

REGULAR MEETING
Morning Session
Monday, May 22, 2017
Legislative Chambers

The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers, Bath, NY on the 22nd day of May, 2017 at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members present except Legislators Mullen, Swackhamer and Weaver.

Mrs. Ferratella provided the Invocation and the Pledge of Allegiance was led by Mr. Maio.

Chairman Hauryski asked Michelle Nichols to come forward. Ms. Nichols is an employee in the Department of Social Services. He presented her with a Certificate of Appreciation and a pin in recognition of her 10 years of service to Steuben County.

Chairman Hauryski asked Sherry Jelliff to come forward. Ms. Jelliff is an employee in the Department of Social Services. He presented her with a Certificate of Appreciation and a pin in recognition of her 10 years of service to Steuben County.

Chairman Hauryski asked Donna Evingham to come forward. Mrs. Evingham is an employee in the Department of Social Services. He presented her with a Certificate of Appreciation and a pin in recognition of her 15 years of service to Steuben County.

Chairman Hauryski asked Joe Baroody to come forward. Mr. Baroody is an employee in the Probation Department. He presented him with a Certificate of Appreciation and a clock in recognition of his retirement following 32 years of service to Steuben County.

Chairman Hauryski opened the floor for comments by members of the public.

Wayne Wells, Cameron stated Memorial Day is May 29th and is a day when we think of and honor those who died at the hands of the enemy. However, he urged everyone to also think about those Veterans who commit suicide. The rate of suicide among our Veterans is 50 percent higher than Civilians. In conjunction with this, Mr. Wells once again provided his opinion regarding President Trump.

There being no further comments by members of the public, Chairman Hauryski declared the opportunity for public comment closed.

Ms. Muller stated before she presents the Child Abuse Prevention Award, she would like to also recognize Donna Evingham for her years of service and presented her with a bouquet of flowers.

Ms. Muller stated in April we celebrated Child Abuse Prevention Month. The Child Abuse Prevention Task Force was formed 23 years ago. April has been designated nationally to acknowledge the prevention activities occurring throughout the year. This marks the 7th year the County has engaged in the Pinwheels and Promises Campaign which was held here in the County Building. Chairman Hauryski kicked off the campaign supporting the efforts of the Task Force and reading the proclamation sponsored by this Legislature designating April as Child Abuse Prevention Month.

In New York State, there are over 80,000 known cases of child abuse and/or neglect. In Steuben County alone, the department receives upwards of 2,000 reports of suspected child abuse each year, resulting in approximately 500 indicated cases. While the number of reports has not dramatically reduced, I believe

this is due to the educational efforts that go in to the prevention activities heightening community awareness of child abuse and neglect; and although the number of reports have not gone down, the prevention programs have demonstrated a significant reduction in children being placed in Foster Care.

I would like to thank the Chairman, this Board, and County Manager, Jack Wheeler, for your continued support of these programs. These efforts do make a difference. We are seeing more and more drug addicted families. I am hopeful the Drug Task Force you have supported will also assist in our prevention efforts.

Thank you to Youth Bureau Director, Bill Caudill, and the Task Force for the ongoing work and dedication in promoting prevention activities. Bill chairs the Task Force which is comprised of multiple County departments and community agencies. Bill, your time and commitment does not go unnoticed.

This brings me to my favorite part of the month's activities; the presentation of the Child Abuse Prevention Award. I am extremely proud of, and have had the good fortune of working with, Edna Kayes for the past 5 years.

Edna has been employed the last 5 years as the Assistant Director of Social Services. She brings to her role, 22 years of experience as a child protective caseworker. As a CPS caseworker, she conducted over 2,500 investigations, all the while displaying her genuine love and respect for children and their families. In her current role, she provides oversight to both the child protective and preventive units managing the highest risk populations. Her staff is charged with investigating child abuse and neglect, and for providing preventive services to high risk families. Edna provides her staff excellent guidance, education, and she clearly demonstrates passion and professional excellence that guides her work. She is available 24/7. Her history, her experience and her knowledge assure children's safety in our County like no other. She is diligent, persistent and has a vast knowledge of the child protective laws and regulations. She was appointed by the New York State Office of Children and Family Services to participate in a workgroup for retooling and training of casework staff. She is an excellent teacher and mentor to the department's supervisors and caseworkers. She sets a high standard for performance as she strives for the best possible outcomes. She is a strong leader who promotes and supports the interventions of both preventive staff and CPS staff, all in an effort to make a difference for the most vulnerable of our society. Although her units have been challenged over the last year with significant staff turnover, Edna has provided the necessary stability and leadership to ensure children's safety.

Outside of the office, Edna participates in many child and family related activities throughout the year. She is a familiar face at community activities, including Strong Kids/Safe Kids, the Family Fling events held at various schools, and the Rainbow Run; to name just a few. She participates in providing Christmas stockings and donated gifts across two counties. She works tirelessly in both Steuben and Allegany to ensure families have food and basic needs, not only during holidays, but year round. She promotes these activities and fundraisers by reaching out far and wide for community support. She provides generous donations of her own time and also her own resources. One of her many beauties is her selfless nature and humility.

Edna has a strong presence in Steuben County. Whether it is in the work of her units, the Child Abuse Prevention Task Force, or her volunteer work, she is a prominent face and the voice of child abuse prevention and protection. She is a strong asset to the Department of Social Services. Her work ethic is second to none. She leads by example, all the while being humble and unassuming. She supports her team through her can-do attitude, determination and knowledge.

And you want to know how engaging Edna really is? Last year at Christmas time, she reached out to our own Buildings and Grounds Department Head, Eric Rose. She ran across a grandmother who had custody her of 8 year old granddaughter. It was a heart-wrenching situation, as most of them are. While

grandma was able to scrape together a few Christmas presents, they were without a tree. Not to minimize your engagement skills Edna, it only took one call to Eric and he, on his own time, delivered a Christmas tree to this family; and of course, the child had more Christmas gifts because of Edna. This is a true example; it really does take a community. In Steuben County, much unlike other parts of the State, I am happy to say it is all about community and collaboration. Edna is most deserving of this recognition. While Assistant Director of Social Services is kind of an odd title that doesn't really describe what she does, she might better be known as super hero Captain Marvel. For those of you who attended the Foster Parent Banquet, you know this. Today Edna you are rated as a hero. Much like Captain Marvel, Edna simply utters the word "Shazam" and she becomes the most versatile. Her powers include the wisdom of Solomon, the strength of Hercules, the stamina of Atlas, the power of Zeus, the courage of Achilles, and the speed of Mercury!

Edna, you are most deserving of this recognition and for all you bring to your work and the professional excellence that guides you. It is my pleasure, and my honor to present to you Edna Kayes, the Steuben County Prevention of Child Abuse Award for 2017. *Congratulations!*

Motion adopting the minutes of the previous meeting(s) made by Mr. Maio, seconded by Mrs. Ferratella and duly carried.

Mr. Marshall announced this week is National EMS Week across the nation. We want to thank our EMS providers for their dedicated service to Steuben County.

Mrs. Lando announced that she distributed two flyers to the Legislators. The flyers are "Points of Inspiration" and "Tiffany and Treasurers". Both flyers are promoting tourism in our County. She commented that she and Mr. Hanna are representatives on the Steuben County Conference & Visitors' Bureau Board of Directors.

RESOLUTION NO. 076-17

Introduced by S. Van Etten.

Seconded by R. Lattimer.

MATTERS PERTAINING TO COUNTY REAL PROPERTY TAX SALES, CORRECTIONS OF ASSESSMENTS, PROPERTY TAXES, AND OTHER REAL PROPERTY ACQUISITIONS AND DISPOSITIONS.

Pursuant to Section 2.07 of the Steuben County Charter.

RESOLVED, the Chairman of the Steuben County Legislature, in accordance with the applications filed herewith, is hereby authorized and empowered on behalf of this Legislature to execute the necessary documentation for the disposition of applications for correction of real property taxes levied on the parcels contained in Schedule "A"; and be it further

RESOLVED, the Steuben County Commissioner of Finance is hereby authorized to make the proper tax adjustment, and/or refund, with respect to the parcels contained in Schedule "A", as set forth in the approved applications, copies of which shall be forwarded to the taxpayer and collecting authority; and be it further

RESOLVED, pursuant to §1138 of the Real Property Tax Law, the parcels listed in Schedule "B" having heretofore been withdrawn from foreclosure proceedings without reinstatement, and it being hereby determined that there is no practical method to enforce the collection of delinquent tax liens against said parcels, and it being hereby further determined that there is no practical method to enforce the collection of delinquent tax liens arising hereafter against said parcels; now therefore the recited delinquent tax liens are hereby cancelled, and there shall be issued forthwith a Certificate of Prospective Cancellation, and the Commissioner of Finance shall file a copy of the recited certificate with the assessor of the respective assessing unit in which said parcels are located and with the Director of Real Property Tax Services; and upon the filing as directed such parcels shall become and be exempt from further taxation, and be it further

RESOLVED, as it appears to be in the best interest of the County to convey the property listed on Schedule “C” to the Town of Campbell, the Steuben County Commissioner of Finance is hereby authorized and directed to enter into an agreement by tax districts pursuant to Real Property Tax Law § 1136 and § 1150 (1), to convey the recited parcel to the Town of Campbell, in settlement of a Verified Answer filed with the County Clerk by the Town of Campbell on March 2, 2017; with the recited agreement being approved as Resolution No. 4 by the Town of Campbell Town Board on March 13, 2017, and the agreement being approved by the Steuben County Finance Committee on March 21, 2017; and be it further

RESOLVED, that certified copies of this resolution contained in Schedule "A" shall be forwarded to the Director of the Steuben County Real Property Tax Service Agency and the Steuben County Commissioner of Finance, together with the approved applications executed in duplicate by the Chairman of the County Legislature, and the Chairman of the Board of Assessors of the appropriate municipality; and certified copies of this resolution contained in Schedule “B” shall be forwarded to the Director of the Steuben County Real Property Tax Service Agency, the Steuben County Commissioner of Finance, and the Chairman of the Board of Assessors of the appropriate community; and certified copies of this resolution contained in Schedule “C” shall be forwarded to the Director of the Steuben County Real Property Tax Service Agency, the Steuben County Commissioner of Finance, the Chairman of the Board of Assessors of the appropriate community, and the grantee.

SCHEDULE "A"

Resolution No.	<u>A-1</u>	Resolution No.	<u>A-2</u>
Name	<u>Thomas O. Prescott Estate</u>	Name	<u>Daniel & Karron Hubbard</u>
Parcel No.	<u>145.00-03-002.100</u>	Parcel No.	<u>113.12-01-050.112</u>
Municipality	<u>Town of Bath</u>	Municipality	<u>Village of Avoca</u>
Disposition	<u>Parcel split</u>	Disposition	<u>Parcel split</u>

SCHEDULE “B”

Resolution No.	<u>B-1</u>
Name	<u>William L Thomas & Joanne Thomas</u>
Parcel No.	<u>298.08-02-020.000</u>
Municipality	<u>Village of Painted Post</u>
Disposition	<u>2014, 2015, & 2016 City School Delinquent Tax Liens cancelled. Certificate of Prospective Cancellation issued.</u>
Resolution No.	<u>B-2</u>
Name	<u>William L Thomas & Joanne Thomas</u>
Parcel No.	<u>298.08-02-020.000</u>
Municipality	<u>Village of Painted Post</u>
Disposition	<u>2015, 2016, & 2017 Town & County Delinquent Tax Liens cancelled. Certificate of Prospective Cancellation issued.</u>

SCHEDULE "C"

Resolution No.	C-1
Former Owner	Joel Clark
In Rem Index No.	76933
Parcel No.	206.00-03-054.000
Municipality	Town of Campbell
Grantee(s)	Town of Campbell
Grantee(s) Address	8529 Main Street, Campbell, NY 14821
Consideration	\$5,623.17, together with recording fees

Vote: Roll Call – Adopted.

RESOLUTION NO. 077-17

Introduced by J. Hauryski.

Seconded by G. Roush.

RECEIVING AND ACCEPTING THE MAY 22, 2017 COMMUNICATIONS LOG AS PREPARED BY THE STEUBEN COUNTY MANAGER'S OFFICE.

BE IT RESOLVED, that the following communications were received, accepted and filed by the County of Steuben, and referred to the appropriate Standing Committee and/or Department Head for information and/or action, to wit:

April 18, 2017

NYS Department of State – Re: Countywide Shared Services Initiative enacted in the 2017-2018 state budget to generate property tax savings by facilitating operational collaboration between local governments. *Referred to: Jack Wheeler, County Manager.*

Harris Beach Attorneys at Law, PLLC – Re: Steuben County Industrial Development Agency and Red Lilac Properties, LLC distribution of PILOT (payment in lieu of tax) agreement and RP-412-a form for property located at 9183 Presho School Road in the Town of Lindley. *Referred to: Finance and Administration Committees; Patrick Donnelly, Commissioner of Finance; Wendy Jordan, RPTSA Acting Director; and Alan Reed, County Attorney.*

Harris Beach Attorneys at Law, PLLC – Re: Joint petition of Repsol Oil and Gas USA, LLC and Forexco Inc. pursuant to section 121 of the New York Public Service Law for approval of the transfer of certificates of environmental compatibility and public need. *Referred to: Wendy Jordan, RPTSA Acting Director; Alan Reed, County Attorney and Amy Dlugos, Planning Director.*

April 27, 2017

Common Ground Health – Re: Steuben County Health Profile. *Referred to: Human Services Health & Education Committee; and Darlene Smith, Public Health Director.*

April 28, 2017

Harris Beach Attorneys at Law, PLLC – Re: City of Hornell Industrial Development Agency and Gray Manufacturing Industries LLC distribution of RP-412-a form and the first amended and restated PILOT (payment in lieu of tax) agreement for property located at 6258 Ice House Road in the City of Hornell. *Referred to: Finance and Administration Committees; Patrick Donnelly, Commissioner of Finance; Wendy Jordan, RPTSA Acting Director; and Alan Reed, County Attorney.*

Harris Beach Attorneys at Law, PLLC – Re: Steuben County Industrial Development Agency and Fitzpatrick Holdings, Inc. revised/corrected tax agreement for property located at 23-25 Riverside Drive in the City of Corning. *Referred to:*

Finance and Administration Committees; Patrick Donnelly, Commissioner of Finance; Wendy Jordan, RPTSA Acting Director; and Alan Reed, County Attorney.

Harris Beach Attorneys at Law, PLLC – Re: Steuben County Industrial Development Agency and Red Lilac Properties, LLC revised/corrected tax agreement for property located at 9183 Presho School Road in the Town of Lindley. *Referred to: Finance and Administration Committees; Patrick Donnelly, Commissioner of Finance; Wendy Jordan, RPTSA Acting Director; and Alan Reed, County Attorney.*

Emergency Medical Services Training, Administration & Resources – Re: First Quarter Report for January -March 2017. *Referred to: Human Services/Health & Education Committee; Public Safety & Corrections Committee; Darlene Smith, PHN Director; and Tim Marshall, EMO Director.*

May 1, 2017

Steuben County Hunger Coalition – Re: 2016 Steuben County Hunger Coalition Statistics. *Referred to: Human Services/Health & Education Committee; Patty Baroody, OFA Director; and Kathryn Muller, Commissioner of Social Services.*

NYS Assemblyman Joseph Giglio – Re: Aid Distribution for the Consolidated Highway Improvement Program (CHIPS), PAVE-NY, and Extreme Winter Recovery. *Referred to: Public Safety & Corrections Committee; and Vince Spagnoletti, Commissioner of Public Works.*

May 3, 2017

Western Regional Off-Track Betting Corporation – Re: Check in the amount of \$2,818 which represents the March 2017 surcharge revenue for Steuben County. *Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.*

May 5, 2017

NYS Assemblyman Philip Palmesano – Re: Correspondence letter on A.4643 in relation to recommendations of the Regional State University of New York Community College Councils on the regional workforce needs and student employment rates upon graduation. *Referred to: Joseph Hauryski, Legislature Chairman.*

May 8, 2017

NYS Homes and Community Renewal – Re: Approval of request for release of funds for the NYS Community Development Block Grant Project #1115WS339-16. *Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.*

A.B. Data, LTD – Re: Notice of class action and proposed partial end-payor settlements on solodyn antitrust litigation. *Referred to: Alan Reed, County Attorney.*

Vote: Acclamation – Adopted.

RESOLUTION NO. 078-17

Introduced by S. Van Etten.

Seconded by D. Farrand.

REQUESTING THE ADOPTION OF SENATE BILL NO. S.5035A AND ASSEMBLY BILL NO. A.6356A EXTENDING THE ADDITIONAL ONE PERCENT (1%) SALES TAX FOR STEUBEN COUNTY.

Pursuant to Article IX of the Constitution of the State of New York and Section 40 of the Municipal Home Rule Law.

WHEREAS, it appears that the County could be facing a sizeable tax increase without extension of the additional sales tax; and

WHEREAS, this increase would impose a disproportionate share of the increase on property owners; and

WHEREAS, the need for additional revenues should be spread among all segments of the County's populace in order to minimize impact on any one segment of the people; and

WHEREAS, the Steuben County Legislature heretofore requested Home Rule legislation authorizing an additional one percent sales tax pursuant to Resolution No. 034-17 duly adopted February 27, 2017; and

WHEREAS, the Finance Committee subsequently approved increasing the cities shares to \$780,000 each for Hornell and Corning, and in addition, the sum of \$750,000 to the towns and villages of the County of Steuben, based on their respective equalized full value; and

WHEREAS, Senate Bill No. S.5035A and Assembly Bill No. A.6356A have been introduced authorizing the extension of the one percent sales tax relative to a home rule request for an extension of an additional one percent sales tax; and

WHEREAS, a necessity exists for the passage of such legislation by the New York State Legislature.

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature hereby requests the New York State Legislature adopt special Home Rule legislation as presented in Senate Bill No. S.5035A and Assembly Bill No. A.6356A, to authorize the Steuben County Legislature to extend the additional one percent sales tax; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to Honorable Andrew M. Cuomo, New York State Governor, New York State Capitol Building, Albany, NY 12224; Honorable John J. Flanagan, NYS Senate Republican Conference Leader, 909 Legislative Office Building, Albany, NY 12247; Honorable Jeffrey Klein, NYS Senate Independent Conference Leader, 913 Legislative Office Building, Albany, NY 12247; Honorable Andrea Stewart-Cousins, Minority Leader, New York State Senate, 907 Legislative Office Building, Albany, NY 12247; Honorable Carl E. Heastie, Speaker, New York State Assembly, 932 Legislative Office Building, Albany, NY 12248; Honorable Joseph D. Morelle, Majority Leader, New York State Assembly, 926 Legislative Office Building, Albany, NY 12248; Honorable Brian M. Kolb, Minority Leader, New York State Assembly, 933 Legislative Office Building, Albany, NY 12248; Honorable Thomas M. O'Mara, New York State Senator, 848 Legislative Office Building, Albany, NY 12247; Honorable Philip A. Palmesano, New York State Assemblyman, 320 Legislative Office Building, Albany, NY 12248; Honorable Joseph M. Giglio, New York State Assemblyman, 439 Legislative Office Building, Albany, NY 12248; Honorable Joseph A. Errigo, New York State Assemblyman, 527 Legislative Office Building, Albany, NY 12248; and Bruce Kastor, Esq., New York State Department of Taxation and Finance, W.A. Harriman Campus, Bldg. 9, Room 100, Albany, NY 12227-0125.

Vote: Roll Call – Adopted.

RESOLUTION NO. 079-17

Introduced by B. Schu and S. Van Etten.

Seconded by J. Malter.

REQUESTING AN EXTENSION OF THE MORTGAGE TAX.

Pursuant to New York State Tax Law Section 253-i, renumbered as Section 253-s.

WHEREAS, the Administration and Finance Committees of the Steuben County Legislature have requested the extension of the County Recording Tax on obligations secured by a mortgage; and

WHEREAS, the County of Steuben has adopted by Local Law No. Six of the Year 2008 Tax Law Section 253-i, renumbered as Section 253-s, for the imposition of a County Recording Tax on obligations secured by a mortgage; and

WHEREAS, said local law adopting the recited recording tax is without a termination date; and

WHEREAS, Tax Law Section 253-i, renumbered as Section 253-s, contains an expiration date of December 1, 2017 as set forth in Law 2005 C 365 §3 as amended by Law 2014 C 212 §1; and

WHEREAS, said additional tax revenues will continue to lessen the burden on the real property tax levy in the provision of necessary governmental services by Steuben County.

NOW THEREFORE, BE IT

RESOLVED, the Legislature of Steuben County requests the passage of legislation by the New York State Legislature extending the expiration of Tax Law Section 253-s for an additional three years; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Honorable Andrew M. Cuomo, New York State Governor, New York State Capitol Building, Albany, NY 12224; Honorable John J. Flanagan, NYS Senate Republican Conference Leader, 909 Legislative Office Building, Albany, NY 12247; Honorable Jeffrey Klein, NYS Senate Independent Conference Leader And Majority Coalition Leader, 913 Legislative Office Building, Albany, NY 12247; Honorable Andrea Stewart-Cousins, Minority Leader, New York State Senate, 907 Legislative Office Building, Albany, NY 12247; Honorable Carl E. Heastie, Speaker, New York State Assembly, 932 Legislative Office Building, Albany, NY 12248; Honorable Joseph D. Morelle, Majority Leader, New York State Assembly, 926 Legislative Office Building, Albany, NY 12248; Honorable Brian M. Kolb, Minority Leader, New York State Assembly, 933 Legislative Office Building, Albany, NY 12248; Honorable Thomas M. O'Mara, New York State Senator, 415 Legislative Office Building, Albany, NY 12247; Honorable Philip A. Palmesano, New York State Assemblyman, 723 Legislative Office Building, Albany, NY 12248; Honorable Joseph M. Giglio, New York State Assemblyman, 439 Legislative Office Building, Albany, NY 12248; Honorable Joseph A. Errigo, New York State Assemblyman, 527 Legislative Office Building, Albany, NY 12248.

Vote: Roll Call – Adopted.

RESOLUTION NO. 080-17

Introduced by B. Schu and S. Van Etten.

Seconded by H. Lando.

REQUESTING THE ADOPTION OF SENATE BILL NO. S6284 AND ASSEMBLY BILL NO. A7721 EXTENDING THE EXPIRATION DATE OF THE MORTGAGE RECORDING TAX FOR THE COUNTY OF STEUBEN.

Pursuant to the Tax Law of the State of New York.

WHEREAS, Steuben County has heretofore, pursuant to Resolution No. 016-08 , requested legislation from the State of New York extending Tax Law Section 253-s relative to the mortgage recording tax for the County; and

WHEREAS, Tax Law Section 253-s must be reauthorized; and

WHEREAS, Senate Bill No. S6284 and Assembly Bill No. A7721 request the amendment of Section 3 of Chapter 365 of the Laws of 2005, extending the Steuben County mortgage recording tax expiration date from December 1, 2017 to December 1, 2020; and

WHEREAS, the generation of such mortgage recording tax fees are essential revenues for the operation of the County.

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature hereby requests the Governor and the New York State Legislature to adopt special Home Rule legislation as presented in Senate Bill No. S6284 and Assembly Bill No. A7721, extending Tax Law Section 253-s; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to Honorable Andrew M. Cuomo, New York State Governor, New York State Capitol Building, Albany, NY 12224; Honorable John J. Flanagan, NYS Senate Republican Conference Leader, 909 Legislative Office Building, Albany, NY 12247; Honorable Jeffrey Klein, NYS Senate Independent Conference Leader, 913 Legislative Office Building, Albany, NY 12247; Honorable Andrea Stewart-Cousins, Minority Leader, New York State Senate, 907 Legislative Office Building, Albany, NY 12247; Honorable Carl E. Heastie, Speaker, New York State Assembly, 932 Legislative Office Building, Albany, NY 12248; Honorable Joseph D. Morelle, Majority Leader, New York State Assembly, 926 Legislative Office Building, Albany, NY 12248; Honorable Brian M. Kolb, Minority Leader, New York State Assembly, 933 Legislative Office Building, Albany, NY 12248; Honorable Thomas M. O'Mara, New York State Senator, 848 Legislative Office Building, Albany, NY 12247; Honorable Philip A. Palmesano, New York State Assemblyman, 320 Legislative Office Building, Albany, NY 12248; Honorable Joseph M. Giglio, New York State Assemblyman, 439 Legislative Office Building, Albany, NY 12248; Honorable Joseph A. Errigo, New York State Assemblyman, 527 Legislative Office Building, Albany, NY 12248.

Vote: Roll Call – Adopted.

RESOLUTION NO. 081-17

Introduced by G. Roush and S. Van Etten.

Seconded by R. Nichols.

ACCEPTING NYSDOT EXTREME WINTER RECOVERY FUNDING.

WHEREAS, the 2017 “CHIP’s funding” for counties was budgeted at \$5,440,968; and

WHEREAS, the “Extreme Winter” funding for counties was added to the State budget; and

WHEREAS, the County of Steuben’s allocation for “Extreme Winter” funding is \$642,568.87; and

WHEREAS, this additional funding will be used to rebuild 4.5 miles of road on CR 60, West Union.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance is hereby authorized to accept and appropriate the additional “Extreme Winter Recovery” funding of \$642,568.87 to the revenue account for CHIPS D 999901 4350100 and the expense account for Permanent Improvements D 511200 5 251 040 R060-00, West Union, 4.5 Miles; and be it further

RESOLVED, the Commissioner of Public Works is hereby authorized and directed to execute all necessary documents or agreements relative to the additional “Extreme Winter Recovery” funding; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and the Commissioner of Public Works.

Vote: Roll Call – Adopted.

RESOLUTION NO. 082-17

Introduced by G. Roush and S. Van Etten.

Seconded by R. Lattimer.

ACCEPTING A GRANT FROM THE DORMITORY AUTHORITY OF THE STATE OF NEW YORK FOR THE PURCHASE OF AN EXCAVATOR.

WHEREAS, with the assistance of Assemblyman Philip Palmesano, Steuben County has been awarded a \$100,000 grant from the Dormitory Authority of the State of New York (DASNY) for the purchase of a rubber-tracked excavator; and

WHEREAS, this excavator will be jointly used by Steuben County Public Works and the Steuben County Soil and Water Conservation District; and

WHEREAS, the Public Works and Finance Committees have recommended acceptance of this grant.

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature hereby accepts the DASNY grant in the amount of \$100,000, and authorizes the Commissioner of Finance to appropriate said funds; and be it further

RESOLVED, that the County Manager is hereby authorized and directed to sign all necessary contracts and/or agreements related to this grant; and be it further

RESOLVED, that certified copies of this resolution shall be sent to the Commissioner of Finance, the Commissioner of Public Works, and the County Manager.

Vote: Roll Call – Adopted.

RESOLUTION NO. 083-17

Introduced by R. Lattimer.

Seconded by G. Roush.

DECLARING LEAD AGENCY STATUS AND ISSUING A NEGATIVE DECLARATION FOR THE WOODLANDS WATER/SEWER IMPROVEMENT PROJECT 2016 COMMUNITY DEVELOPMENT BLOCK GRANT.

WHEREAS, in accordance with the New York State Environmental Quality Review regulations (SEQR), the County Legislature of the County of Steuben announced its intent to serve as Lead Agency on March 27, 2017, to conduct an environmental review of proposed public water and sanitary sewer improvements to serve The Woodlands Community, Inc., a manufactured housing development in the Town of Hornellsville; and

WHEREAS, the County Legislature has determined that the proposed action is a “Type 1 Action” as defined under SEQR; and

WHEREAS, the County Legislature, in its capacity of Lead Agency, has caused to be prepared an environmental assessment of the significance of and potential environmental impact of the action described above; and

WHEREAS, on March 29, 2017, the County Legislature notified the potentially Involved and Interested Agencies of its intention to act as Lead Agency for this project and circulated Part 1 of the long Environmental Assessment Form; and

WHEREAS, comments received on the project have been addressed in Part 2 of the Environmental Assessment Form and the County will continue to work with Federal, State and local agencies until all necessary permits and approvals have been obtained; and

WHEREAS, the County Legislature has considered the Environmental Record prepared for this action, including any comments received from the Involved Agencies, and the proposed Negative Declaration.

NOW THEREFORE BE IT

RESOLVED, the County Legislature declares that it will serve as Lead Agency for the Water/Sewer Improvement (The Woodlands) project; and be it further

RESOLVED, the County Legislature declares that, based on the Environmental Record which has been prepared, the project will result in no major impacts and, therefore, will not cause significant damage to the environment. A Negative Declaration under SEQR is therefore issued for this project.

Vote: Roll Call – Adopted.

RESOLUTION NO. 084-17

Introduced by R. Lattimer.

Seconded by J. Malter.

APPROVING A CONTRACT WITH WOODLANDS, INC.

WHEREAS, Steuben County was awarded Community Development Block Grant funding (Project #1115PR170-16) to install water and sewer infrastructure in the Woodlands, Inc. manufactured home park in Hornellsville, NY; and

WHEREAS, The Woodlands Community, Inc. has additional funding to invest in said infrastructure improvement project; and

WHEREAS, it is in the best interest of Steuben County to enter into a contract with Woodlands, Inc. for grant implementation purposes for CDBG Project #1115PR170-16.

NOW THEREFORE BE IT,

RESOLVED, that the Steuben County Planning Department shall prepare a contract with Woodlands, Inc. for the purposes of completing the infrastructure project and fulfilling the requirements of the grant; and be it further

RESOLVED, that upon contract approval by the Law Department, the Planning Director is hereby authorized to execute a contract with the Woodlands, Inc.

Vote: Roll Call – Adopted.

RESOLUTION NO. 085-17

Introduced by R. Lattimer and S. Van Etten.

Seconded by D. Farrand.

AUTHORIZING A TRANSFER FROM THE UNRESTRICTED FUND BALANCE TO THE STEUBEN COUNTY CARD ACCESS SYSTEM CAPITAL PROJECT.

WHEREAS, to facilitate the replacement and modernization of the card access systems at the County Office Building, 911 Center, Civil Defense Center, and the Public Safety Building, it is necessary to appropriate \$125,000 from unrestricted fund balance; and

WHEREAS, funds are available in unrestricted fund balance.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance be, and the same hereby is, authorized and directed to appropriate the sum of \$125,000 from the unrestricted fund balance to the Steuben County Card Access System Capital Project; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and the Superintendent of Buildings and Grounds.

Vote: Roll Call – Adopted.

RESOLUTION NO. 086-17

Introduced by C. Ferratella.

Seconded by H. Lando.

AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES TO CONTRACT WITH ARNOT HEALTH IRA DAVENPORT MEMORIAL HOSPITAL FOR THE PROVISION OF ALCOHOL AND SUBSTANCE ABUSE EVALUATION SERVICES.

WHEREAS, Arnot Health Ira Davenport Memorial Hospital has recently established a medically managed detoxification program at their Bath, New York location; and

WHEREAS, Arnot Health Ira Davenport Memorial Hospital has requested Steuben County Community Services, through its Steuben County Alcohol & Substance Abuse Services (SCASAS) program, to provide onsite substance abuse evaluations of individuals receiving treatment through its detoxification program.

NOW THEREFORE, BE IT

RESOLVED, that the Director of Community Services is hereby authorized to enter into a contract with Arnot Health Ira Davenport Hospital of 7571 NY-54, Bath, NY 14810 to provide the above mentioned services to be reimbursed at an hourly rate of \$54.00; and be it further

RESOLVED, that certified copies of this resolution be sent to Richard Cleland, Administrator, Arnot Health Ira Davenport Memorial Hospital, 7571 NY-54, Bath, NY 14810; the Director of Community Services and the Commissioner of Finance.

Vote: Roll Call – Adopted.

RESOLUTION NO. 087-17

Introduced by B. Schu and S. Van Etten.

Seconded by J. Malter.

AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS.

Pursuant to Section 261 of the Tax Law of the State of New York:

RESOLVED, that the apportionment of tax on mortgages in the County of Steuben collected by the County Clerk from the 1st day of October, 2016 to the 31st day of March 2017, pursuant to provisions of Section 261 of the Tax Law, as made by the Clerk of this Legislature be and the same hereby is ratified and confirmed, and the statement of such apportionment in compliance with the provisions of said Law, filed with the Commissioner of Finance of this County, is hereby and in all things ratified and confirmed and such statement shall be to the said Commissioner a sufficient Warrant for the payment by him of the various sums as apportioned for the various purposes as designed by Law, and be it further

RESOLVED, that the Clerk of this Legislature shall forward certified copies of this resolution to the Steuben County Commissioner of Finance, the Steuben County Real Property Tax Service Agency, and the Steuben County Clerk:

MORTGAGE TAX APPORTIONMENT

The amount of money in your hands on March 31, 2017, which was received by you from the County Clerk as taxes paid to her upon the real property mortgages filed in her office since October 1, 2016, the date of the last apportionment, and which must be distributed to the various tax districts of the County of Steuben, pursuant to Section 261 of the Tax Law, is the sum of \$540,824.11.

You are therefore commanded to pay the various towns and cities the amount placed opposite the name of said towns and cities and pay over to the various village officers the amount hereinafter stated to be the distributive amounts due said districts for village purposes, as follows:

MORTGAGE TAX DISTRIBUTION - MAY 2017

<u>TOWN & CITIES</u>	<u>TOWN/CITY AMT DUE</u>	<u>VILLAGES</u>	<u>VILLAGES AMT DUE</u>	<u>TOTAL AMT DUE</u>
98329 ADDISON	5,034.60	ADDISON	2,010.96	7,045.56
98337 AVOCA	11,295.82	AVOCA	1,458.23	12,754.05
		BATH (1)	8,739.44	
21601 BATH	31,825.86	SAVONA (2)	851.02	41,416.32
98345 BRADFORD	4,753.29			4,753.29
54771 CAMERON	1,435.04			1,435.04
65153 CAMPBELL	16,584.45			16,584.45
98353 CANISTEO	8,424.23	CANISTEO	2,429.05	10,853.28
98361 CATON	19,664.93			19,664.93
54828 COHOCTON	7,263.43	COHOCTON	957.38	8,220.81
64785 CORNING CITY	65,534.88			65,534.88
		RIVERSIDE (1)	1,831.91	
54844 CORNING TOWN	38,532.18	S CORNING (2)	2,776.30	43,140.39
54879 DANSVILLE	11,343.12			11,343.12
36145 ERWIN	51,395.78	PAINTED POST	3,958.07	55,353.85
67458 FREMONT	3,655.81			3,655.81
98388 GREENWOOD	2,833.74			2,833.74
98396 HARTSVILLE	2,372.35			2,372.35
94781 HORNBY	16,262.26			16,262.26
27901 HORNELL CITY	27,915.28			27,915.28

			ALMOND (1)	54.27	
			ARKPORT (2)	2,174.56	
98426	HORNELLSVILLE	25,034.40	V N HORNELL (3)	2,595.81	29,859.04
98418	HOWARD	6,618.92			6,618.92
35548	JASPER	5,018.85			5,018.85
14435	LINDLEY	17,793.47			17,793.47
26360	PRATTSBURGH	11,499.78			11,499.78
18740	PULTENEY	23,705.66			23,705.66
18996	RATHBONE	5,455.89			5,455.89
48984	THURSTON	4,858.75			4,858.75
42951	TROUPSBURG	2,668.48			2,668.48
43745	TUSCARORA	5,927.57			5,927.57
98434	URBANA	21,742.64	HAMMONDSPORT	1,928.62	23,671.26
55026	WAYLAND	16,828.67	WAYLAND	3,159.72	19,988.39
77445	WAYNE	21,669.54			21,669.54
55034	WEST UNION	1,074.24			1,074.24
55050	WHEELER	2,455.31			2,455.31
98442	WOODHULL	7,419.55			7,419.55
	TOTAL	505,898.77		34,925.34	540,824.11
					540,824.11

Foregoing shall be your sufficient warrant for the payment of said sums as above directed.

DATED at Bath, New York: May ____, 2017

STEBEN COUNTY LEGISLATURE

By: Joseph J. Hauryski, Chairman

I, Brenda K. Mori, Clerk of the County Legislature of Steuben County, DO HEREBY CERTIFY that the foregoing apportionment of Mortgage Tax, pursuant to Law, is correct.

DATED: May ____, 2017

Brenda K. Mori, Clerk of the Legislature

Vote: Roll Call – Adopted.

RESOLUTION NO. 088-17

Introduced by S. Van Etten.

Seconded by B. Schu.

RATIFYING AND CONFIRMING THE NOTICE TO BIDDERS AND TERMS OF SALE 2017.

Pursuant to the Steuben County Charter, Article II, Section 2.07.

WHEREAS, on March 27, 2017 the Steuben County Commissioner of Finance was authorized and directed to establish and publish the terms and conditions of the 2017 Delinquent Tax Auction; and

WHEREAS, on May 9, 2017 the Steuben County Commissioner of Finance did present the *Notice to Bidders and Terms of Sale – 2017*, together with modifications presented by the County Attorney, to the Finance Committee of the County Legislature for review and approval; and

WHEREAS, on May 9, 2017 the said Finance Committee did unanimously approve the recited *Notice to Bidders and Terms of Sale – 2017* as modified.

NOW THEREFORE, BE IT

RESOLVED, that the revised *Notice to Bidders and Terms of Sale - 2017* as attached hereto is hereby ratified and confirmed; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and the County Attorney.

Notice to Bidders and Terms of Sale - 2017

1. All bidders are urged to consult an attorney before submitting a bid.
2. The County obtained title to these properties in accordance with the procedures of Article 11 of Real Property Tax Law of the State of New York.
3. There is absolutely no representation as to the quality of title, lot size, condition or existence of improvements of any parcel to be auctioned and all persons proceed at their own risk with respect to same. Any photographs, maps, and all other depictions of the property are for reference only and all properties are subject to such state of facts that an instrument survey will determine. The County sells only its interest. Any information provided by any County employee is subject to the terms and conditions of this Notice to Bidders and Terms of Sale - 2017.
4. All properties are offered for sale to the highest bidder.
5. There is no minimum bid requirement.
6. The Commissioner of Finance retains the right to establish the auction with or without reserve.
7. The County shall retain the right to reject any and all bids.
8. To the extent allowable under law the County reserves the option to retain all the oil and gas rights. This reservation will be announced at the commencement of the bidding on an applicable parcel.
9. All real property, including any buildings thereon, are sold "as is...where is" as of the date of closing without any representation or warranty whatsoever as to the condition or title and subject to (a) any state of facts an accurate survey or personal inspection of the premises would disclose, and (b) applicable zoning and use/building regulations.
10. Any improvement description concerning manufactured homes, mobile homes and trailers is done for identification purposes of the parcel in question. The manufactured home, mobile home or trailer may or may not be deemed a fixture on the parcel in question and no representations or warranties are made in that regard.
11. The premises being sold may be subject to tenancies and/or leases affecting the said premises. Purchaser is to determine the existence and status of such interests and the applicable legal rights thereto. Evictions, if necessary, are solely the responsibility of the purchaser after closing and recording of the deed. Subject to the rights of a tenant or lease affecting the property, no one is permitted to enter upon any parcels offered for sale for any purpose whatsoever, at any time prior to the closing of the sale and recording of the Deed conveying title to the Grantee. See also Term # 17.
12. No personal property is included in the sale. The disposition of any personal property shall be the sole responsibility of the successful bidder following the closing of the sale. The previous owner should be notified and provided the opportunity to remove personal items.
13. Any taxes levied after January 1 of the current year will be the responsibility of the purchaser (City – Village – School, if applicable). Purchaser may also be liable for unpaid water and sewer charges not included in previously levied taxes. It is the Buyer's responsibility to contact the taxing entity, obtain information and pay these taxes, fees, charges and assessments, as the case may be.

14. All prospective bidders must register at the door and show a valid NYS Driver's License or other acceptable identification. Bidders must disclose if they are acting as the agent for another party and the identity of the party they are acting as agent for. Failure to show proper ID and disclose principals will result in disqualification from bidding.
15. The purchaser shall provide information consistent with #14 above and such other information necessary to complete the deed, and shall execute the necessary forms and documents required for recording the deed. [Note: Social Security or Federal Identification Number will be required.] Such information shall be furnished to the County Finance Department on the date of the sale or within 5 business days thereafter. Failure to provide this information will result in a failure to complete the purchase (see Term #s 23 & 24). The charge to issue and record a correction deed is \$500 per parcel.
16. Conveyance shall be by quit claim deed only, containing a description of the property on the tax roll for the year during which the County acquired title.
17. The County will record the deed after receipt of the full purchase price and recording fees, and information necessary to complete the transfer of title (see Term #15) the purchaser may take possession only after the deed has been recorded.
18. Purchaser shall be responsible for the payment of a ten percent (10%) buyer's premium in addition to the accepted purchase price.
19. Twenty-percent (20%) of the bid price plus the ten-percent (10%) buyer's premium shall be paid on the day of the auction. The minimum deposit is \$1,000.00. If the total amount of your purchase (including fees) is less than \$1,000 the entire amount is due in full on the date of the sale.
20. All sales are subject to subsequent County Legislature confirmation and any balance due must be remitted within thirty days (30) of such confirmation. Any balance due must be paid in full in one payment; partial payments are not permitted. Those requesting expedited handling must pay in full on the day of the sale.
21. Payment may be in the form of cash, money order, bank draft, certified check, wire transfer or good personal check payable to STEUBEN COUNTY FINANCE DEPARTMENT, payable in US Dollars only; any negotiable instrument tendered in payment must be drawn on a bank located in the United States. Credit/debit card payments are available; there is a service fee on the amount charged, based on the type of card used.
22. All parcels purchased by a purchaser must be paid for in full, selective closings are not permitted. Failure to remit full payment on all parcels purchased at the auction will result in a forfeiture of all deposits paid, which will be retained by the County as liquidated damages, and the cancellation of all sales to the purchaser.
23. Failure of the purchaser to complete the purchase within the required time limits shall result in the forfeiture of both the down payment and the buyer's premium as liquidated damages. In the event of default of the highest bidder, the County reserves the right to offer the property to the second highest bidder, or to dispose of the property by any means as may be authorized by the Steuben County Legislature.
24. Any person who fails to complete a purchase may be disqualified from participating in future County tax auctions as a non-responsible bidder as determined by the Commissioner of Finance.
25. Those persons who have allowed the foreclosure of real property for nonpayment of taxes shall be disqualified from participating in County tax auctions for a period of 10 years from the date of such foreclosure proceeding.
26. All employees and immediate families of Steuben County Legislators, the auctioneers' service, and the following County offices are forbidden to purchase properties at tax auction: Finance Department, Law Department, County Manager, Real Property Tax Office, and the Clerk of the Legislature.
27. All sales are final, absolute and without recourse.
28. The auctioneer's decision regarding any disputes is final, and the auctioneer reserves the right to reject any bid that is not an appreciable advancement over the previous bid.
29. In the event a sale is cancelled by Court Order, the purchaser shall be entitled to a return of the purchaser's payment of the purchase price or deposit only. The purchaser shall not be entitled to any special or consequential damages, attorney fees, reimbursement for any expenses incurred as a result of ownership or improvements of the property, nor for taxes paid during the period of ownership.
30. All Buyers agree to accept title according to these terms and conditions. In the event the Successful Bidder nominates a third party to receive title, such nominee will be required to execute an acknowledgment of the said terms of sale prior to receiving title.
31. In the event that any recited term herein or part thereof is determined to be unlawful, then in such event, the remaining terms of sale and unaffected portion(s) thereof shall survive and remain in full force and effect.

32. Auction results and updates will be posted at www.steubencony.org

Prior history redacted.

5/09/2017 – Approved – Finance Committee.

Vote: Roll Call – Adopted.

RESOLUTION NO. 089-17

Introduced by B. Schu and S. Van Etten.

Seconded by C. Ferratella.

AUTHORIZING DEPARTMENTAL PETTY CASH ACCOUNTS.

WHEREAS, various County Departments have need of petty cash funds for daily operations; and

WHEREAS, the County Auditor has conducted a review of such petty cash needs; and

WHEREAS, certain existing petty cash accounts within the financial system require adjustment.

NOW, THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature hereby authorizes the following Petty Cash accounts

FINANCE	150.00
COUNTY CLERK	400.00
MOTOR VEHICLES - BATH	600.00
MOTOR VEHICLES - CORNING	600.00
MOTOR VEHICLES - HORNEILL	550.00
ELECTIONS	100.00
CENTRAL MOTOR POOL	25.00
SHERIFF - CIVIL OFFICE	100.00
SHERIFF'S DEPARTMENT	1,500.00
OFFICE OF AGING	100.00
STC REGIONAL PLANNING BD	50.00
PUBLIC HEALTH NURSES	150.00
LANDFILL	100.00
PUBLIC WORKS ADM	150.00
D.A. (maintained in passbook savings account)	1,700.00
ALCOHOL ABUSE CLINIC	50.00
MENTAL HEALTH CLINIC	300.00
BATH DAY TREATMENT PROG	200.00
HEALTH HOME CASE MANAGEMENT	4,750.00

and be it further

RESOLVED, any other petty cash accounts existing within the County accounting system will be closed; and be it further

RESOLVED, the County Auditor will periodically audit these balances for both accuracy and appropriateness; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Auditor and Commissioner of Finance.

Vote: Roll Call – Adopted.

RESOLUTION NO. 090-17

Introduced by S. Van Etten.

Seconded by G. Roush.

AMENDING RESOLUTION 043-16 TO AUTHORIZE THE COMMISSIONER OF FINANCE OF THE COUNTY OF STEUBEN TO ISSUE A BOND ANTICIPATION NOTE OR NOTES FOR THE UPPER FIVE MILE CREEK WATERSHED PROTECTION DISTRICT.

Pursuant to Section 23 of the Local Finance Law of the State of New York.

WHEREAS, pursuant to Resolution 043-16 the Steuben County Legislature authorized the Commissioner of Finance to pledge the County's full faith and credit for the issuance of bonds not to exceed \$150,000 for the Upper Five Mile Creek Watershed Protection District; and

WHEREAS, the Commissioner of Finance wishes to issue notes in anticipation of the sale of serial bonds for an assessable improvement in accordance with the provisions of the Local Finance Law; and

WHEREAS, the Upper Five Mile Creek Watershed Protection District is responsible for the repayment of said borrowing, together with interest; the County, however, being required to pledge the County's full faith and credit in support of said borrowing.

NOW THEREFORE, BE IT

RESOLVED, that subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell a bond anticipation note or notes in anticipation of the issuance and sale of the bonds authorized by Resolution 043-16 and for the same aggregate period of usefulness stated thereunder, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Commissioner of Finance.

Vote: Roll Call – Adopted.

RESOLUTION NO. 091-17

Introduced by B. Schu and S. Van Etten.

Seconded by R. Lattimer.

RATIFYING AND AUTHORIZING A PROFESSIONAL CONTRACTUAL RELATIONSHIP WITH BONADIO & CO., LLP.

WHEREAS, the County of Steuben has maintained a professional relationship with Bonadio & Co., LLP for audit and related services since 2008; and

WHEREAS, Steuben County and Bonadio & Co., LLP have documented this relationship via individual engagement letters; and

WHEREAS, the Administration and Finance Committees have ratified the professional relationship for five (5) year proposals submitted in 2008 and 2013; and

WHEREAS, the Administration and Finance Committees have authorized the continued professional relationship with Bonadio & Co., LLP.

NOW, THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature hereby ratifies Steuben County's professional relationship with Bonadio & Co., LLP for five (5) year contracts in 2008 and 2013; and be it further

RESOLVED, that the 2013 contract shall be memorialized on a County contract template per the Steuben County *Administrative Code* and upon such terms and conditions agreeable by and between the Commissioner of Finance and Bonadio & Co., LLP and subject to approval by the County Attorney; and it is further

RESOLVED, that certified copies of this resolution shall be forwarded to the Commissioner of Finance.

Vote: Roll Call – Adopted.

RESOLUTION NO. 092-17

Introduced by B. Schu.

Seconded by J. Malter.

AUTHORIZING THE DIRECTOR OF INFORMATION TECHNOLOGY TO ENTER INTO AN INTER-MUNICIPAL AGREEMENT WITH THE VILLAGES OF ARKPORT AND COHOCTON.

WHEREAS, the Villages of Arkport and Cohocton wish to enter in an agreement with the Information Technology Department for utilizing Steuben County's tax collection system; and

WHEREAS, the Information Technology Department will charge a \$500 (Five Hundred Dollar) fee for yearly software maintenance; and

WHEREAS, the County and Villages of Arkport and Cohocton agree to enter into a municipal cooperation agreement for the use of Steuben County's tax collection system.

NOW THEREFORE, BE IT

RESOLVED, that the Director of Information Technology is authorized to enter into an agreement(s) with the Villages of Arkport and Cohocton for a three (3) year term where such agreement(s) shall charge a yearly software maintenance fee of \$500 (Five Hundred Dollars); and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to Director of Information Technology; Commissioner of Finance; Patricia Lupo, Treasurer/Tax Collector, 6 Park Ave, P.O. Box 465, Arkport, NY 14807 and Katherine M. Wise, Village Clerk Treasurer, 17 S. Main Street, P.O. Box 330, Cohocton, NY 14826.

Vote: Roll Call – Adopted.

Motion to Adjourn Regular Session and Reconvene in Executive Session Pursuant to Public Officers' Law, Article 7 §105.1.D Discussions Regarding Proposed, Pending or Current Litigation; and Article 7 §105.1.E Collective Negotiations Pursuant to Article Fourteen of the Civil Service Law made by Mrs. Lando, seconded by Mrs. Ferratella and Duly Carried.

Motion to Adjourn Executive Session and Reconvene in Regular Session made by Mrs. Lando, seconded by Mr. Roush and Duly Carried.

RESOLUTION NO. 093-17

Introduced by J. Hauryski.

Seconded by S. Van Etten.

MATTER(S) PERTAINING TO THE SETTLEMENT OF CLAIM(S) BY OR AGAINST THE COUNTY.

Pursuant to Article 5 of the County Law of the State of New York; General Municipal Law 6-n; Steuben County Charter Article II, Section 2.07 (12); and Administrative Code Part IX (C) (2).

WHEREAS, the following claim has been submitted to the County Manager for review;

WILLIAM R. VANSICKLE

Claimant,

vs.

THE COUNTY OF STEUBEN, NEW YORK,

Defendant.

; and

WHEREAS, the County Attorney has evaluated the recited claim that an action could be sustained if timely brought and properly pleaded; and

WHEREAS, the Legislature approves the settlement of this matter.

NOW THEREFORE, BE IT

RESOLVED, the County does hereby approve and ratify the settlement terms as agreed by the Steuben County Manager as reflected in a Release and Waiver thereto; and be it further

RESOLVED, the within resolution shall be reported out promptly; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Steuben County Manager, Steuben County Auditor, Steuben County Risk Manager and the Steuben County Commissioner of Finance.

Vote: Roll Call – Adopted.

Motion to Adjourn made by Mr. Roush, seconded by Mr. Farrand and duly carried.