

**ORGANIZATIONAL MEETING
JANUARY 6, 2021**

The January 6, 2021 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 Blowers 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 2021.

MOTION by Legislator Rondinaro to nominate Legislator Blowers as Chairman, **SECOND** by Legislator Harp.

RESOLUTION NO. 1 Motion by Rondinaro, Second by Gray.

RE: CLOSE NOMINATIONS - 2021 CHAIRPERSON OF THE SCHUYLER COUNTY LEGISLATURE
BE IT RESOLVED, that the nominations for the 2021 Chairperson of the Schuyler County Legislature be closed.

Vote 8-0.

RESOLUTION NO. 2 Motion by Rondinaro, Second by Howell.

RE: APPOINTMENT - CHAIR, SCHUYLER COUNTY LEGISLATURE – 2021
BE IT RESOLVED, that Carl H. Blowers be Chairperson of the Schuyler County Legislature for the year 2021.

Vote 8-0.

RESOLUTION NO. 3 Motion by Rondinaro, Second by Gray.

RE: "CONTINUITY OF LOCAL GOVERNMENT" FOR 2021
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 2021, as follows:

Chairman	Carl. H. Blowers
#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	Mark F. Rondinaro
#6 Vice-Chairman	David M. Reed
#7 Vice-Chairman	Gary L. Gray

Vote 8-0.

RESOLUTION NO. 4 Motion by Rondinaro, Second by Gray.

RE: CONFORM TO "RULES OF PROCEDURE" FOR 2021
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, and as amended by 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 Gray.

RE: 2021 DESIGNATION OF DEPOSITORIES FOR SCHUYLER COUNTY FUNDS
BE IT RESOLVED, that the 2021 Depositories for Schuyler County funds be the following banks and for the following amounts:

CHEMUNG CANAL TRUST COMPANY
Montour Falls or Watkins Glen Office

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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 South Clinton Ave., Suite 700
Rochester, NY 14604 \$8,000,000.00

COMMUNITY BANK, N.A.
Watkins Glen Office
401 N. Franklin Street
Watkins Glen, NY 14891 \$8,000,000.00

DISCUSSION: Legislator Howell said that all of the banks listed are local with the exception of Chase. He asked the County Administrator how the banks are selected. Administrator O'Hearn said that he would have to defer this to our Treasurer, but he thought it was because the banks listed are savings and loan institutions versus others that are not, and therefore may not qualify as a depository. Legislator Rondinaro said that he has asked this question in the past and never had received any report back. He requested the Treasurer be asked to report back to the Legislature. Chairman Blowers said he thought that it may have something to do with the interest rate as well.

Vote 8-0.

RESOLUTION NO. 6 Motion by Rondinaro, Second by Gray.

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 2021, 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 2021

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 2021, 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 Rondinaro, Second by Gray.

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 2021

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)

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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 2021, 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 15th 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. 8 Motion by Rondinaro, Second by Gray.

RE: DESIGNATION OF LEGAL COUNTY NEWSPAPER FOR 2021

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. 9 Motion by Rondinaro, Second by Gray.

RE: ACKNOWLEDGE APPOINTMENT AND SET SALARY OF REPUBLICAN DEPUTY COMMISSIONER, BOARD OF ELECTIONS

BE IT RESOLVED, that this Legislature hereby acknowledge the appointment by Joseph Fazzary, Commissioner, Board of Elections of Kristina A. Vondracek as Deputy Commissioner, Board of Elections effective January 1, 2021, full-time, at an annual salary of \$39,500.

Vote 8-0.

RESOLUTION NO. 10 Motion by Rondinaro., Second by Gray.

RE: ACKNOWLEDGE APPOINTMENT AND SET SALARY OF DEMOCRATIC DEPUTY COMMISSIONER, BOARD OF ELECTIONS

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, 2021, full-time, at an annual salary of \$41,953.

Vote 8-0.

RESOLUTION NO. 11 Motion by Rondinaro, Second by Gray.

RE: APPOINTMENT – COUNTY HISTORIAN FOR 2021

BE IT RESOLVED, that Gary M. Emerson be appointed as County Historian for the year 2021, with a salary of \$3,850.

Vote 8-0.

RESOLUTION NO. 12 Motion by Rondinaro, Second by Gray.

RE: APPROVE AND ADOPT UPDATED PURCHASING POLICIES AND PROCEDURES FOR 2021 - 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, and/or other applicable authority.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature approves and adopts the revised Purchasing Policies and Procedures for 2021, on file in the Legislative Office and the Purchasing Department, effective January 1, 2021.

Vote 8-0.

RESOLUTION NO. 13 Motion by Rondinaro, Second by Gray.

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RE: ADOPT SCHEDULE OF SALARIES FOR 2021

BE IT RESOLVED, that the Schedule of Salaries for 2021, be adopted, effective January 1, 2021, and

BE IT FURTHER RESOLVED, that the County Treasurer be authorized and directed to pay the County employees according to the 2021 Salary Schedule.

PUBLIC PARTICIPATION: NONE.

The Meeting adjourned at 9:10 a.m.

Stacy B. Husted, Clerk

Jamee L. Mack, Deputy Clerk

**REGULAR MEETING
JANUARY 11, 2021**

The January 11, 2021 Regular Meeting of the Schuyler County Legislature was called to order at 6:32 p.m. by Chairman Blowers. The Pledge of Allegiance was led by Legislator Barnes 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.

RESOLUTION NO. 14 Motion by Barnes, Second by Harp.

RE: APPROVE MINUTES OF THE DECEMBER 14, 2020 REGULAR MEETING, DECEMBER 28, 2020 YEAR END MEETING AND THE JANUARY 6, 2021 ORGANIZATION MEETING OF THE SCHUYLER COUNTY LEGISLATURE

BE IT RESOLVED, that the minutes of the December 14, 2020 Regular Meeting, December 28, 2020 Year End Meeting, and the January 6, 2021 Organizational Meeting of the Schuyler County Legislature be approved.

Vote 8-0.

RESOLUTION NO. 15 Motion by Barnes, Second by Harp.

RE: AUTHORIZE CONTRACT EXTENSION WITH THE NEW YORK STATE HOMELAND SECURITY AND EMERGENCY SERVICES FOR THE FISCAL YEAR 2017 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT PROGRAM – EMERGENCY MANAGEMENT

WHEREAS, the Emergency Management Office received a Statewide Interoperable Communications Grant SI17-1044-D05, in the amount of \$381,179.00 in 2017, and

WHEREAS, said grant was extended last year by Resolution No. 259-19 through December 31, 2020, and

WHEREAS, said funds have not been fully utilized, and the New York State Department of Homeland Security and Emergency Services has authorized a contract extension through December 31, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to sign said grant contract extension through December 31, 2021, and

BE IT FURTHER RESOLVED, that the Schuyler County Treasurer is hereby directed to extend the Statewide Interoperable Communications Grant Program grant funds accordingly, in cooperation with the Emergency Management Office.

Vote 8-0.

RESOLUTION NO. 16 Motion by Barnes, Second by Harp.

RE: AUTHORIZE CONTRACT EXTENSION WITH THE NEW YORK STATE HOMELAND SECURITY AND EMERGENCY SERVICES FOR THE FISCAL YEAR 2018 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT PROGRAM – EMERGENCY MANAGEMENT

WHEREAS, the Emergency Management Office received a Statewide Interoperable Communications Grant SI18-1018-D01, in the amount of \$382,595.00, and

WHEREAS, said grant was for a period of January 1, 2019 through December 31, 2020, and

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WHEREAS, said funds have not been fully utilized, and the New York State Department of Homeland Security and Emergency Services has authorized a contract extension through December 31, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to sign said grant contract extension through December 31, 2021, and

BE IT FURTHER RESOLVED, that the Schuyler County Treasurer is hereby directed to extend the Statewide Interoperable Communications Grant Program grant funds accordingly, in cooperation with the Emergency Management Office.

Vote 8-0.

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

RE: AUTHORIZE EXTENSION OF THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES GRANT CONTRACT NO. C2ND643 – PUBLIC DEFENDER

WHEREAS, the Public Defender's Office has received the New York State Office of Indigent Legal Services Grant, Contract No. C2ND643 (Second Upstate Quality Improvement and Caseload Reduction), and

WHEREAS, said grant was in the amount of \$239,488, for the period of July 1, 2017 through June 30, 2020, 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 September 30, 2022.

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, Contract No. C2ND643 accordingly, and in cooperation with the Public Defender's Office.

Vote 8-0.

RESOLUTION NO. 18 Motion by Rondinaro, Second by Lausell.

RE: AUTHORIZE ADDENDUM TO THE INTER-MUNICIPAL AGREEMENT WITH THE SOUTHERN TIER BROADBAND COALITION/AUTHORIZE USE OF ECONOMIC DEVELOPMENT RESERVE FUNDS FOR A BROADBAND FEASIBILITY STUDY

WHEREAS, Resolution No. 364-19 authorized an Inter-Municipal Agreement (IMA) with Southern Tier Broadband Coalition and other counties to contribute up to \$50,000 towards a Broadband Feasibility Study to be funded by the Economic Development Reserve Fund, and

WHEREAS, an Addendum to the existing IMA was created earlier this year to allow Chemung County to also participate in the IMA, and

WHEREAS, said Addendum lists the actual cost of the Broadband Feasibility Study to be \$392,211.00 to be divided amongst five counties and Southern Tier Network, Inc. (STN), and

WHEREAS, the County is in receipt of an invoice for its contribution in the amount of \$21,807.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to sign said Addendum to the existing IMA, to contribute the amount of \$21,807 towards the Broadband Feasibility Study with funding to be used from the Economic Development Reserve account, subject to approval by the Schuyler County Attorney, and

BE IT FURTHER RESOLVED, that the Schuyler County Treasurer is hereby authorized to transfer \$21,807 from the Economic Development Fund Balance account A890 into account no. 6989.0403.

DISCUSSION: Legislator Howell asked the County Administrator if this was the only payment that would be made. He recalled that the Legislature agreed to use fifty thousand dollars from the Economic Development fund for this, and this amount is less. County Administrator O'Hearn explained that the original amount was planned to be the fifty thousand dollars with initially only three counties contributing towards the cost of the study, however then Tioga County joined which lowered the amount of our contribution by about eight thousand dollars. He said that this payment is the only payment that will be made.

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Vote 8-0.

RESOLUTION NO. 19 Motion by Rondinaro, Second by Lausell.

RE: AUTHORIZE ADVERTISEMENT FOR PROPOSALS FOR APPLICATION AND MONITORING EXPENSES FOR THE LAMOKA/WANETA LAKES PROTECTION REHABILITATION DISTRICT (LAMOKA AND WANETA LAKES)

WHEREAS, the Lamoka/Waneta Lakes Protection and Rehabilitation District needs to solicit request for proposals for the application of ProcellaCOR on Lamoka and Waneta Lakes and the residual monitoring thereof, and

WHEREAS, the Lamoka/Waneta Lakes Protection and Rehabilitation District needs to submit a permit treatment plan update to the New York State Department of Environmental Conservation (DEC) regarding the proposed ProcellaCOR treatment of Waneta and Lamoka Lakes in 2021.

NOW, THEREFORE, BE IT RESOLVED, that the Clerk of the Legislature be hereby authorized to advertise for proposals on or about February 3, 2021 for chemical application and residual monitoring services as set forth above for the Lamoka/Waneta Lakes Protection and Rehabilitation District, and

BE IT FURTHER RESOLVED, that proposals will be due no later than 3:00 p.m. on Friday, February 26, 2021. Acceptance/rejection of the proposals will be done at a Regular Meeting of the Legislature at a later date. The County of Schuyler reserves the right to accept or reject any and all proposals, and

BE IT FURTHER RESOLVED, that the District authorizes Dennis Fagan, and or Glenn Sullivan on its behalf, to submit the required permit treatment plan update to DEC for the ProcellaCOR treatment of Lamoka/Waneta Lakes in 2021.

Vote 8-0.

RESOLUTION NO. 20 Motion by Barnes, Second by Rondinaro.

RE: RESOLUTION TO APPROVE APPLICATION FOR CREDIT OF REAL PROPERTY TAXES – REAL PROPERTY TAX SERVICE

WHEREAS, an application for credit of real property taxes has been made in accordance with Section 556 of the Real Property Tax Law (RPTL) for parcel 65.13-4-1.2 owned by GLT Enterprises LTD in the Town of Dix for the 2019 County/Town tax rolls, and

WHEREAS, the taxes due of \$6,874.13 were based on an assessed value that included the value of a building that was present on another parcel, and

WHEREAS, that building will be paying an omitted tax on a subsequent bill, and

WHEREAS, it is the recommendation of the Real Property Tax Director to approve the application, and

WHEREAS, the amount of the credit exceeds the authority of the Director to approve without resolution pursuant to Resolution 7-20 of the Schuyler County Legislature.

NOW, THEREFORE BE IT RESOLVED, that the application is hereby approved, and

BE IT FURTHER RESOLVED, that the property owner shall receive a credit in the amount of \$6,718.40, and

BE IT FURTHER RESOLVED, that the County Treasurer is hereby directed to make the appropriate chargeback to the Town of Dix.

Vote 8-0.

RESOLUTION NO. 21 Motion by Barnes, Second by Rondinaro.

RE: AUTHORIZE AMENDING POLICIES AND PROCEDURES MANUAL TO INCLUDE REMOTE TRAINING TO THE EXPENSES POLICY - HUMAN RESOURCES

WHEREAS, Schuyler County currently has an “Expenses” policy in place addressing travel requests/central garage/and expense reimbursement, and

WHEREAS, amendments to this policy need to be made to include remote training expenses.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby authorizes amending the Policies and Procedures Manual to adopt the aforesaid Policy Statement and Plan to be made available to all employees, effective immediately.

8. EXPENSES

8.1 Travel and Training Requests/Central Garage (Resolution No. 344-03)/Expense Reimbursement

All Schuyler County employees must submit a travel request form for permission for all travel on county business, including out of state travel, whether reimbursement is requested or not. Employees participating in remote training that has a cost associated with it must submit a travel request form for permission even though no travel is involved. A copy of the documentation describing the travel and/or training, as well as any costs involved, shall be attached to the request form. Travel requests forms are provided and approved by the County Administrator's Office.

Vote 8-0.

RESOLUTION NO. 22 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, 2021 through December 31, 2021, to wit:

AUDITING COMMITTEE

Philip C. Barnes
James W.D. Howell, Jr.
Michael L. Lausell
Mark F. Rondinaro

CHAMBER OF COMMERCE

Carl H. Blowers, Legislator

EMERGENCY MEDICAL & HIGHWAY SAFETY COMMITTEE

Carl H. Blowers, Chairman of the Legislature
Van A. Harp, Public Safety & Criminal Justice Committee Member

FISH & WILDLIFE MANAGEMENT BOARD

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

FIRE SAFETY ADVISORY BOARD

Philip C. Barnes, Legislator
Jason Kelly, Burdett Fire Department
Kent Thurston, Beaver Dams Fire Department
Mike Hicks, Hector Fire Department
Brian Gunning, Mecklenburg Fire Department
Melvin Horton, Jr., Monterey Fire Department
Matthew Burns, Montour Falls Fire Department
John Jeliff, Odessa Fire Department
Judson Smith, Watkins Glen Fire Department
William Meehan, Tyrone Fire Department
William Kennedy, County Fire Coordinator

INTER-COUNTY ASSOCIATION

James. W.D. Howell, Jr.
Mark F. Rondinaro
Gary L. Gray

LOCAL EMERGENCY PLANNING

Carl H. Blowers, Chairman of the Legislature

OFFICE FOR THE AGING ADVISORY COUNCIL

Carl H. Blowers, Chairman of the Legislature
Van A. Harp, Legislator

PUBLIC HEALTH PROFESSIONAL ADVISORY COMMITTEE

Catie Kunecki, Common Ground

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JoAnn Kingsley, SUNY, Empire State College
Kristin VanHorn, Schuyler County Planning Director
Sarah Wunderlich, RN

Tamre Waite, Director, Office for the Aging
Deborah Bailey, RN, Schuyler Hospital

Kylie Rodriquez, HIICAP Coordinator, OFA

QUEEN CATHARINE STEERING COMMITTEE

David M. Reed, Legislator

RURAL TRANSPORTATION COMMITTEE

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

SAY RURAL HEALTH NETWORK BOARD OF DIRECTORS

Michael L. Lausell, Legislator

SCHUYLER COUNTY INDUSTRIAL DEVELOPMENT AGENCY (SCIDA)

Carl H. Blowers, Chairman of the Legislature

SCHUYLER COUNTY PARTNERSHIP FOR ECONOMIC DEVELOPMENT (SCOPED)

Carl H. Blowers, Chairman of the Legislature

SCHUYLER COUNTY PLANNING COMMISSION

Anne Mace, Town of Cayuta

SOIL & WATER CONSERVATION BOARD

James W. D. Howell, Jr, Legislator

Gary L. Gray, Legislator

SOUTHERN TIER CENTRAL REGIONAL PLANNING & DEVELOPMENT BOARD

Carl H. Blowers, Chairman of the Legislature

Philip C. Barnes, Legislator

YOUTH BOARD

Aiden Thurston, Youth Representative

Madilyn Williams. Youth Representative

Vote 8-0.

RESOLUTION NO. 23 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, 2021 through December 31, 2022, to wit:

FISH & WILDLIFE MANAGEMENT BOARD

Barlow Rhodes, Landowner

OFFICE FOR THE AGING ADVISORY COUNCIL

David Moore, ARC Chemung and Schuyler

Patrick Ryan, Schuyler Hospital, Seneca View

Ashley Kerrick, Catholic Charities

Kathleen LaMoreaux, Hector

David LaMoreaux, Hector

Dr. Carol Mikoda, Town of Hector (Valois)

Dr. Margaret Ohlinger, Town of Hector (Burdett area)

Dennis Mann, Town of Catharine

Barbara Ketchum, Town of Orange

Beverly Mello, Town of Reading

Donna Hill, Montour Falls

Sharon Young, Village of Watkins Glen

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SCHUYLER COUNTY PLANNING COMMISSION

Harriet Ferrell, Industrial Representative
Paul Bartow, Business Representative
Mike Bergen, Agricultural
Mayank Sharma, Medical Representative
Alice Learn, Town of Catharine
Justin Boyette, Town of Hector
Sarah Agan, Town of Montour
Jan Arcangeli, Village of Burdett
Alicia Janke, Village of Odessa

SOUTHERN TIER CENTRAL REGIONAL PLANNING & DEVELOPMENT BOARD

Judy McKinney-Cherry, CEED, Member at Large

Vote 8-0.

RESOLUTION NO. 24 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, 2021 through December 31, 2023, to wit:

AGRICULTURE & FARMLAND PROTECTION BOARD

Johnathan Wasson, Agriculture Business Representative

EMERGENCY MEDICAL & HIGHWAY SAFETY COMMITTEE

Bill Kennedy, Fire Bureau/ Civil Defense

Richard Churches, Driver Education

YOUTH BOARD

Christy Williams, Community Services Board

Andrew Yessman, Sheriff's Department

Gretchen Silliman, District IV

Mary Wilson, Member at Large

Vote 8-0.

RESOLUTION NO. 25 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, 2021 through December 31, 2024, to wit:

AGRICULTURE & FARMLAND PROTECTION BOARD

Daniel Teed, Farm Bureau

ALCOHOLISM AND SUBSTANCE ABUSE

Gretchen Silliman, Community Representative

Breck Spaulding, Sheriff's Department

Chris Rosno, Probation Department

COMMUNITY SERVICES BOARD

Edward Lovell, Community Representative

MENTAL HEALTH SUBCOMMITTEES

Cheryl Pruett, PhD, Community Representative

PEOPLE WITH DEVELOPMENTAL DISABILITIES SUBCOMMITTEE

Renee Gay

Nancy St. Julien

Larry Jaynes

Vote 8-0.

RESOLUTION NO. 26 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

Mark Cicora, Deputy Emergency Manager

Dan DeLano, Watkins Glen Central School

YOUTH BOARD

Jennifer Mims, State Representative

Vote 8-0.

RESOLUTION NO. 27 Motion by Barnes, Second by Rondinaro.

RE: APPOINTMENT TO BOARDS/COMMITTEES TO FILL UNEXPIRED TERMS

WHEREAS, two members of the below board have retired that has created a vacancy of two seats on the Emergency Medical & Highway Safety Committee.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby approves the appointment of the below individuals to fill the unexpired term effective January 1, 2021 through December 31, 2021.

EMERGENCY MEDICAL & HIGHWAY SAFETY COMMITTEE

Keith Caslin, Justice Court

Ethan Mosher, Village of Watkins Glen Police Department

Vote 8-0.

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

RE: AUTHORIZE CONTRACT WITH CLINICAL ASSOCIATES OF THE SOUTHERN TIER, PLLC FOR AN EMPLOYEE ASSISTANCE PROGRAM (EAP) – HUMAN RESOURCES

WHEREAS, the County offers an Employee Assistance Program (EAP) to all full-time County employees and their dependents, and

WHEREAS, the Personnel Officer solicited quotes for this service, and recommends that the Clinical Associates of the Southern Tier, PLLC be the provider of this program for 2021.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a contract with Clinical Associates of the Southern Tier, PLLC for the Human Resources Department for an Employee Assistance Program (EAP) for the term January 1, 2021 through December 31, 2021, at a cost of \$22.00 per employee per year, based on employment of 230 full time employees, at an annual rate of \$5,060, funding available in account no. 1430.0435, contract approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 29 Motion by Howell, Second by Rondinaro.

RE: MOTION TO BRING THREE (3) RESOLUTIONS TO THE FLOOR

BE IT RESOLVED, that three (3) Resolutions be brought to the floor.

Vote 8-0.

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

RE: AUTHORIZE CONTRACT WITH HARRIS BEACH, PLLC FOR BOND COUNSEL SERVICES - TREASURER

WHEREAS, the County Administrator is recommending that the County refinance its outstanding Public Improvement (Serial) Bonds, and

WHEREAS, Harris Beach PLLC has submitted a proposal to provide Bond Counsel Services for a not to exceed amount of \$12,000.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to

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execute a contract with Harris Beach, PLLC for Bond Counsel Services, effective immediately, at a cost not to exceed \$12,000, funding available in account no. 1325.0435-Professional Fees and Services; contract approved by the Schuyler County Attorney.

Vote 8-0.

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

RE: REFUNDING BOND RESOLUTION OF THE COUNTY OF SCHUYLER, NEW YORK, ADOPTED JANUARY 11, 2021, AUTHORIZING THE REFUNDING OF ALL OR A PORTION OF CERTAIN OUTSTANDING SERIAL BONDS OF SAID COUNTY, STATING THE PLAN OF REFUNDING, APPROPRIATING AN AMOUNT NOT TO EXCEED \$1,165,000 THEREFOR, AUTHORIZING THE ISSUANCE OF \$1,165,000 REFUNDING BONDS OF SAID COUNTY, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE SAID APPROPRIATION, AND MAKING CERTAIN DETERMINATIONS ALL RELATIVE THERETO – TREASURER’S DEPARTMENT

WHEREAS, the County of Schuyler, New York (herein called “the County”), has heretofore issued on January 21, 2010, its \$1,500,000 Public Improvement (Serial) Bonds, 2010 (herein called the “2010 Bonds”), currently outstanding in the principal amount of \$1,020,000 (the “2010 Outstanding Bonds”); such bonds bearing interest at the rates and on the dates, and being subject to prior redemption as set forth in each such respective bond, and

WHEREAS, the County has the power and authority to issue refunding bonds of the County for the purpose of refunding and thereby refinancing all or a portion of the 2010 Outstanding Bonds, including provision for incidental costs of issuance in connection therewith, pursuant to the provisions of Sections 90.00 and/or 90.10 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called “Law”).

NOW, THEREFORE, BE IT RESOLVED, that the County Legislature of the County of Schuyler, New York (the "County") hereby resolves (by the favorable vote of not less than two-thirds of the voting strength of said County Legislature) as follows:

Section 1. In this resolution, the following definitions apply, unless a different meaning clearly appears from the context:

- a. “Bond To Be Refunded” or “Bonds To Be Refunded” means all or a portion of the 2010 Outstanding Bonds of the County.
- b. “Bond Certificate” means the certificate of determination that (i) was executed by the County Treasurer, in accordance with the delegations of authority contained in the bond resolution for the object or purpose financed by the Bonds To Be Refunded, and (ii) provided for the issuance of such Bonds To Be Refunded.
- c. “Escrow Contract” means the contract to be entered into by and between the County and the Escrow Holder pursuant to Section 9 hereof.
- d. “Escrow Holder” means the bank or trust company designated as such pursuant to Section 9 hereof.
- e. “Present Value Savings” means the dollar savings which result from the issuance of the Refunding Bonds computed by discounting the principal and interest payments on both the Refunding Bonds and the Bonds To Be Refunded from the respective maturities thereof to the date of issue of the Refunding Bonds at a rate equal to the effective interest cost of the Refunding Bonds. The effective interest cost of the Refunding Bonds shall be that rate which is arrived at by doubling the semi-annual interest rate (compounded semi-annually), necessary to discount the debt service payments on the Refunding Bonds from the maturity dates thereof to the date of issue of the Refunding Bonds and to the bona fide initial public offering price including estimated accrued interest, or, if there is no public offering, to the price bid including estimated accrued interest.
- f. “Redemption Date” means April 19, 2021 or any date thereafter with respect to the Bonds to be Refunded.
- g. “Refunding Bond” or “Refunding Bonds” means all or a portion of the \$1,165,000 bonds

of the County authorized pursuant to Section 2 hereof.

- h. “Refunding Bond Amount Limitation” means an amount of Refunding Bonds sufficient to pay the sum of (i) the principal amount of Bonds To Be Refunded, (ii) the aggregate amount of unmatured interest payable on each Bonds To Be Refunded to and including the applicable Redemption Date, (iii) redemption premiums payable on such Bonds To Be Refunded as of such applicable Redemption Date, as hereinabove referred to in the Recitals hereof, and (iv) costs and expenses incidental to the issuance of the Refunding Bonds, including the development of the refunding financial plan, and of executing and performing the terms and conditions of the Escrow Contract and all fees and charges of the Escrow Holder as referred to in Section 9 hereof.

Section 2. The County Legislature of the County (herein called “County Legislature”), hereby authorizes the refunding of the Bonds To Be Refunded of the County, more particularly described and referred to in the Recitals hereof, and appropriates an amount not to exceed \$1,165,000 therefor to accomplish such refunding. The plan of financing said appropriation includes the issuance of not to exceed \$1,165,000 Refunding Bonds and the levy and collection of a tax upon all the taxable real property within the County to pay the principal of and interest on said Refunding Bonds as the same shall become due and payable. Bonds of the County in the maximum principal amount of \$1,165,000, are hereby authorized to be issued pursuant to the provisions of the Law. The proposed financial plan for the refunding in the form attached hereto as Exhibit A (the “refunding financial plan”) prepared for the County by Robert W. Baird & Co. Incorporated and hereby accepted and approved, includes the deposit of all the proceeds of said Refunding Bonds with an Escrow Holder pursuant to an Escrow Contract as authorized in Section 9 hereof, the payment of all costs incurred by the County in connection with said refunding from such proceeds, and the investment of a portion of such proceeds by the Escrow Holder in certain obligations, the principal of and interest, together with the balance of such proceeds to be held uninvested, shall be sufficient to pay (1) the principal of and interest on the Bonds To Be Refunded becoming due and payable on and prior to the Redemption Date and (2) the principal of and premium on the Bonds To Be Refunded to be called for redemption prior to maturity on the Redemption Date.

Section 3. The Bonds To Be Refunded referred to in Section 1 hereof are all or a portion of the unmatured aggregate outstanding balance of the 2010 Outstanding Bonds which were originally issued pursuant to the bond resolution of the County referenced in the Bond Certificate for such series of bonds for the purpose of providing original funding for the project as set forth therein. In accordance with the refunding financial plan, the Refunding Bonds authorized in the aggregate principal amount not to exceed \$1,165,000 shall mature in amounts and at dates to be determined. The Treasurer, the chief fiscal officer of the County, is hereby authorized to approve all details of the final refunding financial plan not contained herein.

Section 4. The issuance of the Refunding Bonds will not exceed the Refunding Bond Amount Limitation. The maximum period of probable usefulness (“PPU”) of each issue comprising the Bonds to be Refunded is as specified in the Bond Certificate for the 2010 Bonds which is incorporated herein by reference.

Section 5. The aggregate amount of estimated Present Value Savings is set forth in the proposed refunding financial plan attached hereto as Exhibit A.

Section 6. The Refunding Bonds shall be sold at private sale and the Treasurer, as the chief fiscal officer of the County, is hereby authorized to execute a purchase contract on behalf of the County for the sale of said Refunding Bonds, provided that unless the Refunding Bonds are sold in a private sale pursuant to Section 63.00 of the Local Finance Law and are issued in compliance with Section 90.00 of the Local Finance Law, the Treasurer shall file a certificate setting forth the present value of the total debt service savings, as required by Section 90.10(g) of the Local Finance Law, for approval by the State Comptroller.

(b) If the Refunding Bonds are sold at public sale pursuant to Section 57.00 of the Law, the Treasurer is hereby authorized and direct to prepare or have prepared a Notice of Sale, which shall be published at least once in “THE BOND BUYER,” published in the City of New York, not less than five (5) nor more than thirty (30) days prior to the date of said sale.

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(c) Prior to the issuance of the Refunding Bonds, the Treasurer shall have filed with the County Legislature a certificate approved by the State Comptroller setting forth the Present Value Savings to the County resulting from the issuance of the Refunding Bonds.

(d) In connection with such sale, the County Legislature hereby authorizes the preparation of an Official Statement and approves its use in connection with such sale, and, further, consents to the distribution of a Preliminary Official Statement prior to the date said Official Statement is executed and available for distribution.

(e) The Treasurer is hereby further authorized and directed to take any and all actions necessary to accomplish said refunding, and to execute any contracts and agreements for the purchase of and payment for services rendered or to be rendered the County in connection with said refunding including the preparation of the refunding financial plan referred to in Section 2.

Section 7. Each of the Refunding Bonds authorized by this resolution shall contain the recital of validity prescribed by Section 52.00 of the Law and said Refunding Bonds shall be general obligations of the County payable as to both principal and interest by a general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said Refunding Bonds and provision shall be made annually in the budget of the County for (a) the amortization and redemption of the Refunding Bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 8. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 21.00 of the Law with respect to the issuance of bonds having substantially level or declining annual debt service, and Sections 50.00, 56.00 to 60.00, 90.00, 90.10 and 168.00 of the Law, the powers and duties of the County Legislature relative to determining the amount of Bonds To Be Refunded, prescribing the terms, form and contents and as to the sale and issuance of the Refunding Bonds, and executing a tax certificate relative thereto, and as to executing the Escrow Contract described in Section 10, the Official Statement referred to in Section 6 and any contracts for credit enhancements in connection with the issuance of the Refunding Bonds and any other certificates and agreements, as to making elections to call in and redeem all or a portion of the Bonds to be Refunded, and as to any determinations relating to the investment of the proceeds of the Refunding Bonds, are hereby delegated to the Treasurer, the chief fiscal officer of the County.

Section 9. Prior to the issuance of the Refunding Bonds the County shall contract with a bank or trust company located and authorized to do business in New York State for the purpose of having such bank or trust company act as the Escrow Holder of the proceeds, inclusive of any premium from the sale of the Refunding Bonds, together with all income derived from the investment of such proceeds. The Escrow Contract shall contain such terms and conditions as shall be necessary in order to accomplish the refunding financial plan, including provisions for the Escrow Holder without further authorization or direction from the County, except as otherwise provided therein, (a) to make all required payments of principal, interest and redemption premiums to the appropriate paying agent with respect to the Bonds To Be Refunded, (b) to pay costs and expenses incidental to the issuance of the Refunding Bonds, including the development of the refunding financial plan, and of executing and performing the terms and conditions of the Escrow Contract and all of its fees and charges as the Escrow Holder, (c) at the appropriate time or times to cause to be given on behalf of the County the notices of redemption authorized to be given pursuant to Section 12 hereof, and (d) to invest the moneys held by it consistent with the provisions of the final refunding financial plan. The Escrow Contract shall be irrevocable and shall constitute a covenant with the holders of the Refunding Bonds.

Section 10. The proceeds, inclusive of any premium, from the sale of the Refunding Bonds, immediately upon receipt, shall be placed in escrow by the County with the Escrow Holder in accordance with the Escrow Contract. All moneys held by the Escrow Holder shall be invested only in direct obligations of the United States of America or in obligations the principal of and interest on which are unconditionally guaranteed by the United States of America, which obligations shall mature or be subject to redemption at the option of the holder thereof not later than the respective dates when such moneys will be required to make payments in

PROCEEDINGS OF THE YEAR 2021

accordance with the refunding financial plan. Any such moneys remaining in the custody of the Escrow Holder after the full execution of the Escrow Contract shall be returned to the County and shall be applied by the County only to the payment of the principal of or interest on the Refunding Bonds then outstanding.

Section 11. That portion of such proceeds from the sale of the Refunding Bonds, together with interest earned thereon, which shall be required for the payment of the principal of and interest on the Bonds To Be Refunded, including any redemption premiums, in accordance with the refunding financial plan, shall be irrevocably committed and pledged to such purpose and the holders of the Bonds To Be Refunded shall have a lien upon such moneys and the investments thereof held by the Escrow Holder. The pledge and lien provided for herein shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder shall immediately be subject thereto without any further act. Such pledge and lien shall be valid and binding against all parties having claims of any kind in tort, contract or otherwise against the County irrespective of whether such parties have notice thereof. Neither this resolution, the Escrow Contract, nor any other instrument relating to such pledge and lien, need be filed or recorded.

Section 12. In accordance with the provisions of Section 53.00 and of paragraph h of Section 90.10 of the Law, the County Legislature hereby elects to call in and redeem all or a portion of the Bonds To Be Refunded which are subject to prior redemption according to their terms on the Redemption Date, as shall be determined by the Treasurer in accordance with Section 8 hereof. The sum to be paid therefor on the Redemption Date shall be the par value thereof, the accrued interest to the Redemption Date and the redemption premium, if any. The Escrow Holder is hereby authorized and directed to cause notice(s) of such call for redemption to be given in the name of the County by mailing such notice(s) to the registered holders of the Bonds To Be Refunded which are subject to prior redemption at least thirty days prior to such Redemption Date. Upon the issuance of the Refunding Bonds, the election to call in and redeem the Bonds To Be Refunded subject to prior redemption on the Redemption Date and the direction to the Escrow Holder to cause notice thereof to be given as provided in this section shall become irrevocable and the provisions of this section shall constitute a covenant with the holders, from time to time, of the Refunding Bonds, provided that this section may be amended from time to time as may be necessary to comply with the requirements of paragraph a of Section 53.00 of the Law, as the same may be amended from time to time.

Section 13. The validity of the bonds authorized by this Resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Resolution, or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 14. The Clerk of the County Legislature is hereby directed to publish the foregoing refunding bond resolution, in summary, in “the Review and Express” a newspaper having general circulation in the County and hereby designated the official newspaper of said County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 15. This resolution shall take effect immediately.

Exhibit A

Proposed Refunding Financial Plan [Click Here](#)

Vote 8-0.

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

RE: RESOLUTION TO APPROVE APPLICATION FOR CORRECTED TAX ROLL – REAL PROPERTY TAX SERVICE WHEREAS, an application for corrected tax roll has been made in accordance with Section 554 of the Real Property Tax Law (RPTL) for parcel 44.05-1-3, owned by

PROCEEDINGS OF THE YEAR 2021

Redding in the Town of Hector for the 2020 County/Town tax roll, and

WHEREAS, the taxes due of \$7,517.77 include the relevy of a previously paid school tax which should not have been returned to the County Treasurer as unpaid, and therefore constitutes a clerical error as defined in RPTL S.550(2)(h), and

WHEREAS, it is the recommendation of the Real Property Tax Director to approve the application, and

WHEREAS, the amount of the credit exceeds the authority of the Director to approve without resolution pursuant to Resolution 7-21 of the Schuyler County Legislature.

NOW, THEREFORE BE IT RESOLVED, that the application is hereby approved, and

BE IT FURTHER RESOLVED, that the property owner shall receive a corrected tax bill in the amount of \$3,844.50, and

BE IT FURTHER RESOLVED, that the County Treasurer is hereby directed to make the appropriate chargeback to the Watkins Glen Central School District.

Vote 8-0.

NEW BUSINESS: None.

UNFINISHED BUSINESS:

Legislator Barnes asked the County Administrator if any applications had been received for the Deputy County Administrator position. Administrator O'Hearn said that he had received one application that met the qualifications. He explained that applications are being accepted through the end of January. Legislator Barnes asked if the search could be expanded to include other associations. Administrator O'Hearn said that the position could be listed on the New York Job Bank. He said that it is listed on the School portal's, colleges like Cornell, Ithaca, Syracuse and Hobart. It has been circulated on numerous lists serves and that New York State Association of Counties (NYSAC) has it posted on their webpage. He will ask the Personnel Officer to send the job posting to other organizations.

REPORT ON STANDING COMMITTEES:

Legislator Barnes said that he wanted to applaud our Public Health for the COVID-19 updates as well as the availability for the vaccine.

Legislator Rondinaro reminded the Legislators that the Public Hearing for the Community input for the Police Reform virtual meeting is scheduled for Tuesday, January 12th at 6:00 p.m. The link and how to participate is available on the County web page.

Legislator Howell reported that the Town of Montour had two resignations at the end of last year of two councilmen, and that Tiffany Zinger and Breana Yessman have been appointed to fill those unexpired terms. The Town of Montour Supervisor position will be up for election this fall as well. He also reported that the Catharine Valley Trail walking bridge project that had been started by the past Village of Montour Falls Mayor is now complete and waiting delivery and for coordination with Welliver and their crane for placement. He then reported that the Village of Montour Falls had issued one hundred permits valued at one million dollars to the tax base in Montour Falls. He attended a very impressive presentation by Johanna Anderson who is the Executive Director of Ithaca Neighborhood Housing. They have purchased the old Shepard Niles site for future development. The plan is to complete this in stages and the project will consist of a multi-site use rental, floor level will be retail space and there will be community space and several townhouses with a large green space. He said that phase one will consist of twenty-four one-bedroom units along with the townhouses. He said that Johanna Anderson is also involved with the housing project near Jefferson Village in the Village of Watkins Glen.

COUNTY ADMINISTRATOR'S REPORT:

Administrator O'Hearn said to make the Legislators aware, there was a community meeting held last Thursday to update the community on the COVID vaccine. He said that our Public Health Department provided an up to the minute update on their efforts. At that time, we had more vaccines than we did patients. We have partnered with Schuyler Hospital and the group 1A population started receiving the vaccine last week and will be complete by the end of this week. The Governor had expanded the pool this past Friday to include

1B population. The 1B is a larger group and will include people seventy-five years and older, teachers, other first responders and the list goes on. He said that now we have more demand and not enough vaccine and we have clinics scheduled that are full. We are pushing to get more vaccine. He wanted to thank the Village of Watkins Glen as we will be using the Community Center as a distribution site once we receive the vaccine. He said that we have increased our request from one hundred to one thousand doses per week. All other hospitals and counties are doing the same thing. He said he feels we have all of the other pieces in place and could vaccinate our entire County within a month's time if we could get the vaccine. He has a call scheduled with the Council of Governments members this Tuesday, and another community call on Thursday this week. He feels that we are in good shape compared to some Counties. He also reiterated Legislator Rondinaro's update with the Public Hearing for the community input on the Police Reform plan. He explained the original plan's timeline and that the committee has decided that handing it off to the Legislature in February for review prior to adoption in March would still meet the required timeline. He acknowledged the efforts of all staff involved including Public Health. He said they are overwhelmed as it is, but everyone involved has done an outstanding job on this project. Legislator Lausell asked about the testing for COVID. Administrator O'Hearn said that Schuyler Hospital is not overwhelmed at all and that Cayuga Medical in Ithaca is doing the bulk of the testing.

PUBLIC PARTICIPATION: None.

The Meeting adjourned at 7:03 p.m.

Stacy B. Husted, Clerk

Jamee L. Mack, Deputy Clerk

REGULAR MEETING FEBRUARY 8, 2021

The February 8, 2021 Regular Meeting of the Schuyler County Legislature was called to order at 6:30 p.m. by Chairman Blowers. The Pledge of Allegiance was led by Legislator Lausell and followed by a Moment of Silence. All Legislators were present except Legislator Harp and Legislator Reed who were absent. County Administrator Timothy O'Hearn, and County Attorney Steven Getman were also present.

PUBLIC PARTICIPATION:

Mr. Jim Murphy from the Town of Catharine had joined the virtual meeting. He spoke of how he was a retired schoolteacher with a public health background and voiced his opinion of how he felt the Legislators were handling the COVID-19 pandemic. He commended the frontline staff members and thanked the Legislators for their efforts. His statement is on file in the Legislature Office.

RESOLUTION NO. 33 Motion by Howell, Second by Lausell.

RE: APPROVE MINUTES OF THE JANUARY 11, 2021 REGULAR MEETING OF THE SCHUYLER COUNTY LEGISLATURE

BE IT RESOLVED, that the minutes of the January 11, 2021 Regular Meeting of the Legislature be approved.

Vote 6-0.

RESOLUTION NO. 34 Motion by Howell, Second by Gray.

RE: AUTHORIZE MULTI-YEAR GRANT CONTRACT WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR THE PRE-DISASTER MITIGATION COMPETITIVE GRANT – EMERGENCY MANAGEMENT DEPARTMENT

WHEREAS, the Schuyler County Office of Emergency Management was awarded a New York State Division of Homeland Security and Emergency Services Pre-Disaster Mitigation Competitive Grant PDMC-PL-02-NY-2019-014 for its Multijurisdictional Multi-Hazard Mitigation Plan Update in the amount not to exceed \$77,986.60 with a Federal share of \$58,489.94, with a non-Federal matching share of \$19,496.66, and

WHEREAS, these grant funds will be used to update the Schuyler County Multijurisdictional Multi-Hazard Mitigation Plan and to hire a contractor to do so.

PROCEEDINGS OF THE YEAR 2021

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to accept and execute the Pre-Disaster Mitigation Competitive multi-year grant contract with the New York State Division of Homeland Security and Emergency Services, for the term of August 18, 2020 through May 29, 2023, in the amount of \$58,490.00, 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 6-0.

RESOLUTION NO. 35 Motion by Howell, Second by Gray.

RE: AUTHORIZE TWO-YEAR CONTRACT WITH CLIMATE CONTROL TECHNOLOGIES, INC. FOR MULTI-SITE FACILITY MANAGEMENT ENGINEERING SERVICES – BUILDINGS AND GROUNDS DEPARTMENT

WHEREAS, Schuyler County Buildings and Grounds has been contracting with Climate Control Technologies, Inc. on a yearly basis for multi-site facility management engineering services for all County owned buildings, and

WHEREAS, Schuyler County Buildings and Grounds would like to enter into a two-year service contract, for an annual cost of \$5,760, paid monthly in the amount of \$480, plus billable services per Exhibit 1 included with the contract.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a contract with Climate Control Technologies, Inc. for the Schuyler County Buildings and Grounds for the term of January 1, 2021 through December 31, 2022, at a cost of \$5,760 annually, paid monthly at \$480, funding available in account no. 1620.400, contract approved by the Schuyler County Attorney.

Vote 6-0.

RESOLUTION NO. 36 Motion by Howell, Second by Gray.

RE: AUTHORIZE FIVE-YEAR INTERDEPARTMENTAL AGREEMENTS WITH THIRTEEN COUNTY DEPARTMENTS FOR USE OF THE SHARED FUEL FACILITY – HIGHWAY DEPARTMENT

WHEREAS, the Schuyler County Highway Department operates a shared fuel facility, and

WHEREAS, the agreements for use of the Shared Fuel Facility have expired and need to be renewed with a five-year term, and

WHEREAS, the County Departments listed below will be billed per gallon consumed, plus an additional \$0.12 per gallon surcharge, and

WHEREAS, the annual surcharge for subsequent years will be adjusted per budgeted operational cost.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute thirteen interdepartmental agreements with County Departments listed below, for use of the Shared Fuel Facility, for the term of January 1, 2021 through December 31, 2025, at a per gallon cost, plus a \$0.12 surcharge, agreements approved by the Schuyler County Attorney.

SCHUYLER COUNTY DEPARTMENTS

Community Services
County Administrator
Buildings and Grounds
Emergency Management
Highway Department
Central Garage
Information Technology
Office for the Aging
Public Health
Watershed
Sheriff's Department
Social Services

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Weights and Measures

Vote 6-0.

RESOLUTION NO. 37 Motion by Howell, Second by Gray.

RE: AUTHORIZE ADVERTISEMENT FOR MATERIAL BIDS AND SUPPLIES FOR 2021 - HIGHWAY DEPARTMENT

WHEREAS, in accordance with Section 103 of General Municipal Law, all purchase contracts involving an expenditure of more than \$20,000 and all contracts for public works involving an expenditure of more than \$35,000 shall be awarded to the lowest responsible bidder after advertising for sealed bids in the manner provided by this section.

NOW, THEREFORE, BE IT RESOLVED, that the Clerk of the Legislature be authorized to advertise for bids for materials and supplies for 2021 and/or participate with other Counties and the State of New York in its bids, and

BE IT FURTHER RESOLVED, said bids will be received by the Clerk of the Legislature and opened publicly with an award made at a future Regular Meeting of the Legislature, and

BE IT FURTHER RESOLVED, that the County of Schuyler, reserves the right to accept or reject any and all bids, and to re-advertise if desired, and

BE IT FURTHER RESOLVED, that as in the past, the Towns and Villages of Schuyler County so authorized by County Resolution be allowed to participate in said bids.

Vote 6-0.

RESOLUTION NO. 38 Motion by Howell, Second by Gray.

RE: AUTHORIZE AGREEMENT TO PURCHASE REAL PROPERTY FROM ADEL HANSEN FOR PERMANENT EASEMENT, COUNTY ROAD 6 OVER VANLOON ROAD BRIDGE, TOWN OF CATHARINE – HIGHWAY DEPARTMENT

WHEREAS, the County of Schuyler requires a permanent easement to 3,079 +- square feet of real property, located at 2805 County Road 6, Town of Catharine, Schuyler County, New York, in relation to the Highway Department's County Road 6 over Vanloon Road Bridge project, and

WHEREAS, Adel Hanson, hereinafter "the seller," agrees to sell, grant and convey such real property, together with miscellaneous trees thereon, for the sum of \$400.00, 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, funds for the aforesaid transfer are available in County Road account no. 002.5120.301.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the legislature is hereby authorized to execute the purchase and sale agreement 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.

Vote 6-0.

RESOLUTION NO. 39 Motion by Howell, Second by Gray.

RE: ACCEPT PROPOSAL FROM CHA CONSULTING, INC FOR PROFESSIONAL ENGINEERING SERVICES – HIGHWAY DEPARTMENT

WHEREAS, the Schuyler County Highway Department provided a request for proposals for professional engineering services, and

WHEREAS, four proposals were received and opened October 8, 2020.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby accepts the recommendation of the Schuyler County Highway Superintendent to accept the following proposal received from CHA Consulting, Inc. for the professional engineering services, for the term of October 1, 2020 through September 30, 2024, per rates in Exhibit 1 of the submitted proposal, funding is available in the 2021 budget, and

PROCEEDINGS OF THE YEAR 2021

BE IT FURTHER RESOLVED, that the Chairman of the Legislature is hereby authorized to execute a contract with CHA Consulting, Inc., at the rates submitted, contract approved by the Schuyler County Attorney. Vote 6-0.

RESOLUTION NO. 40 Motion by Lausell, Second by Rondinaro.

RE: AUTHORIZE THE CREATION AND FILLING OF ONE FULL-TIME WORK EXPERIENCE SUPERVISOR POSITION – SOCIAL SERVICES DEPARTMENT

WHEREAS, the Employment Program in the Department of Social Services has been moving towards placement of individuals at job sites with supervision of the work performed, along with working on overcoming barriers to employment, versus the previous model of a mobile work crew, and

WHEREAS, the Department continues to need a position where the duties include oversight of the individuals placed at employment sites, and

WHEREAS, the Department of Social Services Commissioner, in consultation with the Personnel Officer, has created a position with duties that more accurately reflect the changing needs and requirements of the Employment Program, and

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

WHEREAS, funding for this position is included in the 2021 budget.

NOW, THEREFORE, BE IT RESOLVED, that the Department of Social Services is hereby authorized to create and fill one full-time Work Experience Supervisor position at an hourly rate of \$19.25 to be placed in Grade 6 as set forth in the CSEA, Local 1000, Schuyler County Administrative Unit Contract, effective immediately, and

BE IT FURTHER RESOLVED, that the position of Mobile Work Crew Supervisor will be abolished upon filling the Work Experience Supervisor position.

DISCUSSION: Legislator Gray said that this position is dependent on grant funding as has the grant been received? Administrator O’Hearn said that this position is not dependent on grant funding, Intro 10 is grant funded which is the Nutrition Educator, and this Intro is just re-titling a position. Legislator Gray said he is not in favor of continuing to create positions with the fiscal stress the county is under. He said he feels there are too many unknowns. Legislator Howell said that this position does a lot of community services, and he feels it is very important.

Vote 5-1. No: Gray.

RESOLUTION NO. 41 Motion by Lausell, Second by Rondinaro.

RE: AUTHORIZE APPOINTMENTS TO THE SCHUYLER COUNTY YOUTH BOARD

BE IT RESOLVED, that the Schuyler County Legislature hereby approve the appointment of Kristine Morseman and Nan Woodworth to the Schuyler County Youth Board for the term of January 1, 2021 through December 31, 2023.

Vote 6-0.

RESOLUTION NO. 42 Motion by Lausell, Second by Rondinaro.

RE: AUTHORIZE GRANT APPLICATION AND AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING FOR THE SENIORS’ HEALTH IMPROVEMENT AND NUTRITION EDUCATION (SHINE) PROGRAM - OFFICE FOR THE AGING DEPARTMENT

WHEREAS, there is an initiative funded through the New York State (NYS) Office of Temporary and Disability Assistance (OTDA) under the Supplemental Nutrition Assistance Program of the US Department of Agriculture, Food and Nutrition Service, and

WHEREAS, OTDA partnered with the NYS Office for the Aging to direct the program, and

WHEREAS, the goal of the program is to increase the number of low-income older adults that receive nutrition education to promote healthier lifestyles and behaviors, and

WHEREAS, the NYS Office for the Aging solicited Schuyler County to administer the program for a three-county region including Chemung, Schuyler and Steuben Counties, and

PROCEEDINGS OF THE YEAR 2021

WHEREAS, there is no required local match for this grant.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to sign a grant application and agreement with the New York State Office for the Aging for the SHINE program, for the term October 1, 2020 through September 30, 2021, in the amount of \$108,184, and

BE IT FURTHER RESOLVED, that the Schuyler County Treasurer is hereby directed to establish the SHINE grant accordingly in cooperation with the Office for the Aging Department.

Vote 6-0.

RESOLUTION NO. 43 Motion by Lausell, Second by Rondinaro.

RE: AUTHORIZE CREATION AND FILLING OF A LESS THAN FULL-TIME NUTRITION EDUCATOR POSITION FOR THE SENIORS' HEALTH IMPROVEMENT AND NUTRITION EDUCATION (SHINE) PROGRAM – OFFICE FOR THE AGING DEPARTMENT

WHEREAS, the Schuyler County Office for the Aging (SCOFA) was selected to receive funds to provide nutrition education through the Senior's Health Improvement and Nutrition Education (SHINE) program under SNAP education, and

WHEREAS, the anticipated grant will cover a three-county region including Schuyler, Chemung and Steuben, and

WHEREAS, the SHINE program is targeted toward low income older adults who are eligible for SNAP benefits, and

WHEREAS, the program requires a designated nutrition educator, and

WHEREAS, the nutrition educator will be required to follow a work plan set forth by the New York State Office for the Aging, and

WHEREAS, the position would be a less than full-time position at 20 hours per week and contingent upon grant funding

WHEREAS, the Office for the Aging Department is requesting to create this position, upon the approval of the County Administrator, and

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

NOW, THEREFORE, BE IT RESOLVED, that the Office for the Aging Department is hereby authorized to create and fill the less than full-time Nutrition Educator position at an hourly rate of \$21.54, to be placed in Grade 8, as set forth in the CSEA Administrative Unit Contract, effective immediately.

Vote 6-0.

RESOLUTION NO. 44 Motion by Lausell, Second by Rondinaro.

RE: AUTHORIZE CONTRACT WITH LAKESIDE VETERINARY SERVICES, LLC FOR RABIES TESTING SERVICES – PUBLIC HEALTH DEPARTMENT

WHEREAS, Schuyler County Public Health has been contracting with Lakeside Veterinary Services, LLC for the preparation and shipment of rabies specimens, and

WHEREAS, Lakeside Veterinary Services, LLC has defined a revised fee schedule below.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a contract with Lakeside Veterinary Services, LLC for the Schuyler County Public Health Department for the preparation of rabies specimens for the term January 1, 2021 through December 31, 2021, at the costs below, funding available in account no. 4040.0358, contract approved by the Schuyler County Attorney.

<u>SPECIMEN</u>	<u>COST</u>	<u>ADDITIONAL SERVICES</u>	
Bat or wildlife	\$70.00	Specimen not submitted	\$50.00
Cat	\$80.00	Weekend/holiday call out	\$75.00
Dog	\$90.00		

Vote 6-0.

RESOLUTION NO. 45 Motion by Lausell, Second by Rondinaro.

RE: AUTHORIZE ACCEPTING NEW YORK STATE HEALTH FOUNDATION'S COVID-19 RESPONSE FUNDING - PUBLIC HEALTH DEPARTMENT

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WHEREAS, the Schuyler County Public Health Department has been awarded COVID-19 Response funding from the New York State Association of County Health Officials (NYSACHO) through the New York State Health Foundation, and

WHEREAS, the awarded funds, in the amount of \$1,785, will be used to purchase first aid/emergency preparedness kits and related items to help combat this unprecedented pandemic.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby authorizes accepting said funding, and

BE IT FURTHER RESOLVED, that the Schuyler County Treasurer is hereby authorized to establish said funding, in cooperation with the Public Health Department.

Vote 6-0.

RESOLUTION NO. 46 Motion by Rondinaro, Second by Gray.

RE: AUTHORIZE APPOINTMENT TO THE SCHUYLER COUNTY PLANNING COMMISSION

WHEREAS, the Town of Orange representation on the Schuyler County Planning Commission is vacant, and

WHEREAS, Norma Burris has agreed to represent the Town of Orange.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby appoints Norma Burris as the Town of Orange representative to the Schuyler County Planning Commission for the term of January 1, 2021 through December 31, 2022.

Vote 6-0.

RESOLUTION NO. 47 Motion by Rondinaro, Second by Gray.

RE: AUTHORIZE RENEWING THE CONTRACT WITH CHEMUNG-SCHUYLER COUNTIES CHAPTER, NYSARC, INC. FOR PUBLIC TRANSIT SERVICES AND TRANSPORTATION COST SHARE AGREEMENT – COUNTY ADMINISTRATOR DEPARTMENT

WHEREAS, General Municipal Law § 119-r of the State of New York authorizes a County to enter into contracts with private bus systems for the performance of certain transportation operations, and

WHEREAS, Sec. 18-b of the Transportation Law authorizes state funded assistance programs for passenger transportation and further provides that the County may make application to the New York State Department of Transportation for funds to maintain existing bus transportation services, which said funds, upon receipt by the municipality, are to be matched by said municipality, and

WHEREAS, it is proper for carriers to contribute to the County the said matching funds to the end that the carrier shall receive the funds under Sec. 18-b of the Transportation Law available for its transportation operations within the County of Schuyler, and

WHEREAS, Chemung-Schuyler Counties Chapter, NYSARC, Inc. (The Arc) has been providing public transit service with a contract that ran July 1, 2019 through December 31, 2020, and has agreed to continue to provide said services for another year, and

WHEREAS, the County shall pay The Arc the sum of \$53,111.83 for each month, during the term of this contract as consideration for The Arc's provision of services hereunder, from which fare box revenues/bus pass sales/donations and third-party cost sharing via a separate written agreement with Schuyler County Transit ("Transportation Cost Share Agreement") in the amount of \$8,599.83 will be deducted for the purpose of calculating monthly remittance to the County.

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer and the Chairman of the Legislature are hereby authorized to apply on behalf of the County for carrier assistance funds under Sec. 18-b of the Transportation Law and provide matching funds, as well as other State Operating Assistance Programs that may be enacted, and

BE IT FURTHER RESOLVED, that the Chairman of the Legislature is hereby authorized to execute a contract with Chemung-Schuyler Counties Chapter NYSARC, Inc. for public transit service, and the Transportation Cost Share Agreement, funding available in account no. 5630.0400, with the same terms of January 1, 2021 through December 31, 2021, contracts approved by the Schuyler County Attorney.

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Vote 6-0.

RESOLUTION NO. 48 Motion by Rondinaro, Second by Gray.

RE: ACKNOWLEDGE APPOINTMENT TO THE LAMOKA/WANETA LAKES PROTECTION AND REHABILITATION DISTRICT

BE IT RESOLVED, the Schuyler County Legislature hereby acknowledges the appointment by the Town of Tyrone of Cartha Conklin, as the Elected Official to the Lamoka/Waneta Lakes Protection and Rehabilitation District for the term January 1, 2021 through December 31, 2024.

Vote 6-0.

RESOLUTION NO. 49 Motion by Rondinaro, Second by Lausell.

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, 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>
4661	Minolta Printer	31178895	County Clerk
6538	Dell Latitude D630	470MPH1	Information Technology Dept.
6541	Dell Latitude D630	B70MPH1	Weights & Measures
6560	Dell OptiPlex 755	F5NKPH1	County Clerk
6899	Dell OptiPlex 790	84T6YR1	Public Defender
7028	Dell Precision T3600	46KYNW1	Sheriff
7458	Dell OptiPlex 7040	G18QJB2	Sheriff

SURPLUS

<u>Asset #</u>	<u>Description</u>	<u>Serial/VIN #</u>	<u>Department</u>
4660	Minolta Microfilm Reader	32004783	County Clerk

Vote 6-0.

RESOLUTION NO. 50 Motion by Rondinaro, Second by Lausell.

RE: AUTHORIZE ADVERTISEMENT FOR SEALED BIDS FOR PAPER, PLASTIC AND CUSTODIAL SUPPLIES FROM JUNE 1, 2021 THROUGH MAY 31, 2022 – PURCHASING DEPARTMENT

WHEREAS, the current Schuyler County paper, plastic and custodial supply bid expires on May 31, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the Clerk of the Legislature is hereby authorized to advertise for sealed bids for paper, plastic and custodial supplies for the County, for the term of June 1, 2021 through May 31, 2022, and

BE IT FURTHER RESOLVED, said bids will be received by the Clerk of the Legislature and opened publicly with an award made at a future Regular Meeting of the Legislature, and

BE IT FURTHER RESOLVED, that the County of Schuyler, reserves the right to accept or reject any and all bids, and to re-advertise if desired.

Vote 6-0.

RESOLUTION NO. 51 Motion by Rondinaro, Second by Lausell.

RE: AUTHORIZE RE-APPOINTMENT OF THE PERSONNEL OFFICER

WHEREAS, the current appointment term for the Personnel Officer will expire February 27, 2021, and

WHEREAS, it is the recommendation of the County Administrator and the Management & Finance Committee to re-appoint the current Officer.

NOW, THEREFORE, BE IT RESOLVED, that Lorraine G. Johnson be re-appointed as the Personnel

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Officer for a six-year term commencing on February 28, 2021 and terminating on February 27, 2027.

Vote 6-0.

RESOLUTION NO. 52 Motion by Rondinaro, Second by Lausell.

RE: AUTHORIZE ADOPTION OF THE SCHUYLER COUNTY CONTINUATION OF OPERATIONS PLAN: PUBLIC HEALTH EMERGENCY – HUMAN RESOURCES DEPARTMENT

WHEREAS, Schuyler County is required to comply with the New York State Labor Law Section 27-c regulation to develop an operations plan in the event of certain declared public health emergencies, and WHEREAS, such plan was developed and reviewed by all applicable duly recognized representatives of Schuyler County employees.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby adopts the aforesaid Plan, to be on file in the Human Resources Department, effective immediately.

DISCUSSION: Administrator O’Hearn said that Schuyler County is the first County to complete and adopt this plan. Legislator Rondinaro thanked the County Administrator for sending the plan out.

Vote 6-0.

RESOLUTION NO. 53 Motion by Rondinaro, Second by Lausell.

RE: INTRODUCE LOCAL LAW A OF THE YEAR 2021 A LOCAL LAW SETTING SALARIES FOR CERTAIN ELECTED OFFICIALS FOR THE FISCAL YEAR 2022 - **FAILED**

WHEREAS, County law permits and requires the Legislature to set the salaries of all officials paid from County funds, and

WHEREAS, the salaries of certain elected officials have been reviewed and are in need of revision, and

WHEREAS, Local Law No. 2 of the Year 1975 states that in any year in which a Primary Election is held to determine candidates for the positions of County Legislators and other elected County Officers, to be elected in the next general election, at least 90 days prior to such Primary Election, the County Legislature shall finally fix the annual salaries to be paid to the County Legislators and such other elected County Officers during their terms of office beginning the first day of January next following the date of such Primary Election.

NOW, THEREFORE, BE IT RESOLVED, that Local Law Intro A of the year 2021, be, and hereby is, introduced pursuant to the Municipal Home Rule Law, and

BE IT FURTHER RESOLVED, that a public hearing shall be held upon said proposed Local Law on March 8, 2021 at 6:30 p.m., at which time all persons interested will be heard, and

BE IT FURTHER RESOLVED, that pursuant to New York State Executive Orders 202.1, 202.14, 202.15, as may be amended from time to time, said Public Hearing to be conducted via videoconference using the Zoom program; the public and all interested persons can address the public hearing, view and/or listen to the meeting by following the instructions that will be posted prior to the meeting on the March 8, 2021 Regular Meeting of the Legislature agenda.

LOCAL LAW INTRO A OF THE YEAR 2021

A Local Law Setting Salaries for Certain Elected Officials for Fiscal Year 2022.

Section 1. LEGISLATIVE INTENT

This Local Law is enacted pursuant to Sections 200 and 201 of the County Law for the purpose of setting the salaries of certain elected officials for fiscal year 2022.

Section 2. OFFICIALS/SALARIES

Effective with the first County payroll for fiscal years 2022 the annual salaries of the following officials shall be as follows below.

<u>TITLE</u>	<u>2022 SALARY</u>
Sheriff	\$92,978
County Clerk	\$68,814

Section 3. EFFECTIVE DATE

This Local Law shall not take effect until at least 45 days after its adoption in accordance with County Law Section 201 and Municipal Home Rule Law Section 24.

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DISCUSSION: Legislator Gray and Legislator Barnes both are in opposition of this Local Law. Legislator Gray's concern is that all Management and Confidential employees gave up their raise for this year, and the Union employees were willing to do the same. Administrator O'Hearn said that his rationale is not contingent on who holds the position but the responsibilities themselves. He said that both of the positions are at the midpoint or below for both positions in term of average salary state-wide. He said that he felt these are fair salaries for the particular position. He was comfortable adding the increases to these two positions because he expected to unfreeze salaries by then for all employees. He is very optimistic for the County's financial position going forward and that 2020 will come out better than anticipated financially. He anticipates the potential for large events to return this year and feels that 2022 will be a significantly better year. He said that he feels comfortable with betting that 2021 will end up better than what was budgeted for and he feels very comfortable with the financial position of the County currently and moving forward. Legislator Barnes said that he does not share the same optimism. He said that he is not positive with the future with the minimum wage increasing to \$15.00 per hour and our gas prices reaching as high as possibly \$4.00 per gallon.

Vote 4-2. Noes: Gray, Barnes.

RESOLUTION NO. 54 Motion by Rondinaro, Second by Lausell.

RE: AUTHORIZE TRANSFER FROM CONTINGENCY FOR ADVERTISING – CIVIL SERVICE DEPARTMENT

WHEREAS, there is a need to advertise in different publications for the newly created Deputy County Administrator position to broaden the scope of applicants, and

WHEREAS, the Personnel Officer has received quotes from publications totaling approximately \$3,000 and may require more, and

WHEREAS, the Civil Service Department budget does not have sufficient funding for said expense.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Treasurer is hereby authorized to transfer the amount of \$5,000 from Contingency account no. 1990.0500 into account no. 1431.0402 - Advertising.

Vote 6-0.

RESOLUTION NO. 55 Motion by Rondinaro, Second by Howell.

RE: MOTION TO BRING ONE (1) RESOLUTION TO THE FLOOR

BE IT RESOLVED, that one (1) Resolution be brought to the floor.

Vote 6-0.

RESOLUTION NO. 56 Motion by Rondinaro, Second by Lausell.

RE: AUTHORIZE TRANSFER OF FUNDS FROM CONTINGENCY FOR GENERAL LIABILITY INSURANCE – COUNTY ADMINISTRATOR DEPARTMENT

WHEREAS, the County's General Liability Policy term currently runs February 1, 2021 through February 1, 2022, and

WHEREAS, there is a variance in the 2021 budgeted amount for insurance of \$15,469.89, due to the timing of the policy term and the date upon which the premium is obtained by the County's insurance agent.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Treasurer is hereby authorized to transfer the amount of \$15,469.89 from Contingency account no. 1990.0500 into account no. 1910.0423- Insurance SMP to cover expense of the General Liability policy.

Vote 6-0.

NEW BUSINESS: None.

UNFINISHED BUSINESS: None.

REPORT ON STANDING COMMITTEES:

Legislator Howell reported that he attended the Seneca Watershed Inter-municipal Organization (SWIO) meeting on January 28th. The memorandum of understanding between the various County's and the Material Recovery Facility (MRF) in the Town of Cayuta was discussed. He said that because the owner of this facility has changed his route for hauling the waste to the landfill, this is now off their radar. He also reported that

Greenidge Generation in Dresden and the Town of Torey are involved in a lawsuit over the bitcoin operations. He said that the Town wants a full-blown State Environmental Quality Review (SEQR) for this project. Seneca Metal was discussed and that they have applied for a fifteen-year extension to continue their operations. He also reported that at the Inter-County meeting there was talk of a grant funds available through Volkswagon for electronic charging vehicles and reported that March 10th and 11th is budget lobby day and said the AIM funding modification is a big topic. Administrator O'Hearn explained that the AIM funding is sales tax that the state now reimburses and that originally twenty percent was being withheld and it may only end up being a five percent reduction. Legislator Rondinaro stated that his understanding is that grant funds for the electronic vehicles was not available in the Southern Tier at this time. Legislator Lausell said that the Greenidge and the Material Recovery Facility in Cayuta has been discussed at the Environmental Management Council and with Legislator Rondinaro, and he suggested that these topics be added to the agenda for the next Community Development and Natural Resources Committee Meeting.

Legislator Lausell reported that he was very impressed with the vaccination site operation located at Watkins Glen International. He said it was very well run and that at least fifty people had been vaccinated within the first hour. He is receiving a lot of questions about the availability of the vaccine and the ability to receive it. He is encouraging people to be patient. He also agrees with Mr. Murphy and feels that we do need to lead the efforts in the vaccination and try and figure out how to get others that live in our community in touch. Ha also reported that he tried to get tested at Schuyler Hospital and was told that he needed a referral. He said that he spoke with our Public Health Director and she spoke with the staff at the hospital and this has now been cleared up.

Legislator Gray asked the County Administrator if we are moving forward with replacing our Public Defender. Administrator O'Hearn, replied yes, he will be accepting applications and will meet to review them. He said that this position is listed on the Bar Association web page, but he would have to defer to our Personnel Director, Lorry Johnson on that.

COUNTY ADMINISTRATOR'S REPORT:

The County Administrator said that the situation with COVID-19 changes daily if not hourly. He said that we have posted two new positive cases, with twenty-six active cases, with ten hospitalized, and twelve deaths. He reported that Schuyler County has vaccinated one thousand six hundred and sixty- nine eligible people. He said that represents nine-point thirty two percent of our population, and the State percentage is at eight-point twenty three percent, so overall we are doing better than the State. He said that Mr. Murphy's points are on point and we have the infrastructure and the resources to reach our entire population, we just need the vaccine. He said that the Governor has announced that registration taken for under illness eligibility is expanding and has given the Counties the ability to deal with their population. He said that we don't know the number of vaccines we will receive, but the more you vaccinate, the more vaccine you receive. He said that we are making slow progress, but we are making headway with this pandemic. He projected that within three months, we would be looking for arms to vaccinate.

He also reported that the Human Service Development Corporation Bond closing is this week, and we fared better than anticipated. The Local Development Corporation (LDC) refinancing saved us eight hundred thousand dollars. He wanted to commend his Secretary and the Treasurer as there was a very large amount of data that needed to be compiled.

He then reported that the Law Enforcement Reform Committee met this week for the final review of the draft plan. The committee is working and will have the Public Comment. He said that it will come before the Public Safety and Criminal Justice Committee in February for adopting by the Legislature at its March Regular Meeting. He wanted to thank all involved, and he said he was happy to have this and the Continuity of Operations Plan behind us.

The County Administrator wanted to acknowledge Deb Minor's leadership as our Public Health Director. He reminded the Legislators that she will be retiring. He said of all years to choose to merge two County Health Departments, this year certainly was one of the worse. He commended her for rising to the

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occasion and keeping both the Yates and Schuyler County Health Departments motivated. He wants to thank all of the Public Health staff for their efforts.

Chairman Blowers said that he wanted to acknowledge the recent bond closing on the Human Services Development Corporation. He has never witnessed a bond closing go any smoother. He wanted the County Administrator and the Treasurer to know this and that it normally doesn't happen this way.

PUBLIC PARTICIPATION: None.

The Meeting adjourned at 7:41 p.m.

Stacy B. Husted, Clerk

Jamee L. Mack, Deputy Clerk

**SPECIAL MEETING
MARCH 3, 2021**

The March 3, 2021 Special Meeting of the Schuyler County Legislature was called to order at 9:00 a.m. by Chairman Blowers. 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: None.

RESOLUTION NO. 57 Motion by Rondinaro, Second by Howell.

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. APPOINTMENT AND SET SALARY FOR THE POSITION OF PUBLIC DEFENDER
2. APPOINTMENT TO THE SCHUYLER COUNTY LEGISLATURE TO FILL UNEXPIRED TERM

Vote 7-0.

MOTION by Legislator Barnes to go into executive session to discuss matters leading to the appointment of a particular person, **SECOND** by Legislator Rondinaro. Motion carried seven ayes to zero noes.

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

RESOLUTION NO. 58A Motion by Rondinaro, Second by Reed.

RE: MOTION TO TABLE RESOLUTION NO. 58 FOR FURTHER DISCUSSION

BE IT RESOLVED, that Resolution No. 58 is hereby tabled for further discussion.

Vote: 7-0.

RESOLUTION NO. 58 Motion by Rondinaro, Second by Lausell.

RE: APPOINTMENT AND SET SALARY FOR THE POSITION OF PUBLIC DEFENDER - **TABLED**

WHEREAS, the position of Public Defender is vacant.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby appoint Attorney Valerie G. Gardner as Schuyler County Public Defender, effective immediately, through December 31, 2023 at an annual salary of \$102,000.00.

MOTION by Legislator Rondinaro to go into executive session to discuss matters leading to the appointment of a particular person, **SECOND** by Legislator Lausell. Motion carried seven ayes to zero noes.

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

RESOLUTION NO. 59A Motion by Rondinaro, Second by Howell.

RE: MOTION TO AMEND RESOLUTION NO. 59 TO ADD LAURENCE W. JAYNES

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BE IT RESOLVED, that Resolution No. 59 be amended to add Laurence W. Jaynes to the blanks in the body of the Resolution.

Vote 6-1. No: Lausell.

RESOLUTION NO. 59 Motion by Rondinaro, Second by Barnes.

RE: APPOINTMENT TO THE SCHUYLER COUNTY LEGISLATURE TO FILL UNEXPIRED TERM –
AS AMENDED

WHEREAS, Legislator Van A. Harp has resigned his seat as a legislator, District II, effective February 28, 2021, which resignation is simultaneously accepted by this Legislature, and

WHEREAS, Local Law No. 3 of the year 1976 provides that, in the event of a vacancy in office of any member of the Legislature, such vacancy shall be filled by appointment of the County Legislature for the remainder of the unexpired term and the election of a successor, and

WHEREAS, pursuant to this local law, the Legislature wishes to name Laurence W. Jaynes, qualified as a resident of said District, to fill the unexpired term.

NOW, THEREFORE, BE IT RESOLVED, pursuant to Local Law No. 3 of 1976, that Laurence W. Jaynes be, and hereby is, appointed as County Legislator to represent District II, effective March 8, 2021, to fill the unexpired term of Legislator Van A. Harp, term ending December 31, 2021.

Vote 6-1. No: Lausell.

PUBLIC PARTICIPATION: None.

The Meeting adjourned at 9:46 a.m.

Stacy B. Husted, Clerk

**REGULAR MEETING
MARCH 8, 2021**

The March 8, 2021 Regular Meeting of the Schuyler County Legislature was called to order at 6:31 p.m. by Chairman Blowers. The Pledge of Allegiance was led by Legislator Rondinaro and followed by a Moment of Silence. All Legislators were present. County Administrator Timothy O’Hearn, County Attorney Steven Getman, and Personnel Officer, Lorraine (Lorry) Johnson, were also present. After the Chairman called the meeting to order he read a short biography of Laurence W. Jaynes, the newly appointed Legislator filling the vacancy created by outgoing Legislator Van A. Harp, who resigned effective February 28, 2021. The Chairman said that Legislator Jaynes was born in Beaver Dams, NY, raised on a horse farm. He has a background in Information Technology, worked at the A&P Plant, and became the Transportation Manager for the School Bus System in Odessa and Watkins Glen. He currently lives in Burdett in District II with his wife Charlotte.

PUBLIC PARTICIPATION: None.

RESOLUTION NO. 60 Motion by Barnes, second by Gray.

RE: APPROVE MINUTES OF THE FEBRUARY 8, 2021 REGULAR MEETING OF THE SCHUYLER COUNTY LEGISLATURE

BE IT RESOLVED, that the minutes of the February 8, 2021 Regular Meeting of the Legislature be approved.

Vote 8-0.

RESOLUTION NO. 61 Motion by Lausell, Second by Rondinaro.

RE: AUTHORIZE ADVERTISEMENT FOR SEALED BIDS FOR THE EMERGENCY COMMUNICATIONS SYSTEM UPGRADE PROJECT TOWER SITE CONSTRUCTION – EMERGENCY MANAGEMENT DEPARTMENT

WHEREAS, in accordance with Section 103 of General Municipal Law, all purchase contracts involving an expenditure of more than \$20,000 and all contracts for public works involving an expenditure of more than \$35,000 shall be awarded to the lowest responsible bidder after advertising for sealed bids in the manner provided by this section.

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NOW, THEREFORE, BE IT RESOLVED, that the Clerk of the Legislature be authorized to advertise for bids for tower site construction at a new County communication site located at the Bradford Central School District 2820 State Route 226, Bradford, NY 14845, and

BE IT FURTHER RESOLVED, said bids will be received by the Clerk of the Legislature and opened publicly with an award made at a future Regular Meeting of the Legislature, and

BE IT FURTHER RESOLVED, that the County of Schuyler, reserves the right to accept or reject any and all bids, and to re-advertise if desired.

Vote 8-0.

RESOLUTION NO. 62 Motion by Lausell, Second by Rondinaro.

RE: AUTHORIZE MULTI-YEAR CONTRACT WITH THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES (OILS) FOR THE THIRD UPDATE QUALITY IMPROVEMENT AND CASELOAD REDUCTION GRANT – PUBLIC DEFENDER

WHEREAS, the New York State Office of Indigent Legal Services (OILS) has made funds available in the form of a non-competitive grant, Contract #C3RD643, in the amount of \$239,488.00 to improve Public Defender services, and

WHEREAS, said grant will be for the period of three years, and

WHEREAS, said funds will be used to meet our obligation under Hurrell-Harring settlement stipulation.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to sign the grant contract with OILS for the Public Defender's Office for the Third Update Quality Improvement and Caseload Reduction Grant for the term of June 1, 2020 through July 30, 2023, and

BE IT FURTHER RESOLVED, that the Schuyler County Treasurer is hereby directed to establish said grant accordingly, and in cooperation with the Public Defender's Office.

Vote 8-0.

RESOLUTION NO. 63 Motion by Lausell, Second by Rondinaro.

RE: AUTHORIZE MULTI-YEAR CONTRACT WITH NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES (OILS) FOR A TRAININGS, OFFICE SUPPLIES AND TRIAL EQUIPMENT GRANT - PUBLIC DEFENDER

WHEREAS, the Public Defender's Office has received a New York State Office of Indigent Legal Services (OILS) Grant, Contract No. C100043, Distribution #10 for trainings, office supplies and trial equipment, and

WHEREAS, said grant is in the amount of \$55,776.00 for all three years, with no local share, for the period of January 1, 2020 through December 31, 2022.

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

BE IT FURTHER RESOLVED, that the Schuyler County Treasurer is hereby directed to establish the New York State Office of Indigent Legal Services Grant, Contract No. C100043 accordingly in cooperation with the Public Defender's Office.

Vote 8-0.

RESOLUTION NO. 64 Motion by Lausell, Second by Rondinaro.

RE: ACKNOWLEDGE APPOINTMENTS TO ALTERNATIVES TO INCARCERATION ADVISORY BOARD – PROBATION DEPARTMENT

BE IT RESOLVED, the Schuyler County Legislature hereby acknowledges the appointment of the following individuals to the Alternative to Incarceration Advisory Board effective March 8, 2021, with no term.

Keith Caslin, Town Court Judge

Cassandra Dunlop, Ex-Offender

Karinne Dye, Probation Department

Gary L. Gray, Chairman of the Public Safety & Criminal Justice Committee

Vote 8-0.

RESOLUTION NO. 65 Motion by Lausell, Second by Rondinaro.

RE: ADOPTION OF IMPLEMENTATION PLAN PER GOVERNOR ANDREW M. CUOMO'S EXECUTIVE ORDER #203, NEW YORK STATE POLICE REFORM AND REINVENTION COLLABORATIVE – SHERIFF'S DEPARTMENT

WHEREAS, Executive Order #203, New York State Police Reform and Reinvention Collaborative, requires the chief executive officer of the municipality to perform a comprehensive review of deployments, policies, procedures, and practices of its respective police agency and to develop an improvement plan, and

WHEREAS, the Schuyler County Administrator, as chief executive officer, formed a task force in December of 2020 with diverse local representation for the purpose of reviewing Sheriff Office operations and soliciting community input with the intent to develop a plan for any needed improvements of this office, and

WHEREAS, a community survey was developed and disseminated in December of 2020 to further enhance the opportunity for public participation, and

WHEREAS, the local Task Force for Police Reform and Reinvention in Schuyler County (Task Force), as defined by Executive Order #203, convened on January 6, 2021 to review survey data, and to discuss and consider evidence based policing strategies including but not limited to, use of force policies, procedural justice; any studies addressing systemic racial bias or racial justice in policing; implicit bias awareness training; de-escalation training and practices; law enforcement assisted diversion programs; restorative justice practices; community-based outreach and conflict resolution; problem-oriented policing; hot spots policing; focused deterrence; crime prevention through environmental design; violence prevention and reduction interventions; model policies and guidelines promulgated by the New York State Municipal Police Training Council; and standards promulgated by the New York State Law Enforcement Accreditation Program, and

WHEREAS, a Public Forum was held on January 12, 2021, including the Task Force, to allow for public input on the evidence based policing strategies, and

WHEREAS, on February 8, 2020, the Task Force, upon consideration of all public and internal comments, finalized a draft report, entitled *Schuyler County Police Reform and Reinvention Collaborative Initiative Plan* (the Plan) and distributed for public review and comment on February 10, 2021, and

WHEREAS, on February 22, 2021, the Plan was submitted to the Schuyler County Legislature for consideration with a recommendation for approval by the Task Force.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature, upon review of the proposed plan, hereby finds as follows:

County Government has performed a comprehensive review of current sheriff's department deployments, strategies, policies, procedures, and practices;

County government has developed a plan, attached hereto, to improve such deployments, strategies, policies, procedures, and practices (the "Plan");

County government has consulted with stakeholders (including but not limited to: membership and leadership of the local sheriff's department; members of the community, with emphasis in areas with high numbers of police and community interactions; interested non-profit and faith-based community groups; the local office of the district attorney; the local public defender; and local elected officials) regarding the Plan;

County government has offered the Plan in draft form for public comment to all citizens in the locality and, prior to adoption of the Plan by the local legislative body, has considered the comments submitted, and

BE IT FURTHER RESOLVED, that the proposed implementation plan, as required by the Governor's Executive Order #203, aforementioned is hereby ratified and adopted, and that a certified copy of this resolution be forwarded to the New York State Budget Director on or before April 1, 2021, and

BE IT FURTHER RESOLVED, that the Schuyler County Legislature extends its profound gratitude to the members of the Task Force for their diligence and commitment to drafting a plan that will serve the law enforcement needs of all citizens of the County and do so in a professional manner, respecting the rights of all of our citizens without regard to race, color, nationality, creed, gender, or sexual orientation.

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DISCUSSION: Legislator Barnes asked if there was funding in the budget for the training that will be required as there have been concerns expressed. Administrator O’Hearn said that this is a Legislative decision. He said that the Legislature is not obligated to fund the training, but he would highly recommend it. He thanked all of Committee members that were involved with this process. Chairman Blowers said that a lot of energy went into this, and you can tell by reading the plan.

Vote 8-0.

RESOLUTION NO. 66 Motion by Lausell, Second by Rondinaro.

RE: AUTHORIZE RENEWING THE INTERMUNICIPAL AGREEMENT WITH TOMPKINS COUNTY FOR THE ASSIGNED COUNSEL PROGRAM AND ADMINISTRATIVE SERVICES – PUBLIC DEFENDER’S DEPARTMENT

WHEREAS, Schuyler County has been successfully contracting with Tompkins County to provide and administer a Cooperative Assigned Counsel Program and Administrative Services that expired on December 31, 2020, to ensure necessary quality representation of indigent persons under the *Hurrell-Harring v State of New York* matter and the Sixth Amendment right to counsel, and

WHEREAS, both parties have negotiated a new five-year agreement for a total amount of \$507,644.31.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute an intermunicipal agreement with Tompkins County for the Joint Assigned Counsel Services Program, at a total cost of \$507,644.31 the term January 1, 2021 through December 31, 2025, funding provided by the New York State Office of Indigent Legal Services (OILS) grants, approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 67 Motion by Howell, Second by Gray.

RE: AUTHORIZE FIVE-YEAR INTERMUNICIPAL AGREEMENT (IMA) WITH STEUBEN AND YATES COUNTIES FOR USE AND MAINTENANCE OF A PAINT STRIPING TRUCK – HIGHWAY DEPARTMENT

WHEREAS, the Schuyler County Highway Department has purchased, shared the use and maintenance costs of a paint striping truck with Steuben and Yates Counties, and

WHEREAS, the existing Intermunicipal Agreement (IMA) expired on December 31, 2020, that had a four-year term, and

WHEREAS, the three municipalities would like to renew the IMA with a five-year term, and

WHEREAS, each County agrees to make annual deposits in proportion to the centerline miles of roadway maintained within their County, in the amount of \$1,244.90 for Schuyler County, for a term of January 1, 2021 through December 31, 2025.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a five-year Intermunicipal Agreement with Steuben and Yates Counties for the Schuyler County Highway Department for use and maintenance of a paint striping truck for the term of January 1, 2021 through December 31, 2025, at a cost of \$1,244.90 funding available in account no. 002.5110.0533, approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 68 Motion by Howell, Second by Gray.

RE: APPROVE ADVANCE PAYMENT AGREEMENT WITH FRANK E. ANDERSON RELATED TO PERMANENT AND TEMPORARY EASEMENTS, COUNTY ROAD 6 OVER VANLOON STREET BRIDGE, TOWN OF CATHARINE – HIGHWAY DEPARTMENT

WHEREAS, in relation to the County Highway Department’s County Road 6 over Vanloon Street Bridge project, the County of Schuyler requires a permanent easement to 3,928 +- square feet of real property, and further requires a temporary easement to 3123 +- square feet of real property (collectively, “the real property interest”), located at County Road 6, Town of Catharine, Schuyler County, New York, and

WHEREAS, Frank E. Anderson, the owner of the aforesaid real property, has executed an “advance payment agreement,” to secure to the county a full release of all claims (other than set forth herein) by reason of

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the acquisition of the real property interest with improvements, the terms of which require payment by the county of the sum of \$500.00 towards the purchase of the real property interest, with the county to be responsible at closing for legally necessary closing costs, recording costs, transfer tax and closing adjustments, to be determined upon date of the transfer of title, and

WHEREAS, due to the current inability of the parties to agree upon the value of the real property interest, the above payment is subject to the owner's right to file a claim for additional value with the New York State Supreme Court within one (1) year after title to the aforementioned real property interest is conveyed, such claim fully released if not so filed after the expiration of such year, and

WHEREAS, the Advance Payment Agreement reserves to the county the right to dispute any such claim filed, and

WHEREAS, funding for the aforesaid payments are available in account no. 002.5120.0301.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to execute the Advance Payment Agreement for said real property interest, 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.

Vote 8-0.

RESOLUTION NO. 69 Motion by Lausell, Second by Rondinaro.

RE: AUTHORIZE CONTRACT WITH SIGN LANGUAGE SOLUTIONS, LLC FOR INTERPRETING SERVICES – SOCIAL SERVICES DEPARTMENT

WHEREAS, Schuyler County Social Services Department has been contracting with Sign Language Solutions, LLC for interpreting services, and

WHEREAS, payment is made when services are rendered, and

WHEREAS, there is a change in the services provided, a slight rate increase, and remote interpreting services have been added per exhibit two included within the contract.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a contract with Sign Language Services, LLC for the Schuyler County Social Services Department for interpreting services, when services are rendered, for the term of February 1, 2021 through January 31, 2022, at the rates in exhibit two included within the contract, funding available in account no. 6010.0435; contract approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 70 Motion by Lausell, Second by Rondinaro.

RE: AUTHORIZE AMENDING THE 2021 BUDGET FOR SAFE HARBOUR FUNDS – SOCIAL SERVICES DEPARTMENT

WHEREAS, the Office of Children and Family Services recently released the 2021 allocation for the Safe Harbour program in the amount of \$33,000, and

WHEREAS, only \$10,000 was budgeted in the 2021 budget, and

WHEREAS, the Office of Children and Family Services authorized use of \$15,913 in 2020 for prepaid expenses in 2021.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Treasurer is hereby authorized to amend the 2021 Budget as follows:

<u>AMOUNT</u>	<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>
+\$38,913	6010.0552	OTDA & OCFS Programs
+\$38,913	6010.3610	State Aid-Administrations

Vote 8-0.

RESOLUTION NO. 71 Motion by Lausell, Second by Rondinaro.

RE: AUTHORIZE GRANT APPLICATION FOR MEDICARE IMPROVEMENTS FOR PATIENTS AND PROVIDERS ACT (MIPPA) FUNDING - OFFICE FOR THE AGING DEPARTMENT

WHEREAS, the New York State Office for the Aging provides funding each year for the Medicare

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Improvements for Patients and Providers Act (MIPPA) Program, and

WHEREAS, funding in the amount of \$13,036 is provided to the local Area Agency on Aging to support efforts to educate and assist eligible Medicare beneficiaries with enrollment into the Medicare Low-Income Subsidy (LIS) Program and the Medicare Savings Program (MSP), to provide counseling and assistance on accessing the Medicare Prescription Drug Coverage Part D, especially for beneficiaries who are low income, underserved and/or residing in rural areas, and to promote the availability of preventive and wellness services, and

WHEREAS, the term of this grant is September 1, 2020 through August 31, 2021, with no local share.

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

BE IT FURTHER RESOLVED, that the Schuyler County Office for the Aging be authorized to submit the grant application for funding for the MIPPA program, and

BE IT FURTHER RESOLVED, that the Schuyler County Treasurer is hereby directed to establish said grant funds, accordingly in cooperation with the Office for the Aging Department.

Vote 8-0.

RESOLUTION NO. 72 Motion by Lausell, Second by Rondinaro.

RE: ACKNOWLEDGE APPOINTMENT AND SET SALARY FOR DEPUTY PUBLIC HEALTH DIRECTOR – PUBLIC HEALTH DEPARTMENT

BE IT RESOLVED, that this Legislature acknowledge the appointment by Deborah Minor, Director of Public Health, of Eleanor Lopez as Deputy Director of Public Health at an annual salary of \$60,000, effective March 15, 2021.

Vote 8-0.

RESOLUTION NO. 73 Motion by Lausell, Second by Rondinaro.

RE: ACKNOWLEDGE APPOINTMENT OF EARLY INTERVENTION OFFICIAL – PUBLIC HEALTH DEPARTMENT

WHEREAS, the current Public Health Director who serves as the Early Intervention Official (EIO), Deborah Minor, is retiring February 26, 2021, and

WHEREAS, each County in New York State is mandated to appoint someone as the Early Intervention Official, who is responsible to oversee the compliance of the Early Intervention Program.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature does hereby acknowledge the appointment of Annmarie Flanagan, Schuyler County Public Health Director, to be appointed as the Early Intervention Official for Schuyler County, effective February 27, 2021, upon retirement of the current EIO.

Vote 8-0.

RESOLUTION NO. 74 Motion by Lausell, Second by Rondinaro.

RE: AUTHORIZE CONTRACT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH FOR A LOCAL HEALTH DEPARTMENT'S IMMUNIZATION ACTION PLAN GRANT – PUBLIC HEALTH DEPARTMENT

WHEREAS, the New York State Department of Health (NYSDOH) has awarded the Public Health Department a Local Health Department's (LHD) Immunization Action Plan grant, contract number DOH01-T36124GG-345000, for the period of June 5, 2020 through June 30, 2021, in the amount of \$13,566.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to execute said grant contract with the NYSDOH for said funding, contract number DOH01-T36124GG, and

BE IT FURTHER RESOLVED, that the Schuyler County Treasurer is hereby directed to establish the funding for said grant, in cooperation with the Public Health Department.

Vote 8-0.

RESOLUTION NO. 75 Motion by Lausell, Second by Rondinaro.

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RE: AUTHORIZE CONTRACT WITH HEALTH RESEARCH, INC. FOR LOANED EQUIPMENT – PUBLIC HEALTH DEPARTMENT

WHEREAS, Health Research, Inc. desires to loan Schuyler County Public Health various equipment to aid in increasing the State's ability to provide COVID-19 virus testing, and

WHEREAS, the loaned equipment will increase Schuyler County Public Health's ability to provide COVID-19 virus testing using Abbott ID Now EUA approved test kits for individuals and/or patients in the State of New York in response to the increase of patients requiring diagnostic testing in response to the COVID-19 pandemic, and

WHEREAS, there is no charge to the County for the use of the loaned equipment.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a contract with Health Research, Inc. for the Schuyler County Public Health Department for loaned equipment, at no charge, for the term effective upon signature for one year, with an option to renew for an additional two years, contract approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 76 Motion by Lausell, Second by Rondinaro.

RE: AUTHORIZE ADVERTISEMENT FOR SEALED BIDS FOR LABORATORY TESTING SERVICES FOR THE WATERSHED PROTECTION AGENCY - PUBLIC HEALTH DEPARTMENT

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

WHEREAS, the current contract to provide laboratory testing services is due to expire June 30, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the Clerk of the Legislature is hereby authorized to advertise for sealed bids for Laboratory Testing Services for the County, and

BE IT FURTHER RESOLVED, said bids will be received by the Clerk of the Legislature and opened publicly with an award made at a future Regular Meeting of the Legislature, and

BE IT FURTHER RESOLVED, that the County of Schuyler, reserves the right to accept or reject any and all bids, and to re-advertise if desired.

Vote 8-0.

RESOLUTION NO. 77 Motion by Lausell, Second by Rondinaro.

RE: PROCLAIM SCHUYLER COUNTY AS A PURPLE HEART COMMUNITY – VETERANS SERVICES AGENCY

WHEREAS, the People of the County of Schuyler have great admiration to the utmost gratitude for all the men and women who have selflessly served their country and this community in the Armed Forces, and

WHEREAS, Veterans have paid the high price of freedom by leaving their families and communities and placing themselves in harm's way for the good of all, and

WHEREAS, the contributions and sacrifices of the men and women from the County of Schuyler who served in the Armed Forces have been vital in maintaining the freedoms and way of life enjoyed by our citizens, and

WHEREAS, many men and women in uniform have given their lives while serving the Armed Forces, and

WHEREAS, many citizens of our community have earned the Purple Heart Medal as a result of being wounded while engaged in combat with an enemy force, construed as a singularly meritorious act of essential service.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby proclaims the County of Schuyler as a Purple Heart Community, honoring the service and sacrifice of our Nation's men and women in uniform who were wounded or killed by the enemy while serving to protect the freedoms enjoyed by all Americans.

Vote 8-0.

RESOLUTION NO. 78 Motion by Rondinaro, Second by Howell.

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RE: AUTHORIZE CONTRACT AMENDMENT WITH WELLIVER MCGUIRE, INC. FOR ADDITIONAL GENERAL CONSTRUCTION WORK – PLANNING DEPARTMENT

WHEREAS, the County is acting on behalf and as agent of the Village of Watkins Glen, pursuant to an intermunicipal agreement for grant administration, and entered into a contract with Welliver McGuire, Inc. for general construction services for the redevelopment of Clute Park, and

WHEREAS, Welliver McGuire, Inc. has submitted additional Change Orders totaling the amount of \$47,455.80 for additional general construction work.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute an additional contract amendment for the Planning Department, on behalf of the Village of Watkins Glen, with Welliver McGuire, Inc. for additional general construction work to the existing contract for redevelopment of the Village's Clute Park, in the amount of \$47,455.00, making the total contract amount now \$3,167,486.68, effective December 15, 2020 through the remainder of the existing contract term, funding available in the DRI Grant account no. 005.0005.0091, with no local share, approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 79 Motion by Rondinaro, Second by Howell.

RE: AUTHORIZE CONTRACT WITH ROBERT W. BAIRD & CO. INCORPORATED FOR UNDERWRITER SERVICES – TREASURER'S DEPARTMENT

WHEREAS, the County is refinancing its outstanding Public Improvement (Serial) Bonds, and

WHEREAS, Robert W. Baird & Co. Incorporated has submitted a proposal to provide Underwriter Services for the amount of \$128,625.00.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a contract with Robert W. Baird & Co. Incorporated for Underwriter Services, effective January 8, 2021 through the length of the refinance, in the amount of \$128,625.00, funding for said contract to be provided for in the Bond Purchase Agreement, account no. 1325.0435-Professional Fees and Services; contract approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 80 Motion by Rondinaro, Second by Howell.

RE: AUTHORIZE AMENDING THE MANAGEMENT/CONFIDENTIAL HANDBOOK/AUTHORIZE THE CREATION AND FILLING OF ONE FULL-TIME DEPUTY REAL PROPERTY TAX DIRECTOR POSITION – REAL PROPERTY TAX SERVICE AGENCY

WHEREAS, the former Real Property Tax Director has retired and is serving as the Acting Director on a part-time basis, and

WHEREAS, there is a need to create a Deputy Director position in order to train a prospective Director during a period of transition, and

WHEREAS, the Real Property Tax Service Agency is requesting to create this position, upon the approval of the County Administrator.

NOW, THEREFORE, BE IT RESOLVED, that the Real Property Tax Service Agency is hereby authorized to create and fill one full-time Deputy Director position, effective immediately, at an annual salary range of \$55,000 - \$65,000, dependent on experience, and

BE IT FURTHER RESOLVED, that the Management/Confidential Handbook be amended to add said title to Section V.

Vote 8-0.

NEW BUSINESS:

A. Discuss returning to meetings in-person versus virtually.

MOTION by Chairman Blowers to return to in-person meetings effective immediately with our first jurisdictional committee meeting on Monday, March 22, 2021, **SECOND** by Legislator Rondinaro. Motion carried eight ayes to zero noes.

UNFINISHED BUSINESS:

A. Resolution No. 58-21 titled "APPOINTMENT AND SET SALARY FOR THE POSITION OF PUBLIC DEFENDER - **TABLED**

MOTION by Legislator Howell to remove Resolution No. 58 from being tabled to the floor for discussion, **SECOND** by Legislator Rondinaro. Motion carried eight ayes to zero noes.

MOTION by Legislator Rondinaro to go into Executive Session to discuss matters leading to the appointment of a particular person, **SECOND** by Legislator Lausell. Motion carried eight ayes to zero noes.

MOTION by Legislator Lausell to come out of Executive Session, **SECOND** by Legislator Howell. Motion carried eight ayes to zero noes. No action taken while in executive discussion.

RESOLUTION NO. 58A Motion by Reed, Second by Gray.

RE: MOTION TO AMEND RESOLUTION NO. 58 TO REDUCE THE SALARY

BE IT RESOLVED, that Resolution No. 58 is amended to reduce the salary from \$102,000 to \$100,925.

Vote 6-0. Noes; Rondinaro, Lausell.

RESOLUTION NO. 58 Motion by Rondinaro, Second by Lausell.

RE: APPOINTMENT AND SET SALARY FOR THE POSITION OF PUBLIC DEFENDER - **AS AMENDED**

WHEREAS, the position of Public Defender is vacant.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby appoint Attorney Valerie G. Gardner as Schuyler County Public Defender, effective immediately, through December 31, 2023 at an annual salary of \$100,925.00.

Vote 6-2. Noes; Gray, Barnes.

REPORT ON STANDING COMMITTEES:

Legislator Howell reported that the pedestrian bridge in the Village of Montour Falls has been set by CP Ward. The Village staff are working on the approaches for the ability to open it for public traffic.

COUNTY ADMINISTRATOR'S REPORT:

The County Administrator reminded the Legislators of the day long interviews with the Deputy County Administrator applicants. They will be held on Monday, March 22nd and Wednesday, March 24th. He has asked that all Legislators mark their calendars and plan to attend.

PUBLIC PARTICIPATION: None.

The Meeting adjourned at 7:49 p.m.

Stacy B. Husted, Clerk

Jamee L. Mack, Deputy Clerk

SPECIAL MEETING

MARCH 23, 2021

The March 23, 2021 Regular Meeting of the Schuyler County Legislature was called to order at 8:55 a.m. by Chairman Blowers. The Pledge of Allegiance was led by Legislator Gray 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.

RESOLUTION NO. 81 Motion by Barnes, Second by Gray.

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. AUTHORIZE APPOINTMENT AND SET SALARY OF THE COUNTY ADMINISTRATOR POSITION

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Vote 7-0.

Legislator Rondinaro present at 8:57 a.m.

RESOLUTION NO. 82A Motion by Barnes, Second by Rondinaro.

RE: AUTHORIZE AMENDING RESOLUTION NO. 82 TO CLARIFY THE SALARY IN FULL AND CHANGE THE TERM

BE IT RESOLVED, that Resolution No. 82 be amended to add the words “in full” and change the term to end December 31, 2021 as follows in bod text:

“NOW, THEREFORE, BE IT RESOLVED, that Timothy M. O’Hearn be appointed as the County Administrator, at a salary of \$35,000, **in full**, with no benefits, effective March 23, 2021 through the earlier of **December 31, 2021** or until such time as a replacement can be appointed.”

Vote 8-0.

RESOLUTION NO. 82 Motion by Barnes, Second by Gray.

RE: AUTHORIZE APPOINTMENT AND SET SALARY OF THE COUNTY ADMINISTRATOR POSITION – **AS AMENDED**

WHEREAS, the current full-time County Administrator has retired effective March 19, 2021, and WHEREAS, said Administrator is willing to continue his role until such time a replacement can be appointed.

NOW, THEREFORE, BE IT RESOLVED, that Timothy M. O’Hearn be appointed as the County Administrator, at a salary of \$35,000, in full, with no benefits, effective March 23, 2021 through the earlier of December 31, 2021 or until such time as a replacement can be appointed.

Vote 6-2. Noes: Howell, Reed.

PUBLIC PARTICIPATION: None.

The Meeting adjourned at 8:59 a.m.

Stacy B. Husted, Clerk

**REGULAR MEETING
APRIL 12, 2021**

The April 12, 2021 Regular Meeting of the Schuyler County Legislature was called to order at 6:30 p.m. by Chairman Blowers. The Pledge of Allegiance was led by Legislator Jaynes 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.

RESOLUTION NO. 83 Motion by Barnes, Second by Jaynes.

RE: APPROVE MINUTES OF THE MARCH 3, 2021 SPECIAL MEETING, MARCH 8, 2021 REGULAR MEETING, AND THE MARCH 23, 2021 SPECIAL MEETING OF THE SCHUYLER COUNTY LEGISLATURE

BE IT RESOLVED, that the minutes of the March 3, 2021 Special Meeting, March 8, 2021 Regular Meeting, and March 23, 2021 Special Meeting of the Legislature be approved.

Vote 8-0.

RESOLUTION NO. 84 Motion by Gray, Second by Barnes.

RE: AUTHORIZE A TWO-YEAR INTER-MUNICIPAL AGREEMENT WITH YATES COUNTY FOR DEPUTY EMERGENCY SERVICES COORDINATOR SERVICES – EMERGENCY MANAGEMENT DEPARTMENT

WHEREAS, given the mutual goal of Yates and Schuyler Counties to work collectively towards fiscal responsibility balanced with emergency-related services delivery, Yates and Schuyler are desirous of entering into an inter-municipal agreement regarding the sharing of certain employees of Yates’ Department of Emergency Management with Schuyler County, to wit: Yates County’s Emergency Services Coordinator, to

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perform services and/or execute powers and duties in or on behalf of Schuyler that might otherwise constitute the duties of a Deputy Emergency Services Coordinator within Schuyler County government,

WHEREAS, Schuyler County will pay Yates County \$28,051.30 per annum, in quarterly installments for said services, plus fifty percent of any additional costs such as salary increases, fuel and maintenance costs pertaining to a Yates County issued vehicle, training and insurance premiums, all pro-rated to date services begin,

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to enter into an Inter-Municipal agreement with Yates County as set forth above, for the term January 1, 2021 through December 31, 2022, funding available in account no. 3689.0435-Professional Fees and Services, approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 85 Motion by Gray, Second by Barnes.

RE: AUTHORIZE CONTRACT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES (NYSDCJS) FOR THE ALTERNATIVES TO INCARCERATION PROGRAM GRANT – PROBATION DEPARTMENT

WHEREAS, the Probation Department has been awarded the Alternatives to Incarceration (ATI) Program Grant Contract #T523954, Project #CL17-1042-D05, in the amount up to \$3,487.00, with no local match, for operating the ATI Community Service and Pre-Trial Release Program.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to sign said grant contract with the New York State Division of Criminal Justice Services (NYSDCJS), in the amount of \$3,487.00, for the term July 1, 2020 through June 30, 2021, and

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

Vote 8-0.

RESOLUTION NO. 86 Motion by Gray, Second by Barnes.

RE: ACKNOWLEDGE APPOINTMENTS TO ALTERNATIVES TO INCARCERATION ADVISORY BOARD – PROBATION DEPARTMENT

BE IT RESOLVED, the Schuyler County Legislature hereby acknowledges the appointment of the following individuals to the Alternative to Incarceration Advisory Board effective April 12th, 2021, with no term.

Matthew C. Hayden, County Court Judge

Joseph Fazzary, District Attorney

Valerie Gardner, Public Defender

Patricia Halstead, Tompkins Assigned Counsel

Chris Rosno, Director of Probation

Carl Blowers, Chief Administrative Officer

William Yessman/Breck Spaulding Sheriff's Office

Kathy Yaskulski, Community Service Coordinator

Jacqueline Mary Honsberger, Victim

Timothy O'Hearn, County Administrator

Shawn Rosno, Director of Community Services

Lisa Schilling, Finger Lakes Area Counseling and Recovery Agency (FLACRA) Clinic Manager

Kim Teemley, Community Service Site Supervisor

Kristin Plyter, Victim Services Coordinator

Lisa Duggan, Opportunity, Alternatives and Resources (OAR)

Vote 8-0.

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RESOLUTION NO. 87 Motion by Gray, Second by Barnes.

RE: ACKNOWLEDGE APPOINTMENT AND SET SALARY FOR FULL-TIME ASSISTANT PUBLIC DEFENDER – PUBLIC DEFENDER’S DEPARTMENT

BE IT RESOLVED, that this Legislature acknowledge the appointment by Valerie G. Gardner, Schuyler County Public Defender, of Nicole S. Pence as Assistant Public Defender, to fill an existing vacancy, effective April 19, 2021 at an annual salary of \$75,000.

Vote 8-0.

RESOLUTION NO. 88 Motion by Howell, Second by Lausell.

RE: AUTHORIZE 2021 SEASONAL RATES FOR THE VILLAGE MARINA, LLC – BUILDINGS AND GROUNDS DEPARTMENT

WHEREAS, New York State Alienation and Conversion of Municipal Parkland regulations requires that any park fee should not be in excess of those charged for comparable facilities in the area, and

WHEREAS, the Schamel Brothers lease, Section 5 (C) requires the fees charged by the lessee, The Village Marina, LLC, to be approved by the Schuyler County Legislature.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby approves the following as The Village Marina's 2021 Seasonal Rate Schedule for its 145 available slips:

2021 SUMMER RATES

<u>SLIP WIDTH</u>	<u>SLIP FEE</u>	<u>WATER & ELECTRIC</u>
8’	\$1,825.00	\$100.00
10’	\$1,990.00	\$100.00
12’	\$2,090.00	\$100.00
14’	\$2,190.00	\$100.00
16’	\$2,200.00	\$100.00

SEASONAL RATES: The Village Marina, LLC Seasonal Rates for Summer 2021 apply to the period beginning April 15, 2021 (weather permitting) and continue through October 30, 2021.

Any seasonal tenants who do not plan to haul out or store with us and are still in the water after these dates will be assessed a service charge of **\$15.00 per day**, for each day until the boat is removed.

2021 TRANSIENT DOCK (UP TO 30 FT) June 1st – Sept 15th

WITH 30 AMP ELECTRIC

Per Hour: \$5.00

Per Day: \$45.00

Per Week: \$175.00

Per Month: \$650.00

50 AMP Electric add an additional \$10.00

LAUNCH RAMP FEES

\$5.00 Per Launch (Tenants: No Charge)

\$50.00 Unlimited Usage (October 31st through March 1st)

DRY DOCK WITH UNLIMITED USE OF LAUNCH RAMP: \$500.00 (June 1st – Sept 15th)

WINTER STORAGE RATES

At the dock: \$19.00 per foot. Use of bubbler system is allowed with electrical charges billed additionally.

On land: \$14.00 per foot / slip tenant; \$20.00 per foot / non slip tenant

Haul In/Out Charges: \$4.50 per foot each way.

SUMMER STORAGE RATES

On land: \$20.00 per foot

MISCELLANEOUS RATES AND CHARGES

TRUCK CRANE:

Tenants: \$120.00 per Usage (plus tax)

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Non-Tenant: \$150.00 per Usage (plus tax)

TRAILER / CRADLE FEE: Minimum \$40.00 Charge includes handling and storage of cradles and trailers.
Fee is billed annually with winter storage.

PUMP OUT: \$5.00 per Pump Out (Tokens available at Village Marina Bar & Grill)

POWER WASHING: \$1.50 per boat foot
Power washing and pump outs not available after Oct. 20th.

Vote 8-0.

RESOLUTION NO. 89 Motion by Howell, Second by Lausell.

RE: ACCEPT PROPOSALS FOR PROFESSIONAL ENGINEERING SERVICES – HIGHWAY DEPARTMENT

WHEREAS, the Schuyler County Highway Department provided a request for proposals for professional engineering services, and

WHEREAS, four proposals were received and opened October 8, 2020 with one already awarded by Resolution No. 39-21.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby accepts the recommendation of the Schuyler County Highway Superintendent to accept the remaining three proposals received from, Barton & Loguidice, D.P.C., Delta Engineers, Architects, Land Surveyors & Landscape Architects D.P.C., and Hunt Engineers, Architects & Land Surveyors and Landscape Architect, D.P.C., for the term of October 1, 2020 through September 30, 2024, per rates in Exhibit 1 of the submitted proposals, funding is available in the 2021 budget, and

BE IT FURTHER RESOLVED, that the Chairman of the Legislature is hereby authorized to execute a contract with each firm listed above, at the rates submitted, contracts approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 90 Motion by Howell, Second by Lausell.

RE: AUTHORIZE CONTRACT RENEWAL WITH THE CHEMUNG-SCHUYLER COUNTIES CHAPTER, NYSARC, INC. D/B/A THE ARC CHEMUNG-SCHUYLER FOR VEHICLE FLEET DETAILING SERVICES FOR CENTRAL GARAGE - HIGHWAY DEPARTMENT

WHEREAS, the Highway Department has had a contract with the Chemung-Schuyler Counties Chapter, NYSARC, Inc. d/b/a The Arc Chemung-Schuyler for fleet detailing services of vehicles used by various Departments in order for staff to complete their job duties, including in-home visits, transporting clients, attending trainings and conferences to name a few, and

WHEREAS, there was no contract in place for the period of April 1, 2020 through March 31, 2021 due to COVID-19 and most travel being restricted, and

WHEREAS, The ARC Chemung-Schuyler is willing to continue to provide auto detailing services again for the period of April 1, 2021 through March 31, 2022 through Seneca Shine, at rates as listed below, and provide said service to all County vehicles, for routine and incident cleanings.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to sign a contract The Arc Chemung-Schuyler, for the provision of vehicle fleet detailing on all County vehicles at rates listed below, for routine and incident cleanings, for a term of April 1, 2021 through March 31, 2022, said contract to be administered through the Central Garage Division of the County Highway Department, approved by the Schuyler County Attorney, and

BE IT FURTHER RESOLVED, that the practice of having inmates housed in the County Jail and people that are ordered to perform Community Services as part of a court ordered restitution continue to be utilized as well.

<u>PACKAGE</u>	<u>Small Vehicles</u>	<u>Midsize Vehicles</u>	<u>Large/X-Large Vehicles</u>
	<u>Sedans 2&4 Doors</u>	<u>2 Row SUV's & Crossovers</u>	<u>3 Row SUV's, Crossovers Vans & Trucks</u>

PROCEEDINGS OF THE YEAR 2021

Seneca Shine	\$102.00	\$119.00	\$136.00
Finger Lakes Luster	\$ 68.00	\$ 76.50	\$ 85.00
Wash and Wax	\$ 46.75	\$ 55.25	\$ 63.75
Gleaming Glen	\$ 46.75	\$ 55.25	\$ 63.75
Speedy Wash	\$ 12.75	\$ 17.00	\$ 21.25

Vote 8-0.

RESOLUTION NO. 91 Motion by Howell, Second by Lausell.

RE: ACCEPT MATERIAL AND SUPPLIES BIDS FOR 2021 – HIGHWAY DEPARTMENT

WHEREAS, Resolution No. 37-21 authorized advertising for furnishing Material and Supplies for the Schuyler County Highway Department, and

WHEREAS, said advertisement was made, bids were received and opened on March 18, 2021.

NOW, THEREFORE, BE IT RESOLVED, that upon the recommendation of the County Highway Superintendent and the Public Works Committee, the Schuyler County Legislature accepts the following bids based on Best Value Competitive Offer/Award (Per Local Law No. 1 of the Year 2014): Section 103 of the General Municipal Law (and as defined in State Finance Law Section 163) authorizes the use of a Best Value Award methodology for purchase contracts (including contracts for service work, but excluding any purchase contracts necessary for the completion of a public works contract pursuant to Article 8 of the labor law). The County of Schuyler has reserved in the bid specifications the right herein to award this contract on the basis of best value, as determined by the County, rather than low bid:

CRUSHED LIMESTONE

Seneca Stone Corp.

Hanson Aggregates New York LLC

Dolomite Products Co., Inc. dba A.L. Blades (Bath & Manchester location)

ICE CONTROL SAND AND GRAVEL

It's Greener Now, Inc dba IGN Sand & Gravel

Dalrymple Gravel & Contracting Co., Inc

ST Coots LLC

Angelo's Sand & Gravel

Odessa Sand & Gravel

Hanson Aggregates NY LLC

Morgan Logging

Clark's Back Road Enterprises, LLC

NEW AND USED STEEL PLATE, POLY PIPE, NEW AND USED BRIDGE AND SHOP STEEL

Chemung Supply Corp.

Advanced Drainage Systems, Inc.

GUIDERAIL

Chemung Supply Corp.

HOT MIX ASPHALT AND ASPHALT SPECIFIED IN-PLACE PROJECTS

PART A: Hot Mix Asphalt Concrete (FOB Plant) & equipment rental

Seneca Stone Corp.

Dalrymple Gravel & Contracting Co. Inc.

Dolomite Products Co., Inc. dba A.L. Blade

Hanson Aggregates NY LLC

Elmira Road Materials, LLC

PART B: Unspecified and Specified in-place projects

(1) Specified projects:

Projects #1– Elmira Road Materials, LLC

Project #2 – Dolomite Products Co., Inc. dba A.L. Blades

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Projects #3 – Elmira Road Materials, LLC

Projects #4 – Elmira Road Materials, LLC

Projects #5 – Elmira Road Materials, LLC

Projects #6 – Elmira Road Materials, LLC

Project #7 – Reject all

Project #8 – Dalrymple Gravel & Contracting Co. Inc.

Project #9 – Reject all

Project #10 – Dalrymple Gravel & Contracting Co. Inc.

Project #11 – Dalrymple Gravel & Contracting Co. Inc.

(2) Unspecified projects:

Seneca Stone Corp.

Dalrymple Gravel & Contracting Co. Inc.

Elmira Road Materials, LLC, and

BE IT FURTHER RESOLVED, that the funds are available in the 2021 budgeted line items.

Vote 8-0.

RESOLUTION NO. 92 Motion by Howell, Second by Lausell.

RE: ACCEPT BID EXTENSION FOR TIRES AND ASPHALT EMULSIONS – HIGHWAY DEPARTMENT

WHEREAS, the County Highway Superintendent agreed to exercising the first of a two-year contract renewal option for Tires and Asphalt Emulsions, and

WHEREAS, the following bidders have agreed in writing to extend the original agreement under the same terms and conditions. The contract period shall be April 1, 2021 through March 31, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature accept the following bid extensions:

TIRES

Parmenter, Inc.

All Season Tire

ASPHALT EMULSIONS

Vestal Asphalt, Inc.

Suit-Kote Corp.

Vote 8-0.

RESOLUTION NO. 93 Motion by Howell, Second by Lausell.

RE: ACCEPT BID EXTENSION FOR TREE AND STUMP REMOVAL – HIGHWAY DEPARTMENT

WHEREAS, the County Highway Superintendent agreed to exercising the second of a two-year contract renewal option for Tree and Stump Removal, and

WHEREAS, the following bidder has agreed in writing to extend the original agreement under the same terms and conditions. The contract period shall be April 1, 2021 through March 31, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature accept bid extension from Beers Tree Service.

Vote 8-0.

RESOLUTION NO. 94 Motion by Jaynes, Second by Gray.

RE: AUTHORIZE CONTRACT WITH CLINICAL ASSOCIATES OF THE SOUTHERN TIER, PLCC TO PROVIDE RESOURCE GROUP SESSION SERVICES – SOCIAL SERVICES DEPARTMENT

WHEREAS, Schuyler County Social Services Department has been contracting for therapeutic services for the staff, and

WHEREAS, the Commissioner of Social Services feels this service is critical for the staff's wellbeing and prevents employee turnover in the department, and

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WHEREAS, Clinical Associates of the Southern Tier, PLCC has experience and knowledge to provide the facilitation of resource group sessions to assist staff in coping with work related stress.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a contract with Clinical Associates of the Southern Tier, PLCC for the Department of Social Services for resource group sessions at a cost of \$100.00 per hour, not to exceed \$6,000, for the term April 1, 2021 through March 31, 2022, funding available in the Social Service budget account no. 6010.0435-Professional Fees and Services, contract approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 95 Motion by Jaynes, Second by Gray.

RE: AUTHORIZE THE CREATION AND FILLING OF ONE FULL-TIME DISABILITY AND EMPLOYMENT EXAMINER POSITION – SOCIAL SERVICES DEPARTMENT

WHEREAS, the Commissioner of Social Services has been reviewing job duties and titles as vacancies occur, and

WHEREAS, the employment unit had a caseworker position to perform job duties with those clients who are exempt from employment, and

WHEREAS, the duties of a caseworker do not align with the duties needed to be performed by this position which includes assisting with SSI applications and tracking exempt clients for their compliance with their requirements for eligibility of benefits, and

WHEREAS, the Department of Social Services Commissioner, in consultation with the Personnel Officer, has developed a position with duties that more accurately reflect the changing needs and requirements of the position, and

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

WHEREAS, funding for this position is included in the 2021 budget.

NOW, THEREFORE, BE IT RESOLVED, that the Department of Social Services is hereby authorized to create and fill one full-time Disability and Employment Examiner position at an hourly rate of \$20.10 to be placed in Grade 7 as set forth in the CSEA, Local 1000, Schuyler County Administrative Unit Contract, effective immediately, and

BE IT FURTHER RESOLVED, that the position of Caseworker will be abolished upon filling the Disability and Employment Examiner position.

Vote 8-0.

RESOLUTION NO. 96 Motion by Jaynes, Second by Gray.

RE: AUTHORIZE AMENDING THE 2020 CONTRACT WITH CATHOLIC CHARITIES OF THE DIOCESE OF ROCHESTER D/B/A CATHOLIC CHARITIES OF CHEMUNG/SCHUYLER FOR THE SCHUYLER COUNTY RUNAWAY AND HOMELESS PROGRAM – YOUTH BUREAU DEPARTMENT

WHEREAS, the Schuyler County Youth Bureau's 2020 contract with Catholic Charities of the Diocese of Rochester d/b/a Catholic Charities of Chemung/Schuyler for the Schuyler County Runaway and Homeless Program requires an amendment to increase the contract amount by an additional \$1,046.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute an amendment to the 2020 contract with Catholic Charities of Chemung/Schuyler to increase the contract amount by an additional \$1,046 for an amended contract total amount of \$14,181, with a term of January 1, 2020 through December 31, 2020, funding available from the 7310.0495 – Youth Programs, approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 97 Motion by Jaynes, Second by Gray.

RE: AUTHORIZE A TWO-YEAR CONTRACT WITH MONTEREY VOLUNTEER FIRE COMPANY, INC. FOR A CONGREGATE MEAL SITE - OFFICE FOR THE AGING DEPARTMENT

PROCEEDINGS OF THE YEAR 2021

WHEREAS, Schuyler County Office for the Aging has been contracting with the Monterey Volunteer Fire Company, Inc. on a yearly basis to provide their facility for a congregate meal site, and

WHEREAS, Monterey Volunteer Fire Company, Inc. has agreed to a two-year term, at the same cost of \$15.00 per week, \$780.00 annually, and

WHEREAS, Schuyler County Office for the Aging will provide the meals and related supplies, with funding available in account no. 6772.0490.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to execute a two-year contract with Monterey Volunteer Fire Company, Inc. to provide their facility for a congregate meal site through the Schuyler County Office for the Aging, at a cost of \$15.00 per week, \$780.00 annually, funding available in account no. 6772.0490, for a term of January 1, 2021 through December 31, 2022, contract approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 98 Motion by Jaynes, Second by Gray.

RE: APPROVAL OF THE ANNUAL UPDATE TO THE 2020-2024 FOUR-YEAR PLAN- OFFICE FOR THE AGING DEPARTMENT

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),

NY Connects,

Medicare Improvements for Patients and Providers Act (MIPPA),

Unmet Need, and

WHEREAS, the Plan requires approval by the Schuyler County Legislature before submitting the Plan no later than March 31, 2021, and

WHEREAS, in light of the burden of the current COVID-19 pandemic and MDD declaration, modifications have been made to the plan by the New York State Office for the Aging, and

WHEREAS, the Annual Update now includes a Certification Regarding Lobbying which is required of all recipients of federal funds administered by the Department of Health and Human Services which includes the Administration for Community Living under which the Administration on Aging resides, 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 New York State Office for the Aging and approved.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to sign the Plan for the funding application necessary to carry out the services provided by the Schuyler County Office for the Aging for the term of April 1, 2021 through March 31, 2022.

BE IT FURTHER RESOLVED, that the Schuyler County Office for the Aging be authorized to submit the completed and signed funding application.

Vote 8-0.

PROCEEDINGS OF THE YEAR 2021

RESOLUTION NO. 99 Motion by Jaynes, Second by Gray.

RE: AUTHORIZE CONTRACT WITH AJC SENIORS, INC. D/B/A HOME INSTEAD FOR NON-MEDICAL IN-HOME SERVICES AND SUPPORTS FOR INDIVIDUALS AGE SIXTY AND OVER – OFFICE FOR THE AGING DEPARTMENT

WHEREAS, the County Office for the Aging offers a range of non-medical in-home services and supports pursuant to the Expanded In-Home Services for the Elderly Program (EISEP) and the IIIIE Caregiver programs in order to provide eligible county residents aged sixty (60) and over with the ability to remain safely in the community with an acceptable quality of life, and

WHEREAS, AJC Seniors, Inc. D/B/A Home Instead can provide said services on behalf of the county.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to execute a contract with AJC Seniors, Inc. D/B/A Home Instead to provide the said services for a sum not to exceed \$40,000.00, with a local share of \$7,750.00, hourly rates as set forth in the contract, funding available in account no. 6772.0490, for the term commencing upon execution of the agreement by both parties through December 31, 2021, approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 100 Motion by Jaynes, Second by Gray.

RE: AUTHORIZE A CONTRACT EXTENSION AND AMENDMENT WITH HEALTH RESEARCH, INC. (HRI) FOR COVID-19 RESPONSE GRANT - PUBLIC HEALTH DEPARTMENT

WHEREAS, Resolution No. 104-20 authorized a grant contract with New York State Department of Health through Health Research, Inc. for COVID-19 Response Funding with a term of March 5, 2020 through March 15, 2021, HRI Contract # 6340-01, and

WHEREAS, Resolution No. 263-20 authorized supplemental funding for said grant, and

WHEREAS, Schuyler County Public Health has received a grant extension extending the term of the grant from March 15, 2021 to December 31, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to execute said contract extension and amendment for the Schuyler County Public Health Department, contract approved by the Schuyler County Attorney, and

BE IT FURTHER RESOLVED, that the Schuyler County Treasurer is hereby directed to make the following changes to said grant, accordingly in cooperation with the Public Health Department.

Vote 8-0.

RESOLUTION NO. 101 Motion by Jaynes, Second by Gray.

RE: AUTHORIZE FIVE-YEAR CONTRACT WITH THE NETWORK FOR CHILDREN'S SPEECH, OCCUPATIONAL AND PHYSICAL THERAPY LLC D.B.A. CHILDREN'S THERAPY NETWORK FOR RELATED PRESCHOOL SERVICES – PUBLIC HEALTH DEPARTMENT

WHEREAS, Per Section 4410 of the New York State Education Law and in compliance with Part 200 of the Regulations of the New York State Education Commissioner, Schuyler County Public Health Department has been contracting with The Network for Children's Speech, Occupational and Physical Therapy LLC d.b.a. Children's Therapy Network for related preschool services, and

WHEREAS, The Network for Children's Speech, Occupational and Physical Therapy LLC d.b.a. Children's Therapy Network has agreed to a new five-year term to provide the related preschool services.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a contract with The Network for Children's Speech, Occupational and Physical Therapy LLC d.b.a. Children's Therapy Network for the Schuyler County Public Health Department for related preschool services for the term of July 1, 2020 through June 30, 2025, at a cost of \$67.00 per half hour individual session and \$45.00 per group session per child, funding available in account no. 2960.400, contract approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 102 Motion by Jaynes, Second by Gray.

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RE: AUTHORIZE CONTRACT WITH SHANNON SCHAMEL, D.O. FOR MEDICAL CONSULTANT SERVICES - PUBLIC HEALTH DEPARTMENT

WHEREAS, Schuyler County is governed by the provisions of New York Public Health Law Article 3, with a Public Health Director who is required to have access to a medical consultant, and

WHEREAS, Shannon Schamel, D.O. upon review, meets the qualifications for such consultant, and is willing to act in this capacity upon request from the Public Health Director.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a contract with Shannon Schamel, D.O. for an annual fee of \$350 and further reimbursement for consulting time at the rate of \$60 an hour, not to exceed \$1,600, funding available in account no. 4010.0435-Professional Fees and Services, for the term January 1, 2021 through December 31, 2021, approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 103 Motion by Jaynes, Second by Gray.

RE: AUTHORIZE APPOINTMENT TO THE PUBLIC HEALTH PROFESSIONAL ADVISORY COMMITTEE – PUBLIC HEALTH DEPARTMENT

BE IT RESOLVED, the Schuyler County Legislature hereby approves the appointment of Dr. Shannon Schamel, Medical Director to the Public Health Professional Advisory Committee for the term January 1, 2021 through December 31, 2021.

Vote 8-0.

RESOLUTION NO. 104 Motion by Jaynes, Second by Gray.

RE: AUTHORIZE CONTRACT WITH LOREYN HANSEN, OCCUPATIONAL THERAPIST, FOR RELATED PRESCHOOL SERVICES – PUBLIC HEALTH DEPARTMENT

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

WHEREAS, Loreyn Hansen, Occupational Therapist, is willing and available to provide Related Preschool Occupational Therapy Services, for the rate of \$67.00 for a half hour individual session, and \$45.00 for a group session.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to enter into a contract with Loreyn Hansen, for Preschool Occupational Therapy Services, with a term February 1, 2021 through June 30, 2023, funding available in account no. 2960.0400, approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 105 Motion by Rondinaro, Second by Howell.

RE: RECOGNIZE AND COMMEMORATE MAY 7, 2021 AS “PROVIDER APPRECIATION DAY” IN SCHUYLER COUNTY

WHEREAS, Provider Appreciation Day, on May 7th, 2021, is the official date that nationally, registered and licensed childcare providers are acknowledged and recognized, as we appreciate the services they provide for our children and the support they give to our families, and

WHEREAS, Child Care Aware of Steuben and Schuyler is the Resource and Referral agency that offers trusted childcare resources and services for our community and families, and

WHEREAS, Child Care Aware of Steuben and Schuyler oversees the 15 registered childcare providers in Schuyler County that serve children ranging from ages 6 weeks-12 years of age, and

WHEREAS, our Registered and Licensed childcare providers are dedicated, committed and care, nurture and are invested in early education for our young children, offering stimulating and quality learning environments for the children they serve in our community.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature recognizes and commemorates May 7, 2021, as Provider Appreciation Day in Schuyler County, New York.

Vote 8-0.

RESOLUTION NO. 106 Motion by Rondinaro, Second by Howell.

RE: RESOLUTION SUPPORTING THE FINGER LAKES NATIONAL HERITAGE AREA

WHEREAS, the Finger Lakes form a unique and diverse region in Upstate New York and encompasses a patchwork of cultures and history, as well as spectacular natural, scenic and recreational resources that reflect a unique contribution to the collective American identity, and

WHEREAS, the Finger Lakes is distinguished by eleven pristine lakes formed over 19,000 years ago at the end of the "Ice Age" that have over the years been Native American hunting grounds and villages, rich agricultural lands that inspired settlement, villages and small towns, a world renowned wine industry, which have together formed a unique and distinctive landscape, and

WHEREAS, the Congress of the United States has the authority to designate National Heritage Areas that encompasses a region where natural, cultural, historic and recreational resources combine to form a cohesive, nationally distinctive landscape shaped by geography and cultural traditions, and

WHEREAS, the Finger Lakes National Heritage Area Feasibility Study was authorized by the John D. Dingell, Jr. Conservation, Management, and Recreation Act of 2019, which directed the Secretary of the Interior to evaluate the natural, historic, cultural, educational, and recreational resources of the Finger Lakes, and

WHEREAS, the legislation identified the following counties to be considered as part of the study: Cayuga, Chemung, Cortland, Livingston, Monroe, Onondaga, Ontario, Schuyler, Seneca, Steuben, Tioga, Tompkins, Wayne, and Yates, and

WHEREAS, the County of Schuyler is within the Finger Lakes Tourism region, as designated by New York State law and the National Heritage Area study area and has a plethora of natural, cultural, historic, agricultural and recreational resources pertinent to the study, and

WHEREAS, the Finger Lakes Tourism Alliance has worked since 2014 with regional and area civic organizations, local jurisdictions and local governments, business community and numerous other stakeholders and non-profit groups in submitting the original request to the National Park Service which resulted in the Feasibility Study in 2021, and continues to work the National Park Service to gather input from the public regarding the creation of a national heritage area in the Finger Lakes.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature supports the Finger Lakes National Heritage Area designation and the inclusion of all fourteen counties including Cayuga, Chemung, Cortland, Livingston, Monroe, Onondaga, Ontario, Schuyler, Seneca, Steuben, Tioga, Tompkins, Wayne, and Yates counties in the National Heritage Area, and supports Finger Lakes Tourism Alliance in their current and future leadership role in administering the National Heritage Area.

Vote 8-0.

RESOLUTION NO. 107 Motion by Rondinaro, Second by Howell.

RE: RESOLUTION REQUESTING THE RESCINDING OF THE NEW YORK STATE FIBER RIGHT OF WAY FEE

WHEREAS, the 2019-2020 New York State budget contained language that enacted a right-of-way use and occupancy fee for any fiber optic cables located in or crossing a state-controlled right of way and authorized the New York Department of Transportation (DOT) to enter fee-bearing permits with fiber optic installers, and

WHEREAS, fiber occupants using or occupying the right-of-way in fulfillment of a state grant award through the New NY Broadband Program are not subject to a fee, as described in Section 7 of the Transportation Corporation Law, and

WHEREAS, in 2021 organizations, businesses, legislators, and residents of Schuyler County became aware of the fee because the DOT started charging the fee to a neighboring county residents and businesses, and

WHEREAS, in Schuyler County it is nearly impossible to install fiber optic cables for any distance without utilizing or crossing a state right-of-way, and

WHEREAS, the Corona Virus pandemic has caused more people to be working from home and more students to be learning from home, and has increased the use of tele-medicine, thus magnifying the need for

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additional broadband services in unserved and under-served areas so rural residents can engage in everyday activities, and

WHEREAS, Governor Andrew M. Cuomo, in his 2021 State of the State address championed his Connectivity Agenda which includes, among other provisions, enactment of a requirement for affordable internet for low-income families and a series of actions to promote broadband build-out and market competition, and

WHEREAS, the Governor said, "Without affordable broadband, people are not just disconnected, they are disenfranchised. Broadband must be available to everyone, everywhere, and, in New York, we will make sure it is," and

WHEREAS, the DOT fiber right-of-way fee is acting as a significant financial deterrent to broadband build-out in rural areas, with some projects already cancelled and others put on hold due to the fact that these fees will cost providers hundreds of thousands, and in some cases, millions of dollars annually, and

WHEREAS, legislation has been introduced in the State Legislature to repeal these counterproductive sections of law that prevent the expansion of affordable broadband services in unserved and underserved communities across New York.

NOW, THEREFORE, BE IT RESOLVED, that upon recommendation of the Community Development and Natural Resources Committee, the Schuyler County Legislature formally opposes the enactment of the DOT right-of-way fees on fiber optic cable and urges the Governor and the New York State Legislature to rescind the right-of-way use and occupancy fees on fiber cable immediately so that the Governor's pledge can be fulfilled and the expansion of the fiber network in Schuyler County can continue in order to serve unserved and underserved areas, and

BE IT FURTHER RESOLVED, that the Schuyler County Legislature supports passage of New York Senate Bill 8858/Assembly Bill 10932 (2020) to repeal Section 24-e of the Highway Law and Section 7 of the Transportation Corporation Law in relation to reducing the cost of expanding broadband access, and

BE IT FURTHER RESOLVED, that in the absence of that repeal, fiber occupants using or occupying the right-of-way in fulfillment of a federal grant award should be exempt from the fee, as with state grant awards through the New NY Broadband Program, and

BE IT FURTHER RESOLVED, that the Schuyler County Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, the New York State Legislature, and all others deemed necessary and proper.

Vote 8-0.

RESOLUTION NO. 108A Motion by Rondinaro, Second by Barnes.

RE: MOTION TO TABLE RESOLUTION NO. 25 FOR FURTHER DISCUSSION

BE IT RESOLVED, that Resolution No. 25 is hereby tabled for further discussion.

DISCUSSION: Legislator Rondinaro said that he is in full support of the expressions of the Resolution. He said that he feels tabling this for further discussion and time to put some thought into this will not fundamentally alter the issues. He said that he knows of another adjoining County that wants to contact this Legislature prior us taking any action.

Vote 7-1. No: Lausell.

RESOLUTION NO. 108 Motion by Rondinaro, Second by Howell.

RE: RESOLUTION CALLING ON THE NEW YORK STATE DEPARTMENT OF CONSERVATION TO STUDY AND DEVELOP REGULATIONS FOR CRYPTOCURRENCY MINING – PLANNING DEPARTMENT - **TABLED**

WHEREAS, "Cryptocurrency" is a digital currency in which encryption techniques are used to regulate the generation of units of currency and verify the transfer of funds, operating independently of a central bank, and

WHEREAS, commercial cryptocurrency mining is the commercial process by which cryptocurrency transactions are verified and added to the public ledger, known as the blockchain, and also the means through

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which new units of cryptocurrencies are released through the use of server farms employing data processing equipment, and

WHEREAS, the primary cost of cryptocurrency mining comes in the form of electricity that needs to be expended to run the mining machines. The increased number of machines used in the mining operation also leads to more electric usage to run and cool the equipment, and

WHEREAS, cryptocurrency mining servers are different than standard data processing servers — they are highly energy consumptive and have only one primarily task: to mine cryptocurrencies, and

WHEREAS, mining operations gravitate toward areas with abundant electricity sources at the lowest possible price, and

WHEREAS, this type of power generation does not in all cases, get regulated under the Climate Leadership and Community Protection Act of 2019 (S6599/A8429), which aims to reduce statewide greenhouse gas emissions by 40% of 1990 levels in 2030 and by 85% of 1990 levels in 2050, and

WHEREAS, New York State does not currently have regulations on Cryptocurrency Mining.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature asks the New York State Department of Environmental Conservation to study and develop regulations for Cryptocurrency Mining operations having peak power demand of more than 50 kilowatts, and

BE IT FURTHER RESOLVED, that the Schuyler County Legislature calls upon the New York State Department of Environmental Conservation and the New York State Legislature to mandate that all Cryptocurrency mining operations permitted within the boundaries of New York State operate solely on Renewable Energy — i.e. wind, solar, geothermal or hydropower.

RESOLUTION NO. 109 Motion by Rondinaro, Second by Howell.

RE: AUTHORIZE THREE-YEAR APPOINTMENT TO THE SCHUYLER COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL – PLANNING DEPARTMENT

WHEREAS, the Town of Hector position on the Environmental Management Council is vacant, and

WHEREAS, the Town of Hector has appointed Jessica Rodgers.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature acknowledges the appointment of Jessica Rodgers as the Town of Hector representative on the Environmental Management Council for the term of January 1, 2021 through December 31, 2023.

Vote 8-0.

RESOLUTION NO. 110 Motion by Rondinaro, Second by Howell.

RE: AUTHORIZE CONTRACT AMENDMENT WITH POSTLER & JAECKLE CORP. FOR ADDITIONAL MECHANICAL WORK – PLANNING DEPARTMENT

WHEREAS, the County is acting on behalf and as agent of the Village of Watkins Glen, pursuant to an intermunicipal agreement for grant administration, and entered into a contract with Postler & Jaeckle Corp. for mechanical services for the redevelopment of Clute Park, and

WHEREAS, Postler & Jaeckle Corp. has submitted a Change Order totaling the amount of \$1,066.00 for additional mechanical work.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a contract amendment for the Planning Department, on behalf of the Village of Watkins Glen, with Postler & Jaeckle Corp. for additional mechanical work to the existing contract for redevelopment of the Village's Clute Park, in the amount of \$1,066.00, making the total contract amount now \$700,766.00, effective March 2, 2021 through the remainder of the existing contract term, funding available in the DRI Grant account no. 005.0005.0091, with no local share, approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 111 Motion by Rondinaro, Second by Howell.

RE: AUTHORIZE AMENDMENT TO THE CONTRACT WITH STANTEC CONSULTING SERVICES, INC. FOR THE REDEVELOPMENT OF CLUTE PARK – PLANNING DEPARTMENT

WHEREAS, Resolution No. 142-19 authorized a contract with Stantec Consulting Services, Inc. for

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professional Services related to the redevelopment of Clute Park, on behalf of the Village of Watkins Glen, and WHEREAS, there is a need for additional site inspection services and limited commissioning services adding to the cost of the contract.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute a contract amendment with Stantec Consulting Services, Inc. for the Planning Department for additional site inspection services and limited commissioning services relative to the redevelopment of the Village of Watkins Glen Clute Park, in the amount of \$17,700 (Inspection Services \$7,700 and Commissioning Services \$10,000), through the term of the contract expiring August 31, 2021, funding available in the Project Seneca Grant account no. 005.0005.0091, and the Downtown Revitalization Initiative (DRI) Grant account no. 005.0005.0091, with no local share, contract approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 112 Motion by Rondinaro, Second by Howell.

RE: ACCEPT BID FOR APPLICATION AND MONITORING EXPENSES FOR THE LAMOKA/WANETA LAKES PROTECTION AND REHABILITATION DISTRICT FOR LAMOKA AND WANETA LAKES

WHEREAS, Resolution No. 18-21 authorized advertisement for sealed bids for the application and monitoring expenses for Lamoka and Waneta Lakes, and

WHEREAS, bids were opened February 26, 2021 and reviewed, with the recommendation being made by the Lamoka/Waneta Lakes District Commission to accept the bid from SOLitude Lake Management, LLC, said contractor being the lowest responsible bidder in conformance with General Municipal Law § 103.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby accepts the bid from SOLitude Lake Management, LLC for the ProcellaCOR application and monitoring expenses on Lamoka Lake at the price of \$60,590.00 for treatment on Lamoka Lake, with a unit monitoring cost of \$765.00 for four samples, and a monitoring cost of \$2,295.00 for three sample rounds, and

BE IT FURTHER RESOLVED, that the Schuyler County Legislature hereby accepts the bid from SOLitude Lake Management, LLC for the ProcellaCOR application and monitoring expenses on Waneta Lake at the price of \$84,184.00 for treatment on Waneta Lake, with a unit monitoring cost for four samples, and a monitoring cost of for three sample rounds included above, for a total estimated cost for Waneta Lake of \$84,184.00, and

BE IT FURTHER RESOLVED, the total estimated cost to treat Lamoka and Waneta Lakes including three rounds of monitoring (4 samples each round) is \$147,069, and if additional monitoring is required, the cost will increase by \$170.00 per additional sample, and

BE IT FURTHER RESOLVED, that the Chairman of the Legislature is hereby authorized to execute the contract with SOLitude Lake Management, LLC, with a term effective on or after May 1, 2021 through December 31, 2021, funding available in account no. 8740.0400 - Lamoka/Waneta Lakes Protection and Rehabilitation District, said contract approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 113 Motion by Barnes, second by Jaynes.

RE: AUTHORIZE AMENDING THE 2019-2024 CONTRACT WITH TYLER TECHNOLOGIES, INC. TO REMOVE THE STUDENT ACTIVITY ACCOUNTING AND CENTRAL PROPERTY FILE SAAS SERVICES – TREASURER’S DEPARTMENT

WHEREAS, the Treasurer’s Department currently has an existing contract with Tyler Technologies, Inc. for a new financial system, and

WHEREAS, during implementation it was discovered that the Student Activity Accounting and Central Property File SaaS Services were not going to be needed for the Treasurer’s Department, reducing the contract amount by \$4,262 for the Student Activity Accounting and \$810 for the Central Property File, and

WHEREAS, credit has been issued for the SaaS fees paid to Tyler Technologies, Inc. for Citizen Self Service for the period December 1, 2019 to November 30, 2020 in the amount of \$2,534 to be used on future

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invoices.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be hereby authorized to execute an amendment to the 2019-2024 contract with Tyler Technologies, Inc. to reduce the contract amount by a total of \$7,606.00, effective December 1, 2020, approved by the Schuyler County Attorney.

Vote 8-0.

RESOLUTION NO. 114 Motion by Barnes, Second by Jaynes.

RE: AUTHORIZE UPDATE OF A TITLE VI POLICY STATEMENT AND TITLE VI PLAN IN COMPLIANCE WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION OFFICE OF CIVIL RIGHTS – HUMAN RESOURCES DEPARTMENT

WHEREAS, Schuyler County has received grant funds from the Federal Highway Administration, and

WHEREAS, these grant funds are referred to as FHWA funding, and

WHEREAS, there are specific Title VI policies that are required to be in place per New York State Department of Transportation (NYSDOT) for all funding recipients, and

WHEREAS, the Schuyler County Legislature agreed to adopt the Title VI Policy Statement and Plan to be in compliance with the NYSDOT Office of Civil Rights per Res 116-08 on May 9, 2018, and

WHEREAS, the Title VI Policy Statement and Plan are to be reviewed and updated as needed every three years.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature hereby adopts the aforesaid updated Policy Statement and Plan, to be on file in the Human Resources Department, effective immediately, and

BE IT FURTHER RESOLVED, that Personnel Officer acting as the Title VI Coordinator will post and publish the notices as set forth by policy.

Vote 8-0.

RESOLUTION NO. 115 Motion by Barnes, Second by Jaynes.

RE: RECOGNIZING AND COMMEMORATING MAY 1, 2021 AS “LAW DAY” IN SCHUYLER COUNTY – COUNTY ATTORNEY’S DEPARTMENT

WHEREAS, Law Day is an occasion of public acknowledgement of our Nation’s heritage of justice, liberty, and equality under the law, and

WHEREAS, the United States Congress has statutorily designated May 1 as the annual day for commemoration of Law Day, and

WHEREAS, the American Bar Association has designated the 2021 Law Day theme to be “Advancing the Rule of Law Now,” the Rule of Law being a fundamental concept underpinning justice, freedom, and representative government that can be traced through history from various systems of law, through the Magna Carta and the United States Constitution, and

WHEREAS, the Rule of Law rests upon the idea that no one is so important as to be above the law and conversely no one is so insignificant to be beneath the law, and

WHEREAS, the United States was founded on the principle that adherence to the Rule of Law expands, rather than limits, the opportunities for freedom, and

WHEREAS, promoting public understanding of the roots of our freedom is an important component in the civic education of the citizens of the United States, the State of New York and the County of Schuyler.

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature recognizes and commemorates May 1, 2021, as Law Day in Schuyler County, New York.

Vote 8-0.

RESOLUTION NO. 116 Motion by Barnes, Second by Jaynes.

RE: ACKNOWLEDGE APPOINTMENT AND SET SALARY FOR DEPUTY COUNTY ADMINISTRATOR POSITION – COUNTY ADMINISTRATOR’S DEPARTMENT

BE IT RESOLVED, that this Legislature acknowledge the appointment by Timothy M. O’Hearn, County Administrator, of Xenophon Das “Fonda” Chronis as Deputy County Administrator, effective June 7,

2021 at an annual salary of \$85,000.

NEW BUSINESS: None.

UNFINISHED BUSINESS:

Legislator Barnes said that he has done some research on the Jail consolidation. He wanted to know at what point in time this would be discussed further. He asked if at the Public Safety and Criminal Justice Committee. He also asked when the County Office Building would be open to the public and when the Departments would all be working back in the office. Administrator O'Hearn stated that the State budget did not include regional jail consolidation so that will have a bearing on that outcome. He said legally this cannot happen this year and is a mute-point at this time. He also said that regarding the building opening for public access, Governor Cuomo has extended the Department of Motor Vehicle Office to run by appointment only through May 7, 2021. He told the Legislators that this topic will be discussed at the April Administrative Council Meeting. At this time, it is a comfort level for the Departments. The Treasurer and County Clerk Offices remain on an appointment basis only. Legislator Barnes asked that if the Legislature choose to continue to meet in the Human Services Complex, could Zoom or broadcasting for the Meetings be available for public? Administrator O'Hearn said that our Information Technology Department is looking into this. For the Human Services Complex and the Legislative Chamber if you choose to do so. There is expense and manpower tied to this, but it certainly can be done.

Attorney Getman said that he was asked to look into the legalization of marijuana. In doing so he read the following: In response to questions some members of the legislature have received from concerned citizens regarding the legalization of marijuana in New York and the ability of local governments to opt-out: The Governor and Legislature reached an agreement on legislation legalizing adult-use marijuana. The law establishes the Office of Cannabis Management to implement a comprehensive regulatory framework that covers medical, adult-use and cannabinoid hemp. The bill also expands New York State's existing medical marijuana and cannabinoid hemp programs. The legislation provides licensing for marijuana producers, distributors, retailers, and other actors in the cannabis market. Cities, towns, and villages may opt-out of allowing adult-use cannabis retail dispensaries or on-site consumption sites by passing a local law by December 31, 2021. They cannot opt-out of adult-use legalization. Any such local law is subject to a permissive referendum. Towns, cities and villages may likewise pass local laws and regulations governing the time, place and manner of the operation of licensed adult-use cannabis retail dispensaries and/or on-site consumption sites, provided such regulations are reasonable. Section 131 of the law specifies that counties have no power to adopt any such local laws. Only cities, towns and/or villages are authorized to do so. Any county laws in this area would be pre-empted by the state laws. Therefore, any opting-out would need to be at the town or village level in Schuyler County and the public should direct any concerns to their town and village officials to determine how best to proceed. (In response to a question from Legislator Rondinaro, regarding local regulation of agricultural operations) It appears that a town, city or village may adopt regulations that reasonably regulate the personal cultivation of cannabis. Larger operations may be subject to town/village zoning, but that will need further research.

REPORT ON STANDING COMMITTEES:

Legislator Rondinaro wanted to remind the Legislators that we will be hosting the Inter-County Meeting virtually on May 21st. He said that he would welcome any of the Legislators that would like to participate. Kristin VanHorn, Planning Director, will be presenting, and we hope to broadcast live from Clute Park. Legislator Rondinaro asked the County Administrator to do the welcoming, and he agreed. The Clerk said that she would forward the invitation to all of the Legislators.

COUNTY ADMINISTRATOR'S REPORT:

Administrator O'Hearn reported the COVID numbers with twenty-three active cases, five hospitalized, thirteen deaths to date. He reported on the vaccinations as 37% of our population has had single dose and 28% fully vaccinated. They had anticipated the Johnson & Johnson vaccine this week however this has now been put on pause, and no one is receiving it. The County held a clinic at the Community Center with one-hundred

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doses of Moderna, and by noon we only had thirty appointments. The demand is slowing down. He reported that with the Johnson & Johnson we planned on going remote to reach our home bound people. He again wanted to publicly acknowledge the staff that is and continues to work through this pandemic. Legislator Rondinaro asked the County Administrator if we did not fill our slots in the vaccination clinics, are we losing our allocation of the vaccine? Administrator O'Hearn said theoretically, yes and we are moving the vaccine around. Last week we were looking for four arms and we came through. The Office for the Aging is doing a great job with their people and we have a stand-by list. He also said that the Pfizer vaccine no longer requires the sub-zero temperature for storage. He also reported that none of our positive cases have been vaccinated.

He then reported that our Real Property Tax Director, Tom Bloodgood, will be discussing the County's re-valuation process at this month's Management & Finance Committee Meeting. This year the Towns of Tyrone and Orange would be evaluated. He said that largely the State has changed the rules with the notification process, and failure to comply with the mailing of the notices of assessment changing will no doubt cause widespread confusion. Tom Bloodgood is weighing the options available to us and said that State aid is at risk. He hopes to have more precise information to provide the Committee.

PUBLIC PARTICIPATION: None.

The Meeting adjourned at 7:02 p.m.

Stacy B. Husted, Clerk

Jamee L. Mack, Deputy Clerk

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