Discussion followed whether the electric companies would accept a contract for a period of one year.

Mr. Stewart moved the resolution be amended to include the towns and county pay for the energy charges for a period of one year. Seconded by Mr. Gleason.

Mr. Cook moved that the resolution be tabled.

More discussion followed.

Mr. Bauter seconded Mr. Cook's motion to table.

Mr. Stewart's amendment was LOST BY A ROLL CALL VOTE of 16 nays, 14 ayes, and 4 absent.

Ayes—Argentieri, Atherton, Beers, Clark, Cook, Gleason, Hotaling, Hurlbut, Kilmer, Nelson, Parks, Snyder, Stewart, Stover.


Absent—Abbey, Ball, Foster, Simpson.

Mr. Cook's motion to table was LOST BY A ROLL CALL VOTE of 20 nays, 10 ayes, and 4 absent.


Nays—Barker, Beers, Clark, Davis, Gleason, Hotaling, Hurlbut, Ketch, Kilmer, MacDougall, Matson, Nelson, Nesbitt, Parks, Snyder, Stewart, Stover, Swackhamer, Walden, Young.

Absent—Abbey, Ball, Foster, Simpson.

The original resolution with Mr. Nelson’s amendment was ADOPTED BY A ROLL CALL VOTE of 21 ayes, 9 nays, and 4 absent.


Nays—Bauter, Cook, Davis, Drake, Gorton, Lewis, MacDougall, Warner, Young.

Absent—Abbey, Ball, Foster, Simpson.

BY MR. PARKS.

RESOLUTION NO. 245

Adoption: Local Law No. 1-1970, Code of Ethics, Steuben County

RESOLUTION FINALLY ADOPTING A LOCAL LAW RELATIVE TO A CODE OF ETHICS AND BOARD OF ETHICS FOR THE COUNTY OF STEUBEN AFTER A PUBLIC HEARING THEREON, in pursuance of Chapter 101B of the Laws of the State of New York of 1970 and Sections 10 and 24 of the Municipal Home Rule Law of the State of New York and upon the recommendation of the Steuben County Board of Supervisors Rules Committee, duly adopted by the Board of Supervisors, Steuben County, New York, on the 20th day of July, 1970, a quorum of said Board being present and 30 supervisors voting in favor thereof and no supervisors voting against the same.

WHEREAS, on the 15th day of June 1970, a Local Law as heretofore set forth was adopted subject to a Public Hearing, and in accordance
with the resolution and notice this Board of Supervisors did conduct a Public Hearing thereon at the Supervisors' Chambers in the Village of Bath, New York, on July 20, 1970, and persons appearing were heard concerning the Local Law, and the Clerk having filed in her office proof of the publication of such notice of hearing in the Corning Leader and the Hornell Evening Tribune and the Clerk having filed in her office proof of posting the notices on the bulletin boards at the respective court houses in the Village of Bath, the City of Hornell, and the City of Corning, now therefore, be it hereby.

RESOLVED, that Local Law Number One of 1970 is finally adopted without any change in language, with the exception of one amendment which adds paragraphs "i" and "j" to Article II — Section 3 as follows:

1. Each County employee shall, to the extent that he is cognizant thereof, disclose any interest he may have in legislation before the County Board of Supervisors.

j. No County employee within 2 years after the termination of his service or employment with the County shall accept employment which will involve contracts with the County which can work to his special advantage by virtue of his prior contact and relationship with the County.

COUNTY OF STEUBEN
LOCAL LAW NO. ONE OF THE YEAR 1970
A LOCAL LAW RELATING TO A CODE OF ETHICS AND A BOARD OF ETHICS FOR
THE COUNTY OF STEUBEN.

BE IT ENACTED by the Board of Supervisors of the County of Steuben as follows.

ARTICLE I

Intent of Board of Supervisors

Section 1. Statement of legislative intent. The Board of Supervisors of the County of Steuben recognizes that there are state statutory provisions mandating counties to establish rules and standards of ethical conduct for public officers and employees which, if observed, can enhance public confidence in local government. In the light of a tendency today on the part of some people to downgrade our local governments and to discredit our public servants and our free institutions generally, it appears necessary that every effort be made to assure the highest caliber of public administration of this county as part of our state's important system of local government. It is the purpose of this local law to implement this objective through the establishment of standards of conduct, to provide for punishment of violation of such standards and to create a board of ethics to render advisory opinions to the county's officers and employees as provided for herein.

SECTION 2. The standards, prohibited acts and procedures established herein are in addition to any prohibited acts, conflicts of interest provisions or procedures prescribed by statute of the state of New York and also in addition to common law rules and judicial decisions relating to the conduct of county officers to the extent that the same are more severe in their application than this local law.

ARTICLE II

Code of Ethics

Section 1. Definitions. As used in this local law, the term "county" shall mean any board, commission, district, council or other agency, department or unit of the government of the County of Steuben.

The term “county employee” shall mean any officer or employee of
the County of Steuben whether paid or unpaid, whether serving in a full-time, part-time or advisory capacity.

Section 2. **Rule with respect to conflicts of interest.** No county employee shall have any interest, financial or otherwise, direct or indirect, or engage in any business or transaction or professional activity or incur any obligation of any nature, which is in substantial conflict with the proper discharge of his duties in the public interest.

**SECTION 3. Standards.** a. No county employee shall accept other employment which will impair his independence of judgment in the exercise of his official duties.

b. No county employee shall accept employment or engage in any business or professional activity which will require him to disclose confidential information which he has gained by reason of his official position or authority.

c. No county employee shall use or attempt to use his official position to secure unwarranted privileges or exemptions for himself or others.

d. No county employee shall engage in any transaction as representative or agent of the county with any business entity in which he has a direct or indirect financial interest that might reasonably tend to conflict with the proper discharge of his official duties.

e. A county employee shall not by his conduct give reasonable basis for the impression that any person can improperly influence him or unduly enjoy his favor in the performance of his official duties, or that he is affected by the kinship, rank, position or influence of any party or person.

f. Each county employee shall abstain from making personal investments in enterprises which he has reason to believe may be directly involved in decisions to be made by him or which will otherwise create substantial conflict between his duty in the public interest and his private interest.

g. Each county employee shall endeavor to pursue a course of conduct which will not raise suspicion among the public that he is likely to be engaged in acts that are in violation of his trust.

h. No county employee employed on a full-time basis nor any firm or association of which such employee is a member nor corporation a substantial portion of the stock of which is owned or controlled directly or indirectly by such employee, shall sell goods or services to any person, firm, corporation or association which is licensed or whose rates are fixed by the county in which such employee serves or is employed.

i. Each county employee shall, to the extent that he is cognizant thereof, disclose any interest he may have in legislation before the County Board of Supervisors.

j. No county employee within 2 years after the termination of his service or employment with the county shall accept employment which will involve contacts with the county which can work to his special advantage by virtue of his prior contact and relationship with the county.

**SECTION 4. Violations.** In addition to any penalty contained in any other provision of law, any such county employee who shall knowingly and intentionally violate any of the provisions of this local law may be fined, suspended or removed from office or employment in the manner provided by law.

**ARTICLE III**

**Board of Ethics**

**SECTION 1.** There is hereby established a board of ethics consisting
of five members to be appointed by the Board of Supervisors, all of whom reside in the County of Steuben and who shall serve without compensation and at the pleasure of the Board of Supervisors of the County of Steuben. A majority of such members shall be persons other than county employees but shall include at least one member who is an elected or appointed county employee of the County of Steuben.

SECTION 2. The board of ethics established hereunder shall render advisory opinions to county employees on written request and upon request of the Board of Supervisors make recommendations to such Board of Supervisors as to any amendments of this local law. The opinions of the board of ethics shall be advisory and confidential and in no event shall the identity of the county employee be disclosed except to authorized persons and agencies. Such opinions shall be on the advice of the counsel employed by the board of ethics, or if none, of the county attorney.

SECTION 3. Such board of ethics upon its formation shall promulgate its own rules and regulations as to its form and procedures and shall maintain appropriate records of its opinions and proceedings.

ARTICLE IV

Administration

SECTION 1. Upon the adoption of this local law, the Clerk of the Board of Supervisors shall cause a copy thereof to be distributed to every county employee of this county. Failure to distribute any such copy or failure of any county employee to receive such copy shall have no effect on the duty of compliance with this code, nor the enforcement of provisions hereof. The Clerk of the Board of Supervisors shall further cause a copy of this local law to be kept posted conspicuously in each public building under the jurisdiction of the county. Failure to so post this local law shall have no effect on the duty of compliance herewith, nor the enforcement provisions hereof.

SECTION 2. Within thirty days of the adoption of this local law, the Clerk of the Board of Supervisors shall file a copy thereof in the office of the state comptroller.

SECTION 3. The Board of Supervisors may appropriate moneys from the general county funds for the maintenance of and for personnel services to the board of ethics established hereunder, but such board of ethics may not commit the expenditure of county moneys except within the appropriations provided therefor.

ARTICLE V

Severability Clause

SECTION 1. If any clause, sentence, paragraph, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

ARTICLE VI

Effective Date

SECTION 1. This local law shall take effect immediately.

BE IT FURTHER RESOLVED, that before the Local Law is finally adopted by this Board of Supervisors, the said Board of Supervisors shall hold a public hearing at the Supervisors' Chambers in the Village of Bath, New York, on the 20th day of July, 1970, at 10:30 A.M., and the Clerk shall cause notice of the Public Hearing to be posted on the bulletin boards at the
respective Court Houses in Bath, Corning and Hornell and to be published for one insertion in the Corning Leader and the Hornell Evening Tribune, such posting and publication to be at least ten (10) days before the hearing and the Clerk shall file proof of such posting and publication in her office, and be it further

RESOLVED, that the notice shall be as follows:

"NOTICE IS HEREBY GIVEN, that the Steuben County Board of Supervisors will hold a Public Hearing at the Supervisors’ Chambers in the Village of Bath, New York, on the 20th day of July, 1970, at 10:30 A.M. upon Local Law No. One, 1970, County of Steuben, State of New York, providing for a Code of Ethics for Steuben County Supervisors, Officers and Employees."

(The Clerk shall insert the full text of said Local Law)

BY ORDER OF THE BOARD OF SUPERVISORS.

Dated: June 15, 1970

MARION NASH
Clerk of the Board of Supervisors

BE IT FURTHER RESOLVED, that a report concerning the Public Hearing be made and filed with this Board of Supervisors of Steuben County, and that after said Public Hearing, this Board on July 20, 1970, after due deliberation shall then take up the matter of the final adoption of said Local Law.

BE IT FURTHER RESOLVED, that the Clerk of this Board shall cause one certified copy of said Local Law Number One as finally adopted to be filed in the office of the County Clerk of Steuben County, one certified copy in the office of the State Comptroller and three certified copies in the office of the Secretary of State, and the Secretary of State is requested to publish said Local Law in the supplement to the Session Laws and the County Clerk is requested to record the Local Law in a separate book kept by him, and be it further

RESOLVED, that within ten (10) days from and after the date hereof the Clerk of this Board shall cause a copy of the Local Law to be published for one insertion in the Corning Leader and the Hornell Evening Tribune and to be posted on the bulletin boards at the respective County Court Houses in Bath, Corning and Hornell, and be it further

RESOLVED, that the notice shall be as follows:

"NOTICE IS HEREBY GIVEN, that the following Local Law was finally adopted by the Board of Supervisors of the County of Steuben on the 20th day of July, 1970, following a Public Hearing on said date."

COUNTY OF STEUBEN
LOCAL LAW NO. ONE OF THE YEAR 1970
A LOCAL LAW RELATING TO A CODE OF ETHICS AND A BOARD OF ETHICS FOR THE COUNTY OF STEUBEN.

BE IT ENACTED by the Board of Supervisors of the County of Steuben as follows:

ARTICLE I

Intent of Board of Supervisors

Section 1. Statement of legislative intent. The Board of Supervisors of the County of Steuben recognizes that there are state statutory provisions mandating counties to establish rules and standards of ethical conduct for public officers and employees which, if observed, can enhance public confi-
dence in local government. In the light of a tendency today on the part of some people to downgrade our local governments and to discredit our public servants and our free institutions generally, it appears necessary that every effort be made to assure the highest caliber of public administration of this county as part of our state's important system of local government. It is the purpose of this local law to implement this objective through the establishment of standards of conduct, to provide for punishment of violation of such standards and to create a board of ethics to render advisory opinions to the county's officers and employees as provided for herein.

SECTION 2. The standards, prohibited acts and procedures established herein are in addition to any prohibited acts, conflicts of interest provisions or procedures prescribed by statute of the state of New York and also in addition to common law rules and judicial decisions relating to the conduct of county officers to the extent that the same are more severe in their application than this local law.

ARTICLE II

Code of Ethics

Section 1. Definitions. As used in this local law, the term “county” shall mean any board, commission, district, council or other agency, department or unit of the government of the County of Steuben.

The term “county employee” shall mean any officer or employee of the County of Steuben whether paid or unpaid, whether serving in a full-time, part-time or advisory capacity.

Section 2. Rule with respect to conflicts of interest. No county employee shall have any interest, financial or otherwise, direct or indirect, or engage in any business or transaction or professional activity or incur any obligation of this nature, which is in substantial conflict with the proper discharge of his duties in the public interest.

SECTION 3. Standards. a. No county employee shall accept other employment which will impair his independence of judgment in the exercise of his official duties.

b. No county employee shall accept employment or engage in any business or professional activity which will require him to disclose confidential information which he has gained by reason of his official position or authority.

c. No county employee shall use or attempt to use his official position to secure unwarranted privileges or exemptions for himself or others.

d. No county employee shall engage in any transaction as representative or agent of the county with any business entity in which he has a direct or indirect financial interest that might reasonably tend to conflict with the proper discharge of his official duties.

e. A county employee shall not be his conduct give reasonable basis for the impression that any person can improperly influence him or unduly enjoy his favor in the performance of his official duties, or that he is affected by the kinship, rank, position or influence of any party or person.

f. Each county employee shall abstain from making personal investments in enterprises which he has reason to believe may be directly involved in decisions to be made by him or which will otherwise create substantial conflict between his duty in the public interest and his private interest.

g. Each county employee shall endeavor to pursue a course of conduct which will not raise suspicion among the public that he is likely to be engaged in acts that are in violation of his trust.

h. No county employee employed on a full-time basis nor any firm
or association of which such employee is a member ncr corporation a substantial portion of the stock of which is owned or controlled directly or indirectly by such employee, shall sell goods or services to any person, firm, corporation or association which is licensed or whose rates are fixed by the county in which such employee serves or is employed.

i. Each county employee shall, to the extent that he is cognizant thereof, disclose any interest he may have in legislation before the County Board of Supervisors.

j. No county employee within 2 years after the termination of his service or employment with the county shall accept employment which will involve contacts with the county which can work to his special advantage by virtue of his prior contact and relationship with the county.

SECTION 4. Violations. In addition to any penalty contained in any other provision of law, any such county employee who shall knowingly and intentionally violate any of the provisions of this local law may be fined, suspended or removed from office or employment in the manner provided by law.

ARTICLE III

Board of Ethics

SECTION 1. There is hereby established a board of ethics consisting of five members to be appointed by the Board of Supervisors, all of whom reside in the County of Steuben and who shall serve without compensation and at the pleasure of the Board of Supervisors of the County of Steuben. A majority of such members shall be persons other than county employees but shall include at least one member who is an elected or appointed county employee of the County of Steuben.

SECTION 2. The board of ethics established hereunder shall render advisory opinions to county employees on written request and upon request of the Board of Supervisors make recommendations to such Board of Supervisors as to any amendments of this local law. The opinions of the board of ethics shall be advisory and confidential and in no event shall the identity of the county employee be disclosed except to authorized persons and agencies. Such opinions shall be on the advice of the counsel employed by the board of ethics, or if none, of the county attorney.

SECTION 3. Such board of ethics upon its formation shall promulgate its own rules and regulations as to its form and procedures and shall maintain appropriate records of its opinions and proceedings.

ARTICLE IV

Administration

SECTION 1. Upon the adoption of this local law, the Clerk of the Board of Supervisors shall cause a copy thereof to be distributed to every county employee of this county. Failure to distribute any such copy or failure of any county employee to receive such copy shall have no effect on the duty of compliance with this code, nor the enforcement of provisions hereof. The Clerk of the Board of Supervisors shall further cause a copy of this local law to be kept posted conspicuously in each public building under the jurisdiction of the county. Failure to so post this local law shall have no effect on the duty of compliance herewith, nor the enforcement provisions hereof.

SECTION 2. Within thirty days of the adoption of this local law, the Clerk of the Board of Supervisors shall file a copy thereof in the office of the state comptroller.

SECTION 3. The Board of Supervisors may appropriate moneys from the general county funds for the maintenance of and for personnel services
to the board of ethics established hereunder, but such board of ethics may not commit the expenditure of county money except within the appropriations provided therefor.

ARTICLE V
Severability Clause

SECTION 1. If any clause, sentence, paragraph, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

ARTICLE VI
Effective Date

SECTION 1. This local law shall take effect immediately.

BE IT FURTHER RESOLVED, that before the Local Law is finally adopted by this Board of Supervisors, the said Board of Supervisors shall hold a public hearing at the Supervisors' Chambers in the Village of Bath, New York, on the 20th day of July, 1970, at 10:30 A.M., and the Clerk shall cause notice of the Public Hearing to be posted on the bulletin boards at the respective Court Houses in Bath, Corning and Hornell and to be published for one insertion in the Corning Leader and the Hornell Evening Tribune, such posting and publication to be at least ten (10) days before the hearing and the Clerk shall file proof of such posting and publication in her office, and be it further

RESOLVED, that the notice shall be as follows:

"NOTICE IS HEREBY GIVEN, that the Steuben County Board of Supervisors will hold a Public Hearing at the Supervisors' Chambers in the Village of Bath, New York, on the 20th day of July, 1970, at 10:30 A.M. upon Local Law No. One, 1970, County of Steuben, State of New York, providing for a Code of Ethics for Steuben County Supervisors, Officers and Employees."

(The Clerk shall insert the full text of said Local Law)

BY ORDER OF THE BOARD OF SUPERVISORS
Dated: June 15, 1970

MARION NASH
Clerk of the Board of Supervisors

BE IT FURTHER RESOLVED, that a report concerning the Public Hearing be made and filed with this Board of Supervisors of Steuben County, and that after said Public Hearing, this Board on July 20, 1970, after due deliberation shall then take up the matter of the final adoption of said Local Law.

BY ORDER OF THE BOARD OF SUPERVISORS
DATED AT THE VILLAGE OF BATH, NEW YORK THIS 20th DAY OF JULY, 1970.

MARION NASH
Clerk of the Board of Supervisors
Steuben County

Seconded by Mr. Stewart.

It was moved by Mr. Kilmer, seconded by Mr. Overstrom, to amend the original resolution by including two additional paragraphs, CARRIED BY ROLL CALL VOTE.
The resolution, as amended, was ADOPTED BY ROLL CALL.

BY MR. DRAKE AND MR. CLARK.

RESOLUTION NO. 246

Authorization: Hiring three additional Deputy Sheriffs

RESOLUTION AUTHORIZING THE HIRING OF THREE ADDITIONAL DEPUTY SHERIFFS IN THE STEUBEN COUNTY SHERIFF’S DEPARTMENT, APPROPRIATING $25,863.00 AND AUTHORIZING TRANSFERS OF SAID SUM FROM THE CONTINGENT FUND ACCOUNT, in pursuance of Sections 363, 365, 204 and 205 of the County Law, duly adopted by the Board of Supervisors, Steuben County, New York, on the 26th day of July, 1970, a quorum of said Board being present and 30 supervisors voting in favor thereof and no supervisors voting against the same.

WHEREAS, the Steuben County Sheriff has requested the hiring of three additional Deputy Sheriffs and an increased appropriation of $25,863.00 for the Department, in order to properly take care of the heavy, increased and demanding work load which the Department has been confronted with, and

WHEREAS, the Sheriff’s Committee and the Appropriations Committee have reviewed and studied the matter and have recommended the hiring of three (3) additional Deputy Sheriffs, and the necessary appropriation to cover salaries, equipment and other expenses for the remainder of the year 1970, now therefore, be it

RESOLVED, that the Steuben County Sheriff is hereby authorized to hire three (3) additional Deputy Sheriffs in the County Sheriff’s Department, who shall be competent, qualified and capable of performing the duties of the position, and is authorized within the amount appropriated to legally purchase the necessary equipment and items related to employment and additional services, and be it further

RESOLVED, that there is hereby made and allocated to the Sheriff’s Department 1970 Budget Account No. 80, Items 100, 200 and 400, an additional appropriation of $25,863.00 for the above stated reason and purposes, and the Steuben County Treasurer is hereby authorized and directed to complete the said appropriation by transferring the $25,863.00 from the County Contingent Fund Account No. 290-650 to the Sheriff’s Department 1970 Appropriation Account No. 80 as follows:

1. To salaries item No. 100  
   $ 8,500.00
2. To equipment item No. 200  
   14,177.00
3. To other expenses item No. 400  
   3,186.00

TOTAL  $ 25,863.00

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately, and further that the Clerk of this Board shall forward certified copies of this resolution to the Sheriff, the County Treasurer and the County Civil Service Commission.

Seconded by Mr. Stewart.

Considerable discussion took place.

Sheriff Lisi explained the Sheriff’s Department and State Police exchange of work, and more deputies are needed for highway patrol.

ADOPTED BY ROLL CALL.