective immediately.

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 5
Approved by Committee GLG
Approved by Co. Atty. SJK

Motion by _____
Seconded by _____
Vote: Ayes to Noes
Name of Noes _____

RE: AUTHORIZE THE CREATION AND FILLING OF ONE FULL-TIME CORRECTION OFFICER
 POSITION – SHERIFF’S DEPARTMENT

 WHEREAS, the Schuyler County Sheriff’s Office reports that it is in need of additional Correction Officers,
and

 WHEREAS, the Schuyler county Sheriff’s Office further reports this position is needed in the Schuyler
County Jail to meet staffing requirements and reduce overtime costs, and

 WHEREAS, the Sheriff’s Office is requesting to create this position, upon the approval of the County
Administrator, and

 WHEREAS, funding for this position is available in the 2024 budget, account no. 001.3150.0100.

 NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Sheriff is hereby authorized to create
and fill one full-time Correction Officer position for the Schuyler County Sheriff’s Office, at an hourly rate of
\$19.03, to be placed as set forth in Appendix A, of the Schuyler County Correction Officer’s Benevolent
Association, Inc. contract, effective immediately.

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 6
Approved by Committee GLG
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE: ACKNOWLEDGE APPOINTMENTS TO THE EMERGENCY MEDICAL AND HIGHWAY SAFETY COMMITTEE – SHERIFF’S DEPARTMENT

BE IT RESOLVED, that the Schuyler County Legislature hereby acknowledges the appointment of Carl H. Blowers as Chair of the Legislature to the Emergency Medical and Highway Safety Committee, for a term of January 1, 2024 through December 31, 2024, and

BE IT FURTHER RESOLVED, the Schuyler County Legislature hereby acknowledges the appointment of the following individuals to the Emergency Medical and Highway Safety Committee, for the term January 1, 2024 through December 31, 2026:

Richard Churches, Driver Training
Matthew Maloney, Fire Bureau/Civil Defense

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 7
Approved by Committee GLG
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE: AUTHORIZE AMENDING THE 2024 BUDGET TO ACCOUNT FOR ADDITIONAL PRETRIAL RELEASE (PTR) SERVICES FUNDING – PROBATION DEPARTMENT

WHEREAS, the Schuyler County Probation Department has received state aid grant revenue in the amount of \$60,000.00 from New York State to assist with the implementation and training of the Pre-Trial Release program under the Alternatives to Incarceration program banner for the Standard Fiscal Year 2023 to 2024, and

WHEREAS, \$25,410.00 was already budgeted for in the 2024 budget for salaries leaving \$34,590.00 left to be used in the 2024 calendar year for the below budget line items related to Pre-Trial Release (PTR) functions, including an increase of working hours for the PTR Officer, a portion of salary and fringe for that position, enhanced training budget, Electronic Monitoring (EM) costs for PTR cases, mileage for services as well as PTR drug screens, all as described below, and

WHEREAS, Schuyler County Probation will increase its Pre-Trial Release Officers weekly work hours from 35 hours to 40 hours per week to further enhance the services of the PTR program, and

WHEREAS, Schuyler County Probation requests to appropriate \$8,000.00 from this funding to account no. 001.3140.0100 to support that hourly increase, and

WHEREAS, Schuyler County Probation requests to appropriate \$12,000.00 of the funding to account no. 001.3140.0409, to support PTR departmental training requirements in the year 2024, and

WHEREAS, Schuyler County Probation requests to appropriate \$5,000.00 of the funding to the Electronic Monitoring account no. 001.3140.0382, to support those monitoring requirements in the year 2024, and

WHEREAS, Schuyler County Probation requests to appropriate \$5,000.00 of the funding to the mileage account no. 001.3140.0430, for any related Pre-Trial Services functions, and

WHEREAS, Schuyler County Probation requests to appropriate \$4,590.00 of the funding to the drug screen purchases/processing account no. 001.3140.0568 for drug screening Pre-Trial Release cases.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Treasurer is hereby authorized and directed to amend the 2024 Budget as follows:

<u>AMOUNT</u>	<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>
+\$34,590.00	001.3140.3311	State Aid Probation Services Revenue
+\$ 8,000.00	001.3140.0100	Personnel Services
+\$12,000.00	001.3140.0409	Conference Expense
+\$ 5,000.00	001.3140.0382	Security System (EHM)
+\$ 5,000.00	001.3140.0430	Mileage
+\$ 4,590.00	001.3140.0568	Lab Expenses

Previously Budgeted Expenses Covered by Pre-Trial Revenue

<u>AMOUNT</u>	<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>
+\$25,410.00	001.3140.0100	Personnel Services
+\$25,410.00		Will overflow to fund balance at year-end.

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 8
Approved by Committee GLG
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE: ACKNOWLEDGE ONE-YEAR APPOINTMENTS TO THE LOCAL EMERGENCY PLANNING COMMITTEE (LEPC) – EMERGENCY MANAGEMENT DEPARTMENT

BE IT RESOLVED, the Schuyler County Legislature hereby acknowledges the appointment of the following individuals to the Local Emergency Planning Committee for the term January 1, 2024 through December 31, 2024, to wit:

LOCAL EMERGENCY PLANNING COMMITTEE

Carl H. Blowers, Chair of the Legislature
Gary L. Gray, Public Safety Committee Member Chair
Shawn Rosno, Schuyler County Administrator
Kirk N Smith, Schuyler County Director of Emergency Services
Jason Kelly, Schuyler County Fire Service
Donna Davis, American Red Cross
Harriett Farrell, Cargill Salt
Brandon Swartz, US Salt
Patrick Fernan, Schuyler Hospital
Jill Kasprzyk, Schuyler County Public Health Director
Mike Stamp, Insurance Services
Chad Kehoe, New York State DEC.
Kevin Rumsey, Schuyler County Sheriff
Brandon Lawson, (Watkins Review) Print Media

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 9
Approved by Committee LWJ
Approved by Co. Atty. SJJ

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE: SET PUBLIC HEARING AND AUTHORIZE CLERK TO ADVERTISE: AUTHORIZE USE OF REPAIR RESERVE FUNDS FOR THE GUTTER REPLACEMENT AT MILL CREEK CENTER – BUILDINGS AND GROUNDS DEPARTMENT

WHEREAS, there is a need to replace the gutters at the Mill Creek Center 106 S. Perry Street, Watkins Glen, NY, and

WHEREAS, Resolution 333-23 authorized to advertise for sealed bids for the Gutter Replacement at the Mill Creek Center and bids were received on Thursday, January 11, 2024, and

WHEREAS, the Schuyler County Highway Superintendent, who oversees the Buildings and Grounds Department, recommends accepting the bid from The Gutter Experts, LLC in the amount of \$29,730.00, and

WHEREAS, the County Highway Superintendent is hereby requesting the use of Repair Reserve Funds for this contract, which requires Legislature approval, and

WHEREAS, pursuant to General Municipal Law § 6-d(2), prior to the adoption of any non-emergency, resolution, act, ordinance or local law by the governing board of the county, appropriating money for repairs from such fund, the governing board shall cause to be published in the official newspaper or newspapers, a notice stating in substance that it is proposed to appropriate a specified amount from the reserve fund for a particular purpose, and that a public hearing on such proposed appropriation will be held at a time and place stated therein, on at least five days' notice.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby sets a public hearing on March 11, 2024 at 6:30 p.m. to be held in the Legislative Chambers, 105 Ninth Street, Watkins Glen, New York, to receive comments on the following: authorizing the Buildings and Grounds Department to use funding available in the Repair Reserve Fund 1.1.886 to be transferred into the Buildings Capital Fund account no. 004.1620.0227.0000, in the amount of \$29,730.00, and

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to publish notice of said hearing pursuant to General Municipal Law.

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 10
Approved by Committee PCB - Individually
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE: AUTHORIZE AGREEMENT TO PURCHASE REAL PROPERTY FROM KIRK AND EMILY FROST FOR PERMANENT AND TEMPORARY EASEMENTS, PIN 6755.57 – CR16 OVER A TRIBUTARY TO MEADS CREEK BRIDGE REPLACEMENT, TOWN OF ORANGE – HIGHWAY DEPARTMENT

WHEREAS, the County of Schuyler requires Permanent Easements and Temporary Easements during and after construction of project PIN 6755.57 – CR16 over a Tributary to Meads Creek Bridge Replacement, said permanent easements being: 0.096+/- acre or 4,199+/- square feet more or less and 0.071+/- acre or 3,095+/- square feet more or less, together with temporary easements to be exercised in, on and over the property delineated and shown as Schuyler County Acquisition Map PIN 6755.57 Schuyler County, County Road 16 Map No. 5, Parcel Nos. 8 and 9 for the purpose of work area and the reconstruction of a portion of County Road 16 in the County of Schuyler, State of New York, and

WHEREAS, Kirk D. and Emily L. Frost, hereinafter “the seller,” agrees to sell, grant and convey such real property, together with miscellaneous trees thereon, for the sum of \$1,500.00, with the county to be responsible for legally necessary closing costs, recording costs, transfer tax and closing adjustments, to be determined upon date of the transfer of title, and

WHEREAS, this Offer of Settlement, which is believed to be just compensation for the real property to be acquired, is based off of the Appraisal and Appraisal Review performed by Stropp Appraisal and Layne Consulting Services, Inc., respectively, and

WHEREAS, funds for the aforesaid transfer are available in County Road account no. 002.5120.0558.

NOW, THEREFORE, BE IT RESOLVED, that the Chair of the Legislature is hereby authorized to execute the purchase and sale documents for said real property, approved as to form by the County Attorney, together with any and all legally required title documents, title documents subject to County Attorney approval prior to closing.

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 11
Approved by Committee MFR
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

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

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

NOW, THEREFORE, BE IT RESOLVED, that 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 placed in storage for an auction or
disposed of.

JUNK

<u>Asset #</u>	<u>Description</u>	<u>Serial/VIN #</u>	<u>Department</u>
215	Onan Generator	1930518324	Highway -Machinery
7472	Dell Latitude 3570	CM0H0C2	Emergency Management
7479	Dell Latitude E5470	JT61PF2	Information Technology
7592	Dishwasher	W170870227	Sheriff - Jail

SURPLUS FOR AUCTION

<u>Asset #</u>	<u>Description</u>	<u>Serial/VIN #</u>	<u>Department</u>
7172	TOSHIBA E-Studio 307 Copier	SCEID32167	Social Services

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 12
Approved by Committee MFR
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE: AUTHORIZE CONTRACT AMENDMENT WITH TOSHIBA BUSINESS SOLUTIONS FOR MAINTENANCE OF COPIERS PURCHASED – PURCHASING DEPARTMENT

WHEREAS, a number of copiers for multiple departments were purchased in December 2023 adding to the existing maintenance contract with Toshiba Business Solutions, and

WHEREAS, there is a monthly excess charge per image to be paid quarterly per Exhibit 1 and 2 contained in the contract, with a term for the amendment effective December 27, 2023 through the term of the existing contract expiring March 31, 2024.

NOW, THEREFORE, BE IT RESOLVED, that the Chair of the Legislature be hereby authorized to execute a contract amendment with Toshiba Business Solutions for the Purchasing Department for maintenance of additional Toshiba copiers purchased, per Exhibit 1 and 2 contained in the contract, for the term effective December 27, 2023 through the term of the existing contract expiring March 31, 2024, funding available in various departmental budget accounts, contract approved as to form by the Schuyler County Attorney.

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 13
Approved by Committee MFR
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE: AUTHORIZE JOINT MUNICIPAL COOPERATIVE BIDDING PROGRAM – PURCHASING DEPARTMENT

WHEREAS, various educational and municipal corporations located within the State of New York desire to bid jointly for generally needed services and standardized supply and equipment items, and

WHEREAS, the County of Schuyler, a municipal corporation of the State of New York (hereinafter the “Participant”) is desirous of selectively participating with other educational and/or municipal corporations in the State of New York in joint bidding in the areas mentioned above pursuant to General Municipal Law § 119-o and Education Law Section 1950, and

WHEREAS, the Participant is a municipality within the meaning of General Municipal Law § 119-n and is eligible to participate in the Board of Cooperative Educational Services, First Supervisory District of Suffolk County (hereinafter Eastern Suffolk BOCES) Joint Municipal Cooperative Bidding Program (hereinafter the “Program”) in the areas mentioned above, and

WHEREAS, the Participant acknowledges receipt of the Program description inclusive of Eastern Suffolk BOCES’ standard bid packet and the general conditions relating to said Program, and

WHEREAS, with respect to all activities conducted by the Program, the Participant wishes to delegate to Eastern Suffolk BOCES the responsibility for drafting of bid specifications, advertising for bids, accepting and opening bids, evaluating bids, awarding via Eastern Suffolk BOCES Board approval, and reporting the results to the Participant.

NOW, THEREFORE, BE IT RESOLVED, that the Participant hereby appoints Eastern Suffolk BOCES to represent it and to act as the lead agent in all matters related to the Program as described above, and

BE IT FURTHER RESOLVED, that the Participant hereby authorizes Eastern Suffolk BOCES to place all legal advertisements for any required cooperative bidding in Newsday, which is designated as the official newspaper for the Program, and

BE IT FURTHER RESOLVED that a Participant Meeting shall be held annually consisting of a representative from each Program Participant. Notice of the meeting shall be given to each representative at least five (5) days prior to such meeting, and

BE IT FURTHER RESOLVED that an Advisory Committee will be formed consisting of five to ten representatives of Program Participants for a term of three (3) years as authorized by General Municipal Law § 119-o.2.j, and

BE IT FURTHER RESOLVED that this Agreement with the Participant shall be for a term of one (1) year as authorized by General Municipal Law § 119-o.2.j, and

BE IT FURTHER RESOLVED that the Participant agrees to pay Eastern Suffolk BOCES an annual fee as determined annually by Eastern Suffolk BOCES to act as the lead agent for the Program. The current fee is \$595.00 through June 30, 2024.

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 14
Approved by Committee MFR
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE: RESOLUTION DECLARING CERTAIN COUNTY-OWNED REAL PROPERTY FOLLOWING TAX AUCTION EXCESS PROPERTY AND AUTHORIZING PROPERTY TO BE SOLD TO HIGHEST BIDDERS, FOLLOWING RECEIPT OF SEALED BIDS – TREASURER’S DEPARTMENT

WHEREAS, a final Judgment of Foreclosure in that certain tax foreclosure proceeding Index No. 21-21 has been received from the Supreme Court, State of New York, County of Schuyler, pursuant to Article 11 of the Real Property Tax Law, and

WHEREAS, pursuant to RPTL Art. 11, the County Treasurer took tax title to certain real property located in Schuyler County, State of New York, as described more fully below, and

WHEREAS, the County entered into a contract with Auctions International, Inc. for auctioneer services for the tax foreclosure auction, which auction was conducted online October 2-13, 2023 inclusive, and

WHEREAS, the following successful bidders at said auction have defaulted in the terms and conditions of sale, as related to the following parcels of real property:

<u>Parcel No.</u>	<u>Street Address</u>	<u>Former Owner</u>	<u>Bidder</u>
58.00-1-17	3280 County Rd 6 Town of Hector	David Charles Wagner	Diana Lambert
34.00-1-12.221	State Route 79 Town of Hector	Lyle T. Pierce	Canyon Property Solutions, LLC
52.00-2-20	Irelandville Rd. Town of Reading, and	Harvey Jones Jr.	Omar Mark Abrams

WHEREAS, the Schuyler County Legislature has determined that the subject properties are surplus properties that are not needed by the County of Schuyler, and

WHEREAS, the County is desirous of selling said properties to the highest bidders pursuant to Section 215(6) of the County Law.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby declares certain County-owned real property described herein to be surplus property, intended to be conveyed via quit-claim deed(s), and sold to successful bidders via sealed bids, after public advertisement, as provided for in Section 215(6) of the County Law, with said bids being subject to acceptance or rejection by the Schuyler County Legislature, and

BE IT FURTHER RESOLVED, that the Clerk of the Legislature be and hereby authorized and directed to advertise for sealed bids.

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 15
Approved by Committee MFR
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE: AUTHORIZE CONTRACT AMENDMENT WITH TYLER TECHNOLOGY, INC. TO REMOVE UNNECESSARY SOFTWARE AND SERVICES – TREASURER’S DEPARTMENT

WHEREAS, the Treasurer’s Office currently has a contract with Tyler Technology, Inc., to provide a financial system and related maintenance to the County, and

WHEREAS, changing County needs and other factors warrant amending the existing contract to remove unnecessary software and services resulting in a cost savings to the County resulting in a reduction of the overall contract price by \$21,134.67.

NOW, THEREFORE, BE IT RESOLVED, that the Chair of the Legislature be hereby authorized to execute a contract amendment with Tyler Technologies, Inc. to reduce the cost of the contract amount by a total of \$21,134.67 effective December 1, 2021 through the term of the existing contract expiring December 31, 2024, contract approved as to form by the Schuyler county Attorney.

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 16
Approved by Committee MFR
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE RECOGNIZE NATIONAL CONSUMER PROTECTION WEEK - COUNTY ATTORNEY'S DEPARTMENT

WHEREAS, consumers are at the heart of a thriving economy, and protecting them must be a shared goal throughout government and across the private sector, and

WHEREAS, each year, frauds and scams cost American consumers billions of dollars and generate hours of stress and hardship, and

WHEREAS, the National Council on Aging has reported that fraudsters and con artists often tend to go after older adults, leaving them in an especially vulnerable position, with limited ability to recover their losses, and

WHEREAS, in 1998, National Consumer Protection Week was created to help protect consumers from fraudulent, unfair, and deceptive business practices, and

WHEREAS, the County of Schuyler is dedicated to protecting consumers in our county and to providing to them information and assistance in order to assist in making objective and correct decisions regarding purchases and investments.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature does hereby recognize and proclaim the week of March 3 - March 9, 2024 as National Consumer Protection Week and urges government officials, business leaders, and advocates across the county, state and nation to share information about consumer protection and provide our citizens with information about their rights as consumers, and

BE IT FURTHER RESOLVED, that the Schuyler County Legislature encourages County residents to avail themselves of the free booklets from the Federal Trade Commission on identity theft and scams that will be provided by the Schuyler County Attorney and Schuyler County Office for the Aging staff.

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 17
Approved by Committee MFR
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE: AUTHORIZE MEMORANDUM OF UNDERSTANDING WITH THE CIVIL SERVICE EMPLOYEE'S ASSOCIATION, INC. REGARDING ESTABLISHING A SHIFT DIFFERENTIAL FOR TITLES OF CLEANER AND SR. CLEANER— HUMAN RESOURCES DEPARTMENT

WHEREAS, the County and the Union are parties to a collective bargaining agreement for the term January 1, 2020 through December 31, 2025, and

WHEREAS, the titles of Cleaner and Sr. Cleaner have wage rates addressed in the Agreement, and

WHEREAS, employees holding the titles of Cleaner and Sr. Cleaner work non-traditional hours covering second shift and weekends, and

WHEREAS, the County and Union have identified the need for a \$1.00 per hour shift differential for these titles, and

WHEREAS, the County and the Union now wish to document the terms of their agreement.

NOW, THEREFORE, BE IT RESOLVED, the Chair of the Schuyler County Legislature be hereby authorized to enter into a Memorandum of Agreement with the Schuyler County Civil Service Employee's Association, Inc. as set forth above, effective January 1, 2024, approved as to form by the Schuyler County Attorney.

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 18
Approved by Committee MLL
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE: AUTHORIZE THE CREATION AND FILLING OF ONE FULL-TIME CASE SUPERVISOR GRADE A POSITION AND ABOLISHING ONE FULL-TIME CASE SUPERVISOR GRADE B POSITION – SOCIAL SERVICES DEPARTMENT

WHEREAS, the Department of Social Services currently has one full-time Case Supervisor Grade A position and one full-time Case Supervisor Grade B in Children Services, and

WHEREAS, the Department of Social Services, specifically in Children Services, is experiencing an increased need for a Child Protective Service subunit and a Preventive/Foster Care subunit due to the increase in State and Federal requirements, and

WHEREAS, the Department-of Social Services is requesting to create this position, upon the approval of the County Administrator, and

WHEREAS, funding for this position is included in the 2024 budget.

NOW, THEREFORE, BE IT RESOLVED, that the Commissioner of Social Services is hereby authorized to create and fill the full-time Case Supervisor Grade A position at an hourly rate of \$33.08, to be placed in Grade 12, as set forth in the CSEA Local 1000 AFSCME, AFL-CIO Contract, effective immediately, and

BE IT FURTHER RESOLVED, that the full-time Case Supervisor Grade B position be abolished upon the promotion of the Case Supervisor Grade B position to the Case Supervisor Grade A position.

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 19
Approved by Committee MFR
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE: AUTHORIZE CONTRACT WITH CHEMUNG-SCHUYLER COUNTIES CHAPTER, NYSARC, INC. DBA THE ARC OF CHEMUNG-SCHUYLER , INC. FOR MOBILITY MANAGEMENT SERVICES – COUNTY ADMINISTRATOR’S DEPARTMENT

WHEREAS, Schuyler County has been contracting with Chemung-Schuyler Counties Chapter NYSARC, Inc. (The Arc) for Mobility Management Services, pursuant to Federal Transit Administration Section 5311 funding Consolidated Contract #C004140, that expired December 31, 2022, and

WHEREAS, the new contract term is effective January 1, 2023 through December 31, 2023 with an amount not to exceed the amounts of State and Federal funds awarded to Schuyler County for Mobility Management services as part of the Section 5311 grant pursuant to the New York State Department of Transportation (NYSDOT) Mass Transportation Capital Project Grant Contract #C004140, and Schedule A provided by NYSDOT.

NOW, THEREFORE, BE IT RESOLVED, that the Chair of the Legislature be hereby authorized to execute a contract with Chemung-Schuyler Counties Chapter NYSARC, Inc. (The Arc) for the County Administrator’s Department for Mobility Management Services for the term January 1, 2023 through December 31, 2023, as stated above, funding available in account no. 001.5630.0401-5631, contract approved as to form by the Schuyler County Attorney.

Resolution No.
SCHUYLER COUNTY LEGISLATURE

Regular Meeting
February 12, 2024

Intro. No. 20
Approved by Committee MFR
Approved by Co. Atty. SJG

Motion by _____
Seconded by _____
Vote: ___ Ayes to ___ Noes
Name of Noes _____

RE: AUTHORIZE AMENDING RESOLUTION NO. 23-24, TITLED "ONE-YEAR APPOINTMENTS" TO REPLACE LEGISLATOR PHILIP C. BARNES WITH LEGISLATOR MARK F. RONDINARO ON THE SOUTHERN TIER CENTRAL REGIONAL PLANNING AND DEVELOPMENT BOARD

WHEREAS, Philip C. Barnes has requested he be replaced on the Southern Tier Central Regional Planning and Development Board.

NOW, THEREFORE, BE IT RESOLVED, that Resolution No. 23-24 be amended to replace Legislator Philip C. Barnes with Legislator Mark F. Rondinaro on the above board.