RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED: 04/27/2020
INTRO. NO.: 1-1
PERM. NO.: 084-20
INTRO. DATE: 04/27/2020

INTRO. BY: S. Van Etten
SECONDED BY: R. Lattimer

VOTE:
ROLL CALL
ADOPTED X YES 9872 AMENDED X LOST
TABLED
ABSTN’D 0 POSTPONED
REF’D/COM

COMMITTEES:

TITLE: SUSPENDING RULE 8 OF THE RULES OF PROCEDURE RELATIVE TO THE PROCEDURE ON ADOPTION OF RESOLUTIONS.

WHEREAS, NYS Governor Andrew Cuomo’s Executive Order No. 202.1 allows for municipal governments to hold meetings via teleconference during the COVID-19 Pandemic; and

WHEREAS, holding meetings via teleconference has increased Legislators’ attendance at all Standing Committee meetings, enabling them to participate in the discussion on issues requiring full Legislative approval prior to the monthly Legislative meeting, resulting in Legislative action on resolutions becoming more of a formality in process; and

WHEREAS, voting on resolutions before the Legislature by roll call vote during a meeting held via teleconference is cumbersome and causes significant delays in handling the Legislature’s general orders of the day; and

WHEREAS, while some resolutions require a roll call vote for passage due to state or federal statute, the remaining resolutions require a roll call vote for passage according to the County’s internal Administrative Code; and

WHEREAS, it is desirable to reduce the delays caused by roll call voting on resolutions where a roll call vote is not required by state or federal statute.

NOW, THEREFORE, BE IT

RESOLVED, the Steuben County Legislature hereby suspends Rule 8 of the Rules of Procedure relative to the procedure on adoption of resolutions wherein those resolutions that require a roll call vote pursuant to a provision of the Administrative Code will be voted on by acclamation of the Legislature, however if a Legislator desires a roll call vote, the a roll call vote shall be taken; and be it further

RESOLVED, this suspension of Rule 8 of the Rules of Procedure is temporary and effective only during meetings of the full Steuben County Legislature held via teleconference for the length of the shutdown as ordered by the State of New York; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Clerk of the Legislature and the County Attorney.
STATE OF NEW YORK)  
COUNTY OF STEUBEN)  

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.
RESOLUTION

STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED : 04/27/2020   INTRO. NO. : 2-2
PERM. NO. : 085-20          INTRO. DATE: 04/27/2020
INTRO. BY : G. Swackhamer       SECONDED BY : F. Potter

VOTE:
ROLL CALL             X        YES        9872        AMENDED    LOST
ADOPTED               X        NO         0          TABLED    W/DRWN
ACCLAMATION           ABSTN’D  0          POSTPONED  
                       ABSENT   0          REF’D/COM

COMMITTEES:
Y: __________    N: __________
Y: __________    N: __________
Y: __________    N: __________

TITLE: 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, it being hereby determined that there is no practical method to enforce the collection of delinquent tax liens against the parcel(s) contained in Schedule “A”, and it being further determined that there is no practical method to enforce the collection of tax liens arising hereafter against said parcel(s); the Steuben County Commissioner of Finance is authorized and directed to cancel the unpaid taxes against the property(ies) set forth in Schedule “A” pursuant to Real Property Tax Law §558; and be it further

RESOLVED, the Commissioner of Finance is further authorized to issue forthwith a Certificate of Prospective Cancellation for the recited parcel(s) contained in Schedule “A”, as approved by the Finance Committee on April 14, 2020; and be it further

RESOLVED, the Commissioner of Finance shall file a copy of the recited certificate(s) with the assessor(s) of the respective assessing unit(s) in which the recited parcel(s) are located and with the Director of Real Property Tax Services; and upon the filing as directed such parcel(s) shall become and be exempt from further taxation, and be it further

RESOLVED, that certified copies of this resolution contained in Schedule “A” shall be forwarded to the Steuben County Commissioner of Finance, the Director of the Steuben County Real Property Tax Service Agency, the Chairman of the Board of Assessors of the appropriate municipality, and the Clerk of the Board of Education of the appropriate School District.
STATE OF NEW YORK)

COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.

[Signature]
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<tr>
<th>Resolution No.</th>
<th>Name</th>
<th>Parcel No.</th>
<th>Municipality</th>
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RESOLUTION  
STEUBEN COUNTY LEGISLATURE  
BATH, NEW YORK  

DATE APPROVED : 04/27/2020  
PERM. NO. : 086-20  
INTRO. NO. : 3-3  
INTRO. DATE: 04/27/2020  

INTRO. BY : S. Van Etten  
SECONDED BY : G. Roush  

VOTE:  

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COMMITTEES:  


TITLE: RECEIVING AND ACCEPTING THE APRIL 27, 2020 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:

**March 13, 2020**  
NYS Board on Electric Generation Siting and the Environment – Re: Ruling requiring continued access to real property information for the Canisteo Wind Energy LLC Project (Case#16-F-0205). **Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.**

**March 18, 2020**  
NYS Board on Electric Generation Siting and the Environment – Re: Order granting certificate of environmental compatibility and public need, with conditions for the Canisteo Wind Energy LLC Project (Case#16-F-0205). **Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.**

**March 20, 2020**  
Town of Dansville – Re: Nomination for the Ad Hoc siting board for the EDF Renewables Development, Inc. (Moraine Solar) project. **Referred to: A.I.P. Committee; Amy Dlugos, Planning Director and Jack Wheeler, County Manager.**

Stantec – Re: Petition of Baron Winds LLC for an Amendment to the Certificate of Environmental Compatibility & Public Need for the Baron Winds Project (THUMBDRIVE) Case#15-F-0122. **Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.**

**March 25, 2020**  
NYS Department of Environmental Conservation – Re: Status update for the study area (#851046) for property located in Corning, NY. **Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.**

A.B. Data, LTD. – Re: Legal notice in a class action lawsuit by INSYS Therapeutics Inc. and its subsidiaries. **Referred to: Jennifer Prossick, County Attorney.**
April 20, 2020
Legislator Aaron Mullen, District #7 – Re: Correspondence on Enforcing the Pause Act. Referred to: Steuben County Legislature; Sheriff Allard; Brooks Baker; District Attorney; Jennifer Prossick, County Attorney; and Jack Wheeler; County Manager.
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED :  04/27/2020           INTRO. NO. :  4-4
PERM. NO. :  087-20                     INTRO. DATE:  04/27/2020

INTRO. BY :  G. Swackhamer             SECONDED BY :  H. Lando

VOTE:
ROLL CALL          X     YES  9872  AMENDED   LOST
ADOPTED           X     NO     0  TABLED    W/DRWN
ACCLAMATION      ABSTN’D  0  POSTPONED
                 ABSENT    0  REF’D/COM

COMMITTEES:

TITLE:  EXTENDING THE INCREASE OF THE RATE OF TAXES ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, AND ON OCCUPANCY OF HOTEL ROOMS AND AMUSEMENT CHARGES, PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK.

Be it enacted by the Legislature of the County of Steuben, as follows:

Section 1.  The first sentence of section two of Resolution No. 321 as enacted in 1967, as amended, is amended to read as follows:

SECTION 2.  Imposition of sales tax.

On and after March 1, 1972, there is hereby imposed and there shall be paid a tax of three percent upon, and for the period commencing December 1, 1992 and ending November 30, 2023, there is hereby imposed and there shall be paid an additional tax of one percent upon:

Section 2.  Subdivision (g) of section three of Resolution 321 as enacted in 1967, as amended, is amended to read as follows:

(g) With respect to the additional tax of one percent imposed for the period commencing December 1, 1992, and ending November 30, 2023, the provisions of subdivisions (a), (b), (c), (d) and (e) of this section apply, except that for the purposes of this subdivision, all references in said subdivisions (a), (b), (c) and (d) to an effective date shall be read as referring to December 1, 1992, all references in said subdivision (a) to the date four months prior to the effective date shall be read as referring to August 1, 1992, and the reference in said subdivision (b) to the date immediately preceding the effective date shall be read as referring to November 30, 1992.  Nothing herein shall be deemed to exempt from tax at the rate in effect prior to December 1, 1992 any transaction, which may not be subject to the additional tax, imposed effective on that date.

Section 3.  Section four of Resolution No. 321 as enacted in 1967, as amended, is amended to read as follows:

SECTION 4.  Impositions of compensating use tax.

(a) Except to the extent that property or services have already been or will be subject to the sales tax under this enactment, there is hereby imposed on every person a use tax for the use within this taxing jurisdiction on and after December 1, 1992, except as otherwise exempted under this enactment, (A) of any tangible personal property purchased at retail, (B) of any tangible personal property (other than computer software used by the author or other creator) manufactured, processed or assembled by the user, (i) if items of the same kind of tangible personal property are offered for sale by him in the regular course of business or (ii) if items are used as such or incorporated into a structure, building or real property, by a contractor, subcontractor or repairman in erecting structures or buildings, or
building on, or otherwise adding to, altering, improving, maintaining, servicing or repairing real property, property or land, as the terms real property, property or land are defined in the real property tax law, if items of the same kind are not offered for sale as such by such contractor, subcontractor or repairman or other user in the regular course of business, (C) of any of the services described in paragraphs (1), (7) and (8) of subdivision (c) of section two, (D) of any tangible personal property, however acquired, where not acquired for purposes of resale, upon which any of the services described under paragraphs (2), (3) and (7) of subdivision (c) of section two have been performed, (E) of any telephone answering service described in subdivision (b) of section two and (F) of any computer software written or otherwise created by the user if the user offers software of a similar kind for sale as such or as a component part of other property in the regular course of business.

(b) For purposes of clause (A) of subdivision (a) of this section, for the period commencing December 1, 1992, and ending November 30, 2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for such property, or for the use of such property, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one, but excluding any credit for tangible personal property accepted in part payment and intended for resale.

(c) For purposes of sub-clause (i) of clause (B) of subdivision (a) of this section, for the period commencing December 1, 1992, and ending November 30, 2023, the tax shall be at the rate of three percent, of the price at which items of the same kind of tangible personal property are offered for sale by the user, and the mere storage, keeping, retention or withdrawal from storage of tangible personal property by the person who manufactured, processed or assembled such property shall not be deemed a taxable use by him.

(d) For purposes of sub-clause (ii) of clause (B) of subdivision (a) of this section, for the period commencing December 1, 1992, and ending November 30, 2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property manufactured, processed or assembled into the tangible personal property the use of which is subject to tax, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one.

(e) Notwithstanding the foregoing provisions of this section, for purposes of clause (B) of subdivision (a) of this section, there shall be no tax on any portion of such price which represents the value added by the user to tangible personal property which he fabricates and installs to the specifications of an addition or capital improvement to real property, property or land, as the terms real property, property or land are defined in the real property tax law, over and above the prevailing normal purchase price prior to such fabrication of such tangible personal property which a manufacturer, producer or assembler would charge an unrelated contractor who similarly fabricated and installed such tangible personal property to the specifications of an addition or capital improvement to such real property, property or land.

(f) For purposes of clauses (C), (D) and (E) of subdivision (a) of this section, for the period commencing December 1, 1992, and ending November 30, 2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the service, including the consideration for any tangible personal property transferred in conjunction with the performance of the service and also including any charges for shipping and delivery of the property so transferred and of the tangible personal property upon which the service was performed as such charges are described in paragraph three of subdivision (b) of section one.

(g) For purposes of clause (F) of subdivision (a) of this section, for the period commencing December 1, 1992, and ending November 30, 2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property which constitutes the blank medium, such as disks or tapes, used in conjunction with the software, or for the use of such property, and the mere storage, keeping, retention or withdrawal from storage of computer software described in such clause (F) by its author or other creator shall not be deemed a taxable use by such person.
Section 4. Subdivision (k) of section six of Resolution No. 321 as enacted in 1967, as amended, is amended to read as follows:

(k) Exemption of certain energy sources and related services from additional one percent rate of tax. Notwithstanding any inconsistent provision of this resolution, receipts from the retail sale or use of fuel oil and coal used for residential purposes; the receipts from the retail sale or use of wood used for residential heating purposes; and the receipts from every sale, other than for resale, or use of propane (except when sold in containers of less than one hundred pounds), natural gas, electricity, steam and gas, electric and steam services used for residential purposes shall be exempt from the additional one percent rate of sales and compensating use taxes imposed, by Sections 2 and 4, respectively, of this resolution for the period commencing December 1, 1992, and ending November 30, 2023.

Section 5. Paragraph (B) of Subdivision one of section eleven of Resolution No. 321 as enacted in 1967, as amended, is amended to read as follows:

(B) With respect to the additional tax of one percent imposed for the period beginning December 1, 1992, and ending November 30, 2023, in respect to the use of property used by the purchaser in this County prior to December 1, 1992.

Section 6. Subdivision (d) of section fourteen of Resolution No. 321 as enacted in 1967, as amended, is amended to read as follows:

(d) Notwithstanding any provision of law or this resolution to the contrary, of the net collections received from the additional one percent rate of sales and compensating use taxes imposed, respectively, by sections two and four of this resolution during the period beginning December 1, 2020 and ending November 30, 2023, the County shall annually pay or cause to be paid to the City of Hornell the sum of seven hundred eighty thousand dollars ($780,000.00), to the City of Corning the sum of seven hundred eighty thousand dollars ($780,000.00), and the sum of seven hundred fifty thousand dollars ($750,000.00) to the towns and villages of the County, on the basis of the ratio which the full valuation of real property in each town or village bears to the aggregate full valuation of real property in all of the towns and villages in such area. The remainder of the net collections received from such additional one percent rate of sales and compensating use taxes imposed during such period shall be set aside for County purposes and shall be available for any County purpose.

Section 7. This resolution shall take effect December 1, 2020.

Section 8. Certified copies of this resolution shall be forwarded to Deborah R. Liebman, Esq., Deputy Counsel, New York State Dept. of Taxation and Finance, W. A. Harriman Campus, Building 9, Room 123, Albany, NY 12227-0125; Rossana Rosado, Secretary of State, Office of the Secretary of State, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231; Thomas P. DiNapoli, Comptroller, Office of the State Comptroller, 110 State St., Albany, NY 12236; Judith M. Hunter, County Clerk; Jack K. Wheeler, County Manager; Tammy Hurd-Harvey, Commissioner of Finance; and Jennifer K. Prossick, County Attorney.

STATE OF NEW YORK)  

ss.:  
COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, DO HEREBY CERTIFY, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020. 

[Signature]
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED: 04/27/2020  INTRO. NO.: 5-5
PERM. NO.: 088-20  INTRO. DATE: 04/27/2020

INTRO. BY: C. Ferratella / G. Swackhamer  SECONDED BY: F. Potter

VOTE:
ROLL CALL  YES  NO  AMENDED  LOST  W/DRWN
ADOPTED  X  NO  _____  _____  _____
ACCLAMATION  X  ABSTN’D  POSTPONED
ABSENT  _____  REF’D/COM  _____

COMMITTEES:
HSH&E  Y: 5  N: 0  Finance  Y: 5  N: 0  Y: _____  N: _____

TITLE: ACCEPTING AND APPROPRIATING THE COVID-19 RESPONSE GRANT.

WHEREAS, the New York State Department of Health is administering funds relative to COVID-19 Response; and

WHEREAS, the threat of COVID-19 disease is a top national public health priority; and

WHEREAS, these awards are to be used for COVID-19 Response, Recovery, Information Management, Countermeasures & Mitigation, Surge Management and Bio-surveillance; and

WHEREAS, Public Health & Nursing Services has been awarded a COVID-19 Response Grant in the amount of $158,307.00; and

WHEREAS, these funds will be used to comply with existing and future guidance from the U.S. Secretary of Health & Human Services regarding control of the spread of COVID-19.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance be and the same hereby is authorized and directed to accept $158,307.00 as revenue and appropriate that amount in the 2020 Public Health Budget as follows:

403000  4 4401900  COVID 19 Response  $158,307
403000  5 1900003  Overtime-RNs  $40,000
403000  5 420100  Medical Supplies  $37,855
403000  5 420400  LPN/RN  $50,000
403000  5 420410  LPN/RN Mileage  $3,000
403000  5 446460  Administration  $14,392
403000  5 479100  Volunteer Travel & Other Expenses  $10,000
403000  5 830000  Social Security  $3,060

AND BE IT FURTHER RESOLVED, a certified copy of this resolution shall be forwarded to the Public Health Director and the Commissioner of Finance.
I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED : 04/27/2020  INTRO. NO. : 6-6
PERM. NO. : 089-20  INTRO. DATE: 04/27/2020
INTRO. BY : G. Swackhamer  SECONDED BY : H. Lando

VOTE:
ROLL CALL
ADOPTED  X  NO  LOST
ACCLAMATION  X  ABSTN’D  POSTPONED
ABSENT  REF’D/COM

COMMITTEES:
Finance  Y: 5  N: 0  Y:  N:  Y:  N:

TITLE:
AUTHORIZING A CONTINGENT FUND TRANSFER TO COVER EXPENSES RELATED TO THE COUNTY’S RESPONSE TO THE COVID-19 PANDEMIC.

Pursuant to Section 2.07 of the Steuben County Charter.

WHEREAS, the County Budget currently has no amount of money budgeted for the costs associated with the County’s response to the COVID-19 pandemic; and

WHEREAS, the County Budget does have monies for said anticipated costs available in the Contingent Fund; and

WHEREAS, the Finance Committee has approved a $50,000.00 transfer from the Contingent Fund to cover expenditures related to these pandemic costs.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance is hereby authorized and directed to adjust the following accounts in the 2020 budget:

ACCOUNTS:
Account 199000 5499000 Contingent Expenditures  ($50,000.00)
Account 403000-5420110 COVID-19 Medical Supplies, Non-routine  $20,000.00
Account 403000-5416000 COVID-19 Supplies & Materials  $20,000.00
Account 403000-5472008 COVID-19 Comm Disease Inv Meals +  $10,000.00

AND BE IT FURTHER RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and County Manager.

STATE OF NEW YORK)
ss.:  COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, DO HEREBY CERTIFY, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.

[Signature]
RESOLUTION

STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED : 04/27/2020  INTRO. NO. : 7-7
PERM. NO. : 090-20  INTRO. DATE: 04/27/2020

INTRO. BY : R. Lattimer  SECONDED BY : F. Potter

VOTE:
ROLL CALL  YES  NO  AMENDED  LOST  W/DRWN
ADOPTED  X  NO  TABLED  ________  ________  ________
ACCLAMATION  X  ABSTN’D  POSTPONED  ________  ________  ________
ABSENT  ________  REF’D/COM  ________  ________  ________

COMMITTEES:

TITLE:  ACCEPTING A COMMUNITY DEVELOPMENT BLOCK GRANT.

WHEREAS, the Legislature authorized the County Planning Department to submit an application for a
Community Development Block Grant (CDBG) on November 25, 2019; and

WHEREAS, the County has been awarded Grant 1115HR339-19 for $500,000 as a result of said
application; and

WHEREAS, the grant will address the need for well and septic repairs; water and sewer later hookups;
and mobile home replacements for low-income homeowners; and

WHEREAS, the County will use Arbor Housing and Development of Corning, NY as a sub-recipient to
implement the projects funded by this grant; and

WHEREAS, the Agriculture, Industry, and Planning Committee approved acceptance of said grant at its
April 1, 2020 meeting.

NOW THEREFORE, BE IT

RESOLVED, the Planning Director is hereby authorized to sign the grant agreement; and be it further

RESOLVED, the Planning Director is hereby authorized to sign any other necessary documents to
implement said grant; and be it further

RESOLVED, the Commissioner of Finance is authorized to appropriate grant funds in the
following accounts:

898900 5 440410  $486,000.00
898900 4 4789000  $486,000.00
802000 4 4789000  $14,000.00 ; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the Planning Director and the
Commissioner of Finance.
I, the undersigned, Clerk of the Steuben County Legislature, DO HEREBY CERTIFY, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.

[Signature]
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED: 04/27/2020 INTRO. NO.: 8-8
PERM. NO.: 091-20 INTRO. DATE: 04/27/2020
INTRO. BY: J. Malter / G. Swackhamer SECONDED BY: T. Ryan

VOTE:
ROLL CALL
ADOPTED: X NO _____ AMENDED _____ LOST _____ W/DRWN _____
ACCLAMATION: X ABSTN’D _____ POSTPONED _____
ABSENT _____ REF’D/COM _____

COMMITTEES:
PS&C Y: 5 N: 0 Finance Y: 5 N: 0
table

TITLE: ACCEPTING A TRAFFIC EDUCATION MOBILE EXHIBIT GRANT FROM STATE FARM.

WHEREAS, State Farm is awarding the Sheriff’s Office $24,750 in grant funding; and

WHEREAS, these grant funds must be used for a mobile exhibit program on driving safely.

NOW THEREFORE, BE IT

RESOLVED, the Sheriff is hereby authorized to accept said grant funds in the amount of $24,750 and execute any documentation to effectuate the receipt of the funds; and be it further

RESOLVED, the Commissioner of Finance is authorized to deposit the grant funds into Account 311000-42705000 “Gifts & Donations”; and be it further

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

STATE OF NEW YORK)
COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, DO HEREBY CERTIFY, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.

[Signature]
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED : 04/27/2020
PERM. NO. : 092-20
INTRO. NO. : 9-9
INTRO. DATE: 04/27/2020

INTRO. BY : J. Malter / G. Swackhamer
SECONDED BY : K. Fitzpatrick

VOTE:

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COMMITTEES:

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TITLE: ACCEPTING A MATCHING GRANT FOR LIVESCAN EQUIPMENT FROM DCJS.

WHEREAS, the Division of Criminal Justice Services (DCJS) is awarding the Sheriff’s Office $30,000 in matching grant funding; and

WHEREAS, DCJS requires that these grant funds be used to purchase/upgrade Livescan Digital Fingerprint equipment at the Sheriff’s Office; and

WHEREAS, the Sheriff’s Office will address the $30,000 matching funds in its 2021 Budget.

NOW THEREFORE, BE IT

RESOLVED, the Sheriff is hereby authorized to accept the $30,000 in granting funding and execute any required documentation for its acceptance; and be it further

RESOLVED, the Commissioner of Finance is authorized and directed to accept the $30,000 upon receipt and deposit the same into 311000-5290000; and be it further

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

STATE OF NEW YORK)  

ss.: COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, DO HEREBY CERTIFY, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED : 04/27/2020 INTRO. NO. : 10-10
PERM. NO. : 093-20 INTRO. DATE: 04/27/2020
INTRO. BY : B. Schu SECONDED BY : G. Roush

VOTE:
ROLL CALL X YES 9872 AMENDED LOST
ADOPTED X NO 0 TABLED W/DRWN
ACCLAMATION ABSTN’D 0 POSTPONED
ABSENT 0 REF’D/COM

COMMITTEES:
Admin. Y: 5 N: 0 Y: 0 N: 0 Y: 0 N: 0

TITLE: AMENDING THE BROADBAND EXPANSION STUDY INTER-MUNICIPAL AGREEMENT.

WHEREAS, Steuben County, as a founding partner of the Southern Tier Network (STN), has entered into an inter-municipal agreement with the partner counties of Schuyler, Yates and Tioga to participate in a joint study, led and coordinated by STN, to examine gaps in broadband availability and to develop operational and funding options for the provision of broadband services throughout the region; and

WHEREAS, Chemung County wishes to participate in this study as well; and

WHEREAS, including Chemung County in the study will reduce the proportional share of the total cost of the joint study for all counties involved; and

WHEREAS, the Administration Committee of the Steuben County Legislature has approved said action.

NOW THEREFORE, BE IT

RESOLVED, the County Manager is hereby authorized to amend the inter-municipal agreement with the counties of Schuyler, Yates, and Tioga for the broadband expansion study to include Chemung County; and be it further

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

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.

STATE OF NEW YORK)
COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, DO HEREBY CERTIFY, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED: 04/27/2020  INTRO. NO.: 11-11
PERM. NO.: 094-20  INTRO. DATE: 04/27/2020
INTRO. BY: G. Swackhamer  SECONDED BY: R. Lattimer

VOTE:
ROLL CALL
ADOPTED  NO  TABLED  LOST
X  W/DRWN

ACCLAMATION  ABSTN’D  POSTPONED
ABSENT  REF’D/COM

COMMITTEES:
Finance  Y: 5  N: 0  Y: 5  N: 0

TITLE:
AMENDING THE EXISTING CONTRACT WITH STEUBEN COUNTY INDUSTRIAL DEVELOPMENT AGENCY FOR AN EMERGENCY RELIEF PROGRAM.

WHEREAS, Steuben County provides funding to procure Economic Development Services with Steuben County Industrial Agency (SCIDA) and has continued to; and

WHEREAS, SCIDA has the knowledge, skills, and experience to perform these services; and

WHEREAS, Steuben County is increasing the existing contract by $150,000 to then be given to REDEC for the purpose of establishing a Steuben County Emergency Relief Program; and

WHEREAS, the Steuben County Emergency Relief Program administered by REDEC is solely for Steuben County businesses adversely affected by the COVID-19 pandemic and will provide direct assistance to qualifying businesses; and

WHEREAS, the Finance Committee of the Steuben County Legislature has approved said action and has authorized the additional $150,000 to be appropriated from the Economic Development Fund for this purpose.

NOW THEREFORE, BE IT

RESOLVED, the County Manager is hereby authorized to increase the existing contract with the Steuben County Industrial Development Agency for the establishment of the Steuben County Emergency Relief Program; and be it further

RESOLVED, certified copies of this resolution shall be sent to the County Manager, County Attorney, Commissioner of Finance, the Planning Director, and James Johnson, Executive Director, Steuben County Industrial Development Agency, P.O. Box 393, Bath, NY 14810.
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED : 04/27/2020    INTRO. NO. : 12-12
PERM. NO. : 095-20    INTRO. DATE: 04/27/2020

INTRO. BY : J. Malter    SECONDED BY : G. Roush

VOTE:
ROLL CALL    X                  YES  9421   AMENDED    LOST
ADOPTED    X                  NO  451    TABLED    W/DRWN
ACCLAMATION    ABSTN’D  0    POSTPONED
ABSENT  0    REF’D/COM

COMMITTEES:
PS&C  Y: 4          N: 0

TITLE: AUTHORIZING AN INTER-MUNICIPAL AGREEMENT BETWEEN THE SHERIFF AND THE CHEMUNG COUNTY SHERIFF.

WHEREAS, Article 5 of the GML permits municipalities to enter into cooperative agreements for the provision of various services and activities; and

WHEREAS, should there be an outbreak of a communicable disease amongst the County Road Deputies and/or the County’s Corrections Officers in the Sheriff’s Office requiring quarantine/isolation of an entire shift, the resources at the Sheriff’s Office would be inadequate to address public safety issues and/or the housing of the County Jail’s inmates; and

WHEREAS, the Sheriff’s Office is desirous of responding to requests in Chemung County and/or requesting mutual aid from Chemung County during a declared emergency or communicable disease outbreak.

NOW THEREFORE, BE IT

RESOLVED, that the County Manager is hereby authorized to enter into an Inter-Municipal Agreement with the Chemung County Sheriff to provide for and/or receive special out-of-county Road Deputies and/or Corrections Officers during a declared emergency or an outbreak of a communicable disease; and be it further

RESOLVED, that all details of the Inter-Municipal Agreement shall be memorialized in an Agreement which shall be approved by the County Attorney prior to execution; and be it further

RESOLVED, certified copies of this Resolution shall be forwarded to the Sheriff, the Chemung County Sheriff at 203 William St., P.O. Box 558, Elmira, NY 14902, County Auditor, County Attorney, County Manager, Personnel Officer and Commissioner of Finance.
STATE OF NEW YORK)  
COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, DO HEREBY CERTIFY, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED : 04/27/2020
INTRO. NO. : 13-13
PERM. NO. : 096-20
INTRO. DATE: 04/27/2020

INTRO. BY : J. Malter
SECONDED BY : H. Lando

VOTE:
ROLL CALL
ADOPTED X YES 9872 AMENDED LOST
   NO 0 TABLED
ACCLAMATION
   ABSTN’D 0 POSTPONED
   ABSENT 0 REF’D/COM

COMMITTEES:
   PS&C Y: 5 N: 0
   Y: __ N: __ Y: __ N: __

TITLE:

AUTHORIZING THE DIRECTOR OF THE EMERGENCY MANAGEMENT OFFICE TO ENTER INTO A CONTRACT WITH LABELLA FOR ELECTRICAL ENGINEERING SERVICES AT THE 911 CENTER.

WHEREAS, Steuben County has initiated a project to upgrade the generator and uninterrupted power supply at the 911 Center; and

WHEREAS, ongoing power issues have caused delays with this project; and

WHEREAS, County staff does not have an expertise to determine the cause of the ongoing electrical issues; and

WHEREAS, to eliminate delays and determine the cause of ongoing issues, the need to hire an electrical engineer to assist with this project is required; and

WHEREAS, formal quotes for services were acquired following Steuben County Administrative Code Policy; and

WHEREAS, LaBella Associates PC was selected based on their quote and scope of work; and

WHEREAS, the Public Safety and Corrections Committee of this County Legislature has recommended entering into a contract with LaBella Associates PC of Elmira, NY, for the purpose of Electrical Engineering at the 911 Center.

NOW THEREFORE, BE IT

RESOLVED, the Emergency Services Director is authorized to enter into a contract with LaBella Associates PC in the amount of $5,700 for the purpose of Electrical Engineering at the 911 Center; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to LaBella Associates PC, 100 W. Water St. Suite 101 Elmira, NY 14901 and the Director of Emergency Services.
I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY** that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED : 04/27/2020  INTRO. NO. : 14-14
PERM. NO.   : 097-20  INTRO. DATE: 04/27/2020
INTRO. BY : R. Nichols / G. Swackhamer  SECONDED BY : T. Ryan

VOTE:
ROLL CALL  YES  AMENDED  LOST
ADOPTED  X  NO  TABLED
ACCLAMATION  X  ABSTN’D  POSTPONED
ABSENT  REF’D/COM

COMMITTEES:
P. W.  Y: 5  N: 0  Finance  Y: 5  N: 0

TITLE: AUTHORIZING THE TRANSFER OF FUNDS TO THE COUNTY ROUTE 119 OVER THE CANISTEO RIVER FEDERAL-AID BRIDGE PROJECT ACCOUNT.

WHEREAS, a project for the Bridge Replacement (BIN 3334430) of the CR 119 bridge over the Canisteo River in the Town of Cameron, County of Steuben, P.I.N. 6755.17 (“the Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the County of Steuben desires to advance the Project by making an initial commitment of 100% of the Federal and non-Federal share of the costs of the Project; and

WHEREAS, the current cost of Design, Right of Way Incidentals and Acquisition, Construction and Construction Inspection, and Railroad Construction and Engineering phases of work for the Project included in the New York State Department of Transportation’s Supplemental Agreement No. 3 for the Project is $5,580,000; and

WHEREAS, the total estimated cost of the above phases of the Project is $5,708,000.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Legislature authorizes the transfer of $48,000 from the Future Bridge Projects account (5120 H0) and $80,000 from the CR 22 over Canisteo River Bridge Project account (5120 HG) to the Project account (5120 HI) in order to fund the difference between the funds allocated in NYSDOT’s Supplemental Agreement No. 3 and the total estimated cost of the above phases of the Project; and be it further

RESOLVED, a certified copy of this resolution shall be filed with the Commissioner of Public Works and Commissioner of Finance.

STATE OF NEW YORK)  ss:
COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, DO HEREBY CERTIFY, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.

___________________________________________

(Seal)
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED : 04/27/2020
PERM. NO. : 098-20
INTRO. NO. : 15-15
INTRO. DATE: 04/27/2020
INTRO. BY : R. Nichols
SECONDED BY : F. Potter

VOTE:
ROLL CALL
ADOPTED X YES 9872 AMENDED LOST
ACCLAMATION X NO 0 TABLED W/DRWN
ABSTN’D 0 POSTPONED
ABSENT 0 REF’D/COM

COMMITTEES:
P.W. Y: 5 N: 0

TITLE:
AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE
100% OF THE FEDERAL-AID AND STATE “MARCHISELLI” PROGRAM-AID
ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT IN THE
TOWN OF CAMERON.

WHEREAS, a Project for the Bridge Replacement (BIN 3334430) of the CR 119 bridge over the
Canisteo River, Town of Cameron, Steuben County, P.I.N. 6755.17 (“the Project”) is eligible for funding under
Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the
ratio of 80% Federal funds and 20% non-federal funds, and a portion of certain costs for such program to be borne
at the ratio of 90% Federal funds and the 10% State match being funded under the provisions of Title 23 USC
Section 120(j) – Toll Credits; and

WHEREAS, the County of Steuben desires to advance the Project by making an initial commitment of
100% of the non-federal share of the costs of the Project.

NOW THEREFORE, BE IT

RESOLVED, this Legislature hereby approves the Project; and it is further

RESOLVED, this Legislature authorizes the County to pay in the first instance 100% of the federal and
non-federal share of the cost of Design, Right of Way Incidents and Acquisition, and Construction/Construction
Inspection work for the Project or portions thereof; and it is further

RESOLVED, the sum of $5,580,000 (of which $4,940,000 has been previously appropriated) is
appropriated and made available to cover the cost of participation in the above phase(s) of the Project; and it is further

RESOLVED, in the event the full federal and non-federal share costs of the Project exceed the amount
appropriated above, the County of Steuben shall convene as soon as possible to appropriate said excess amount
immediately upon the notification by the New York State Department of Transportation thereof; and it is further

RESOLVED, the County Manager is hereby authorized to execute all necessary Agreements,
certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of
Steuben with the New York State Department of Transportation in connection with the advancement or approval of
the Project and providing for the administration of the Project and the municipality's first instance funding of
Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all
Project costs within appropriations therefore that are not so eligible; and it is further

RESOLVED, four certified copies of this resolution shall be forwarded to the Commissioner of
Public Works and be filed with the New York State Department of Transportation, Regional Planning and Program Management Unit, 107 Broadway, Hornell, NY 14843 by attaching them to any necessary Agreement in connection with the Project.

STATE OF NEW YORK)  
COUNTY OF STEUBEN)  

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED : 04/27/2020
PERM. NO. : 099-20
INTRO. NO. : 16-16
INTRO. DATE: 04/27/2020
INTRO. BY : R. Nichols
SECONDED BY : G. Roush

VOTE:
ROLL CALL X YES 9872 AMENDED _______ LOST _______ W/DRWN _______
ADOPTED X NO 0 TABLED _______ W/DRWN _______
ACCLAMATION X ABSTN’D 0 POSTPONED _______
ABSENT 0 REF’D/COM _______

COMMITTEES:

P.W. Y: 5 N: 0 

TITLE: AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE “MARCHISELLI” PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT IN THE TOWN OF HORNELLSVILLE.

WHEREAS, a Project for the Bridge Replacement (BIN 3333840) of the CR 66 bridge over the Canisteo River in the Town of Hornellsville, Steuben County, P.I.N. 6754.97 (“the Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the County of Steuben desires to advance the Project by making an initial commitment of 100% of the non-federal share of the costs of the Project.

NOW THEREFORE, BE IT

RESOLVED, this Legislature hereby approves the Project; and it is further

RESOLVED, this Legislature authorizes the County to pay in the first instance 100% of the federal and non-federal share of the cost of Design, Construction and Construction Inspection work for the Project or portions thereof; and it is further

RESOLVED, the sum of $2,582,085 (of which $2,445,085 has been previously appropriated) is appropriated and made available to cover the cost of participation in the above phase(s) of the Project; and it is further

RESOLVED, the County Manager is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Steuben with the New York State Department of Transportation in connection with the advancement or approval of the Project and to provide for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of all Project costs within appropriations therefore that are not so eligible; and it is further
RESOLVED, four certified copies of this resolution shall be forwarded to the Commissioner of Public Works and be filed with the New York State Department of Transportation, Regional Planning and Program Management Unit, 107 Broadway, Hornell, NY 14843 by attaching them to any necessary Agreement in connection with the Project.

STATE OF NEW YORK)

COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, DO HEREBY CERTIFY, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.

[Signature]

Representative

[Stamp]
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED: 04/27/2020
PERM. NO. : 100-20
INTRO. NO. : 17-17
INTRO. DATE: 04/27/2020
INTRO. BY : R. Nichols
SECONDED BY : R. Lattimer

VOTE:
ROLL CALL  X YES  9872  AMENDED  LOST
ADOPTED  X NO  0  TABLED  W/DRWN
ACCLAMATION  ABSTN’D  0  POSTPONED
ABSENT  0  REF’D/COM

TITLE: AUTHORIZING INTER-MUNICIPAL AGREEMENTS WITH TOWNS, CITIES AND VILLAGES FOR HAULING AND TRANSPORTING OF EQUIPMENT AND MATERIALS.

WHEREAS, the county owns and operates multiple Heavy Duty Gooseneck Trailers and Tractors used for hauling and transporting materials and equipment; and

WHEREAS, the Towns, Cities and Villages with Steuben County, at various times, request that the County haul and relocate their equipment and materials for them within and outside the limits of the county; and

WHEREAS, the insurance company requires a special signed agreement; and

WHEREAS, the Risk Manager and Public Works Committee recommends an Inter-Municipal Agreement (IMA) for this service.

NOW THEREFORE, BE IT

RESOLVED, the County Manager is authorized to sign an Inter-Municipal Agreement with the Towns, Cities and Villages within Steuben County who request this service; and be it further

RESOLVED, said Agreement is subject to the approval of the County Attorney; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, Risk Manager, County Attorney and the Commissioner of Public Works.

STATE OF NEW YORK) ss.
COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, DO HEREBY CERTIFY, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED: 04/27/2020  INTRO. NO.: 18-18
PERM. NO.: 101-20  INTRO. DATE: 04/27/2020

INTRO. BY: R. Nichols  SECONDED BY: G. Roush

VOTE:
ROLL CALL  X YES  9872  AMENDED  _______ LOST
ADOPTED  X NO  0  TABLED  _______ W/DRWN
ACCLAMATION  _______ ABSTN’D  0  POSTPONED
ABSENT  0  REF’D/COM

COMMITTEES:

TITLE: AUTHORIZING THE ABANDONMENT OF THE COUNTY’S RIGHT-OF-WAY/EASEMENT ON AND OVER A PARCEL OF REAL PROPERTY OWNED BY NORFOLK SOUTHERN RAILWAY COMPANY IN THE TOWN OF CAMERON IN CONNECTION WITH THE COUNTY ROUTE 119 BRIDGE REPLACEMENT PROJECT OVER THE CANISTEO RIVER.

WHEREAS, the Bridge Replacement Project, P.I.N. 6755.17, CR 119 over the Canisteo River, BIN 3334430, Town of Cameron, County of Steuben (“the Project”) includes the realignment of CR 119; and

WHEREAS, such realignment requires relocation of the existing railroad crossing and the acquisition by the County of a permanent easement on and over property owned by Norfolk Southern Railway Company (“the Railroad”) for the new crossing; and

WHEREAS, the existing alignment of CR 119 includes a right-of-way/easement on and over property owned by the Railroad resulting in a real property interest being held by the County; and

WHEREAS, upon completion of the Project, the existing bridge and approach roadway will no longer be in use and the aforementioned right-of-way/easement will no longer be needed.

NOW THEREFORE, BE IT

RESOLVED, the abandonment of the aforementioned right-of-way/easement, as the property is no longer needed and is on and over property owned by the Railroad upon completion of the Project is approved; and be it further

RESOLVED, the County Manager is hereby authorized to execute any and all documents associated with the abandonment of the aforementioned right-of-way/easement; and be it further

RESOLVED, certified copies of this resolution shall be filed with the County Manager, County Attorney, and the Commissioner of Public Works.
I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED : 04/27/2020  INTRO. NO. : 19-19
PERM. NO. : 072-20  INTRO. DATE: 04/27/2020

INTRO. BY : B. Schu  SECONDED BY : H. Lando

VOTE:
ROLL CALL  X YES 8828 AMENDED LOST
ADOPTED  X NO 1044 TABLED W/DRWN
ACCLAMATION  ABSTN’D 0 POSTPONED
ABSENT 0 REF’D/COM

COMMITTEES:
Admin.  Y: 4  N: 0  Y: 4  N: 0

TITLE: WAIVING THE 16B PROCESS AND AUTHORIZING THE CREATION OF ONE (1) PART-TIME ASSISTANT DISTRICT ATTORNEY POSITION IN THE DISTRICT ATTORNEY’S OFFICE.

WHEREAS, the District Attorney previously shared an Assistant District Attorney position on a part-time basis with Schuyler County through an inter-municipal agreement; and

WHEREAS, Schuyler County now needs the shared Assistant District Attorney to work full-time for Schuyler County; and

WHEREAS, the District Attorney is requesting a 16B waiver to create one (1) Part-time Assistant District Attorney position, Management Grade H; and

WHEREAS, it is desirable to create one (1) Part-time Assistant District Attorney position, Management Grade H, to cover the workload previously handled by the shared Part-time Assistant District Attorney; and

WHEREAS, the funding for said positions is currently available within the 2020 budget; and

NOW THEREFORE, BE IT

RESOLVED, Rule 16B of the Rules of Procedure be and the same hereby is waived; and be it further

RESOLVED, the following position is hereby created and funded for the denoted department:

<table>
<thead>
<tr>
<th>Department/Position</th>
<th>Quantity</th>
<th>Grade</th>
<th>Salary</th>
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<tbody>
<tr>
<td>Assistant District Attorney</td>
<td>1</td>
<td>H (Mgmt.)</td>
<td>$28,746 - $34,147</td>
</tr>
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</table>

AND BE IT FURTHER RESOLVED, certified copies of this resolution shall be forwarded to the District Attorney, Commissioner of Finance and the Personnel Officer.
STATE OF NEW YORK

ss.: 
COUNTY OF STEUBEN

I, the undersigned, Clerk of the Steuben County Legislature, DO HEREBY CERTIFY, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.

[Signature]

I, the undersigned, Clerk of the Steuben County Legislature, DO HEREBY CERTIFY, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.

[Signature]
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED: 04/27/2020  INTRO. NO.: 20-20
PERM. NO: 102-20  INTRO. DATE: 04/27/2020

INTRO. BY: J. Malter / B. Schu  SECONDED BY: S. Maio

VOTE:
ROLL CALL  X YES  9872  AMENDED  LOST
ADOPTED  X NO  0  TABLED
ACCLAMATION  ABSTN’D  0  POSTPONED
ABSENT  0  REF’D/COM

COMMITTEES:
PS&C  Y: 5  N: 0  Admin  Y: 5  N: 0  Y: 0  N: ___

TITLE: AUTHORIZING THE RECLASSIFICATION OF ONE (1) DEPUTY SHERIFF POSITION, GRADE XI TO ONE (1) DEPUTY SHERIFF CORPORAL POSITION, GRADE XII IN THE SHERIFF’S OFFICE.

Pursuant to Section 204 of the County Law of the State of New York.

WHEREAS, this Deputy Sheriff position in the Sheriff’s Office performs basic Law Enforcement work; and

WHEREAS, this Deputy Sheriff will have added duties of more complex law enforcement on an assigned shift, and will assist in the investigation of offenses and assist deputies in coping with difficult law enforcement situations. The work is performed under the general supervision of the Deputy Sheriff Sergeant, Sheriff and Undersheriff; and

WHEREAS, a Deputy Sheriff Corporal position more appropriately performs these duties; and

WHEREAS, the Personnel Officer, the Public Safety Committee and Administration Committee have reviewed said position within the Sheriff’s Office that requires a job title change and have approved the recommended change.

NOW THEREFORE, BE IT

RESOLVED, effective with the adoption of this resolution, the following position in the Sheriff’s Office is hereby reclassified as follows:

One (1) Deputy Sheriff position, Grade XI ($38,825 - $61,384) to
One (1) Deputy Sheriff Corporal position, Grade XII ($64,726)

AND BE IT FURTHER RESOLVED, the 2020 County Job Classification and Salary Schedule is hereby amended to reflect the above stated changes; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance, Personnel Officer, and the Sheriff.
STATE OF NEW YORK

COUNTY OF STEUBEN

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED : 04/27/2020  INTRO. NO. : 21-21
PERM. NO. : 103-20  INTRO. DATE: 04/27/2020

INTRO. BY : G. Swackhamer SECONDED BY : H. Lando

VOTE:

ROLL CALL
ADOPTED
ACCLAMATION

Y: 5  N: 0  AMENDED:  LOST: W/DRWN:
YES: NO: TABLED:
X: X: POSTPONED:
X: ABSTN’D:
ABSENT: REF’D/COM:

COMMITTEES:

Finance
Y: 5  N: 0  Y: 5  N: 0

TITLE: DESIGNATING THE PERSONNEL OFFICER TO RECEIVE SECOND STAGE GRIEVANCES FROM ALL BARGAINING UNITS ON BEHALF OF THE LEGISLATURE.

WHEREAS, in an effort to make the process for filing grievances for all bargaining units consistent; and

WHEREAS, it has been requested that the Personnel Officer receive the filing of grievances of all bargaining units on the behalf of the Legislature,

NOW THEREFORE, BE IT

RESOLVED, the Legislature designates the Personnel Officer to receive second stage grievances from all bargaining units on behalf of the Legislature; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager, the Personnel Officer, James Towner, Unit President Steuben County CSEA Correction Officers, Dispatchers, and Court Security Officers Unit, Matthew Sorge, Unit President Steuben County Deputy Sheriffs Association and Chris Myers, Unit President Steuben County CSEA Main Unit.

STATE OF NEW YORK)
ss.: COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, DO HEREBY CERTIFY, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED : 04/27/2020  INTRO. NO. : 22-22
PERM. NO. : 104-20  INTRO. DATE: 04/27/2020

INTRO. BY : S. Van Etten  SECONDED BY : G. Roush

VOTE:
ROLL CALL  X  YES  6990  AMENDED  LOST
ADOPTED  X  NO  2882  TABLED  W/DRWN
ACCLAMATION  ABSTN’D  0  POSTPONED
ABSENT  0  REF’D/COM

COMMITTEES:
Y:  N:  Y:  N:  Y:  N:

TITLE: URGING GOVERNOR CUOMO TO INITIATE THE RESTORATION OF NORMAL BUSINESS OPERATIONS IN NEW YORK STATE.

WHEREAS, on March 7, 2020, Governor Cuomo issued Executive Order 202 declaring a disaster emergency in the State of New York; and

WHEREAS, between the dates of March 16, 2020, and April 16, 2020, Governor Cuomo issued multiple executive orders forcing the initial and continued closure of restaurants, bars, casinos, gyms, theaters, schools, indoor shopping malls, public amusement operations, and multiple other manufacturing, distribution and retail establishments; and

WHEREAS, the closure of these businesses is creating a financial crisis across every City, Town and Village across the State; and

WHEREAS, these closures and the disruption to the supply chain are forcing our farmers to dump their milk because there is nowhere for it to go; and

WHEREAS, the closures and the disruption to the supply chain are forcing our farmers to destroy other crops; and

WHEREAS, the security of our residents, our livelihoods and other elements of our existence are facing a grave threat created by this financial crisis; and

WHEREAS, the operations of nonprofit organizations are being affected negatively; and

WHEREAS, the financial crisis due to the closure of these businesses and the shut-down of the State economy results in a devastating reduction in sales tax revenues; and

WHEREAS, the extreme reduction in sales tax revenues will have catastrophic consequences on the budgets of State and local municipalities; and

WHEREAS, the substantial decrease in a revenue source for state and local governments will cause a drastic reduction in services provided along with an unacceptable increase in property taxes which will threaten the fiber of our society; and

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature urges Governor Cuomo to rescind the executive orders that substantially impede normal business operations in New York State; and be it further
RESOLVED, that this Legislature supports the immediate restoration of normal business operations with reasonable safety measures; 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; Letitia James, NYS Attorney General, The Capitol, Albany, NY 12224-0341; Honorable Andrea Stewart-Cousins, NYS Senate Majority Leader, 907 Legislative Office Building, Albany, NY 12247; Honorable John J. Flanagan, NYS Senate Minority Leader, 909 Legislative Office Building, Albany, NY 12247; Honorable Carl E. Heastie, Speaker, New York State Assembly, 932 Legislative Office Building, Albany, NY 12248; Honorable Crystal D. Peoples-Stokes, NYS Assembly Majority Leader, 926 Legislative Office Building, Albany, NY 12248; Honorable William A. Barclay, NYS Assembly Minority Leader, Capitol 444, Albany, NY 12248; Honorable Thomas M. O’Mara, New York State Senator, 406 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, 525 Legislative Office Building, Albany, NY 12248; Honorable Marjorie Byrnes, New York State Assemblywoman, 723 Legislative Office Building, Albany, NY 12248; United States Attorney, US Department of Justice, 950 Pennsylvania Avenue, NW, Washington, DC 20530-0001; Congressman Thomas Reed, 89 W. Market Street, Corning, NY 14830; Senator Charles Schumer, United States Senate, 322 Hart Senate Office Building, Washington, DC 20510-3202; and Senator Kirsten Gillibrand, United States Senate, 100 State St., Room 4195, Rochester, NY 14614.

STATE OF NEW YORK

ss.
COUNTY OF STEUBEN

I, the undersigned, Clerk of the Steuben County Legislature, DO HEREBY CERTIFY, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED : 04/27/2020  INTRO. NO. : 23-23
PERM. NO. : 105-20  INTRO. DATE: 04/27/2020

INTRO. BY : B. Schu  SECONDED BY : G. Swackhamer

VOTE:
ROLL CALL      X  YES  8824  AMENDED  LOST
ADOPTED       X  NO  1048  TABLED
ACCLAMATION  ABSTN’D  0  POSTPONED
ABSENT  0  REF’D/COM

COMMITTEES:
Admin  Y: 5  N: 0  Y: 5  N: 0

TITLE: APPROVING A MEMORANDUM OF AGREEMENT WITH THE CSEA CORRECTION OFFICERS, DISPATCHERS, AND COURT SECURITY OFFICERS UNIT RELATIVE TO A NEW CATEGORY OF PAID LEAVE ESTABLISHED TO BE KNOWN AS COVID-19 LEAVE.

WHEREAS, the County and the CSEA Correction Officers, Dispatchers, and Court Security Officers Unit have met for the purpose of discussing matters related to additional benefits for certain County employees who have performed services during the COVID-19 pandemic; and

WHEREAS, a new category of paid leave time is hereby established to be known as the COVID-19 Leave; and

WHEREAS, the Steuben County Manager, Steuben County Sheriff, Director of 911, Personnel Officer and the Administration Committee have reviewed and recommended the proposed changes; and

WHEREAS, the CSEA Correction Officers, Dispatchers, and Court Security Officers Unit have accepted this Amendment.

NOW THEREFORE, BE IT

RESOLVED, the proposed changes contained in the Proposed Memorandum of Agreement (MOA) between Steuben County and the CSEA Correction Officers, Dispatchers, and Court Security Officers Unit of the County of Steuben are hereby approved; and be it further

RESOLVED, the County Manager is hereby authorized to sign the MOA; and be it further

RESOLVED, that the above-referenced changes will become effective the pay period following the signing of the attached Memorandum of Agreement; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager; County Attorney; Personnel Officer; Commissioner of Finance; and James Towner, Unit President Steuben County CSEA Correction Officers, Dispatchers, and Court Security Officers Unit.
STATE OF NEW YORK

COUNTY OF STEUBEN

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.
MEMORANDUM OF AGREEMENT

By and Between

The County of Steuben
(hereinafter referred to as the “County”)

and

The Civil Service Employees Association, Inc., Local 1000, AFL-CIO for the
Steuben County Correction Officers, Dispatchers and Court Security Officers Unit
Steuben County Local #851
(hereinafter referred to as the “CSEA”)

This Agreement is made the ___ day of April, 2020, by the County of Steuben (“County”) and the Civil Service Employees Association, Inc., Local 1000, AFL-CIO for the Steuben County Correction Officers, Dispatchers and Court Security Officers Unit Steuben County Local #851 (“CSEA”).

WHEREAS, the County and the CSEA have met for the purpose of discussing matters related to additional benefits for certain County employees who have performed services during the COVID-19 pandemic and, as a result, the County and CSEA have agreed upon certain matters which they wish to memorialize by this Memorandum of Agreement as follows:

1. A new category of paid leave time is hereby established to be known as the COVID-19 Leave.
2. This additional leave time applies to employees who were/are required to report to a County facility to perform their duties or to employees who were required to work remotely beginning on March 14, 2020 for the duration of the requirement for the County to allow 50% or more of its workforce to work remotely.
3. Eligible employees will receive one (1) hour of COVID-19 leave for every hour worked at a County facility up to a maximum number of hours that equate to fifteen (15) work days for employees who normally work five 7.5 hour or 8 hour days, or up to a maximum number of hours that equate to twelve (12) work days for those employees who normally work four 10 hour days. If the majority (50% or greater) of the employee’s work during this period is/was performed at a County facility, they will be eligible for this benefit.
4. Eligible employees will receive one (1) hour of COVID-19 leave for every hour worked remotely up to a maximum number of hours that equate to ten (10) work days for employees who normally work five 7.5 hour or 8 hour days, or up to a maximum number of hours that equate to eight (8) work days for those employees who normally work four 10 hour days. If the majority (50% or greater) of the employee’s work during this period is/was performed remotely, the employee will be eligible for this benefit.
5. An employee will be eligible for one of the foregoing leave benefits, but not both.

6. Use of COVID-19 paid leave requires the approval of the employee’s supervisor and is limited to five (5) days in a calendar year for employees with a normal work week of five 7.5 hour or 8 hour days, and is limited to four (4) days in a calendar year for employees with a normal work week of four 10 hour days.

7. There is no ability to convert this leave time to a monetary equivalent under any circumstances.

8. All employees required to report to County facilities may be required to have a temperature check at the discretion of the County.

This Agreement constitutes the full and complete agreement regarding any special or additional employee benefits related to all service for the duration of the COVID-19 pandemic and the Executive Orders or other regulatory matters related to the COVID-19 pandemic, and is in lieu of any grievances related to services performed during this period of time.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals this ______ day of April, 2020.

COUNTY OF STEUBEN

By: ____________________________
    Jack Wheeler, County Manager

By: ____________________________

STEUBEN COUNTY CORRECTION OFFICERS,
DISPATCHERS AND COURT SECURITY OFFICERS
UNIT
STEUBEN COUNTY LOCAL #851

By: ____________________________
    Brent Underwood, Labor Relations Specialist

By: ____________________________
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED : 04/27/2020
PERM. NO. : 106-20
INTRO. NO. : 24-24
INTRO. DATE: 04/27/2020
INTRO. BY : B. Schu
SECONDED BY : C. Ferratella

VOTE:
ROLL CALL X YES 9275 AMENDED LOST
ADOPTED X NO 597 TABLED W/DRWN
ACCLAMATION ABSTN’D 0 POSTPONED
ABSENT 0 REF’D/COM

COMMITTEES: Admin Y: 5 N: 0 Y: 0 N: 0

TITLE: APPROVING A MEMORANDUM OF AGREEMENT WITH THE DEPUTY SHERIFF’S ASSOCIATION RELATIVE TO A NEW CATEGORY OF PAID LEAVE ESTABLISHED TO BE KNOWN AS COVID-19 LEAVE.

WHEREAS, Steuben County and the Deputy Sheriffs Association have met for the purpose of discussing matters related to additional benefits for certain County employees who have performed services during the COVID-19 pandemic; and

WHEREAS, a new category of paid leave time is hereby established to be known as the COVID-19 Leave; and

WHEREAS, the Steuben County Manager, the Steuben County Sheriff, the Personnel Officer and the Administration Committee have reviewed and recommended the proposed changes; and

WHEREAS, the Deputy Sheriffs Association has accepted this Amendment.

NOW THEREFORE, BE IT

RESOLVED, the changes contained in the Proposed Memorandum of Agreement (MOA) between Steuben County and the Deputy Sheriffs Association of the County of Steuben are hereby approved; and be it further

RESOLVED, the County Manager is hereby authorized to sign the MOA; and be it further

RESOLVED, the above-referenced changes will become effective the pay period following the signing of the attached Memorandum; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager; County Attorney; Personnel Officer; Commissioner of Finance; and Matthew Sorge, Unit President Steuben County Deputy Sheriffs Association.
STATE OF NEW YORK) ss.:
COUNTY OF STEUBEN)

I, the undersigned, Clerk of the Steuben County Legislature, DO HEREBY CERTIFY, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.
MEMORANDUM OF AGREEMENT

By and Between

The County of Steuben
(hereinafter referred to as the “County”)

and

The Deputies Association of the County of Steuben
(hereinafter referred to as the “Deputy Sheriffs’ Union”)

This Agreement is made the ___ day of April, 2020, by the County of Steuben (“County”) and the Deputies Association of the County of Steuben (“Deputy Sheriffs’ Union”).

WHEREAS, the County and the Deputy Sheriffs’ Union have met for the purpose of discussing matters related to additional benefits for certain County employees who have performed services during the COVID-19 pandemic and, as a result, the County and the Deputy Sheriffs’ Union have agreed upon certain matters which they wish to memorialize by this Memorandum of Agreement as follows:

1. A new category of paid leave time is hereby established to be known as the COVID-19 Leave.

2. This additional leave time applies to employees who were/are required to report to a County facility to perform their duties or to employees who were required to work remotely beginning on March 14, 2020 for the duration of the requirement for the County to allow 50% or more of its workforce to work remotely.

3. Eligible employees will receive one (1) hour of COVID-19 leave for every hour worked at a County facility up to a maximum number of hours that equate to fifteen (15) work days for employees with a normal work week of five 7.5 hour or 8 hour days, or up to a maximum number of hours that equate to twelve (12) work days for employees with a normal work week of four 10 hour days. If the majority (50% or greater) of the employee’s work during this period is/was performed at a County facility, they will be eligible for this benefit.

4. Eligible employees will receive one (1) hour of COVID-19 leave for every hour worked remotely up to a maximum number of hours that equate to ten (10) work days for employees with a normal work week of five 7.5 hour or 8 hour days, or up to a maximum number of hours that equate to eight (8) work days for employees with a normal work week of four 10 hour days. If the majority (50% or greater) of the employee’s work during this period is/was performed remotely, the employee will be eligible for this benefit.

5. An employee will be eligible for one of the foregoing leave benefits, but not both.
6. Use of COVID-19 paid leave requires the approval of the employee’s supervisor and is limited to five (5) days in a calendar year for employees with a normal work week of five 7.5 hour or 8 hour days, and is limited to four (4) days in a calendar year for employees with a normal work week of four 10 hour days.

7. There is no ability to convert this leave time to a monetary equivalent under any circumstances.

8. All employees required to report to County facilities may be required to have a temperature check at the discretion of the County.

This Agreement constitutes the full and complete agreement regarding any special or additional employee benefits related to all service for the duration of the COVID-19 pandemic and the Executive Orders or other regulatory matters related to the COVID-19 pandemic, and is in lieu of any grievances related to services performed during this period of time.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals this ______ day of April, 2020.

COUNTY OF STEUBEN

By: __________________________
    Jack Wheeler, County Manager

By: __________________________

THE DEPUTIES ASSOCIATION OF THE COUNTY OF STEUBEN

By: __________________________

By: __________________________

By: __________________________
RESOLUTION
STEUBEN COUNTY LEGISLATURE
BATH, NEW YORK

DATE APPROVED: 04/27/2020 INTRO. NO. : 25-25
PERM. NO. : 107-20 INTRO. DATE: 04/27/2020

INTRO. BY: B. Schu SECONDED BY: F. Potter

VOTE:

ROLL CALL
X YES 8824 AMENDED LOST
ADOPTED X NO 1048 TABLED W/DRWN
ACCLAMATION X ABSTN’D 0 POSTPONED
ABSENT 0 REF’D/COM

COMMITTEES:
Admin Y: 5 N: 0 Y: N: Y: N: 

TITLE: APPROVING A MEMORANDUM OF AGREEMENT WITH THE CSEA MAIN UNIT RELATIVE TO A NEW CATEGORY OF PAID LEAVE ESTABLISHED TO BE KNOWN AS COVID-19 LEAVE.

WHEREAS, Steuben County and the CSEA Main Unit have met for the purpose of discussing matters related to additional benefits for certain County employees who have performed services during the COVID-19 pandemic; and

WHEREAS, a new category of paid leave time is hereby established to be known as the COVID-19 Leave; and

WHEREAS, the Steuben County Manager, Personnel Officer and the Administration Committee have reviewed and recommended the proposed changes; and

WHEREAS, the CSEA Main Unit has accepted this Amendment.

NOW THEREFORE, BE IT

RESOLVED, the changes contained in the Proposed Memorandum of Agreement (MOA) between Steuben County and the CSEA Main Unit of the County of Steuben are hereby approved; and be it further

RESOLVED, the County Manager is hereby authorized to sign the MOA; and be it further

RESOLVED, the above-referenced changes will become effective the pay period following the signing of the attached Memorandum; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Manager; County Attorney; Personnel Officer; Commissioner of Finance; and Chris Myers, Unit President Steuben County CSEA Main Unit.
STATE OF NEW YORK)    
COUNTY OF STEUBEN)  

I, the undersigned, Clerk of the Steuben County Legislature, **DO HEREBY CERTIFY**, that the foregoing is a copy of a resolution duly adopted by said County Legislature while in session in the Legislative Chambers in the Village of Bath, New York, April 27, 2020; that it is a correct transcript therefrom and of the whole of said original.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and the seal of the said County Legislature at Bath, New York, April 28, 2020.
MEMORANDUM OF AGREEMENT

By and Between

The County of Steuben
(hereinafter referred to as the “County”)

and

The Civil Service Employees Association, Inc., Local 1000, AFL-CIO for the Steuben County Local #851
(hereinafter referred to as the “CSEA”)

This Agreement is made the ___ day of April, 2020, by the County of Steuben (“County”) and the Civil Service Employees Association, Inc., Local 1000, AFL-CIO for the Steuben County Local #851 (“CSEA”).

WHEREAS, the County and the CSEA have met for the purpose of discussing matters related to additional benefits for certain County employees who have performed services during the COVID-19 pandemic and, as a result, the County and CSEA have agreed upon certain matters which they wish to memorialize by this Memorandum of Agreement as follows:

1. A new category of paid leave time is hereby established to be known as the COVID-19 Leave.

2. This additional leave time applies to employees who were/are required to report to a County facility to perform their duties or to employees who were required to work remotely beginning on March 14, 2020 for the duration of the requirement for the County to allow 50% or more of its workforce to work remotely.

3. Eligible employees will receive one (1) hour of COVID-19 leave for every hour worked at a County facility up to a maximum number of hours that equate to fifteen (15) work days for employees who normally work five 7.5 hour or 8 hour days, or up to a maximum number of hours that equate to twelve (12) work days for employees who normally work four 10 hour days. If the majority (50% or greater) of the employee’s work during this period is/was performed at a County facility, they will be eligible for this benefit.

4. Eligible employees will receive one (1) hour of COVID-19 leave for every hour worked remotely up to a maximum number of hours that equate to ten (10) work days for employees who normally work five 7.5 hour or 8 hour days, or up to a maximum number of hours that equate to eight (8) work days for employees who normally work four 10 hour days. If the majority (50% or greater) of the employee’s work during this period is/was performed remotely, the employee will be eligible for this benefit.

5. An employee will be eligible for one of the foregoing leave benefits, but not both.
6. Use of COVID-19 paid leave requires the approval of the employee’s supervisor and is limited to five (5) days in a calendar year for employees with a normal work week of five 7.5 hour or 8 hour days, and is limited to four (4) days in a calendar year for employees with a normal work week of four 10 hour days.

7. There is no ability to convert this leave time to a monetary equivalent under any circumstances.

8. All employees required to report to County facilities may be required to have a temperature check at the discretion of the County. All employees who worked remotely, any percentage of time, during the COVID-19 State of Emergency have no ability hereunder or in the future, unless specifically negotiated otherwise, to recover or be reimbursed for any expenses they may have incurred for telecommuting, including but not limited to, home internet, non-work issued/owned cell phones, non-County issued equipment or supplies.

This Agreement constitutes the full and complete agreement regarding any special or additional employee benefits related to all service for the duration of the COVID-19 pandemic and the Executive Orders or other regulatory matters related to the COVID-19 pandemic, and is in lieu of any grievances related to services performed during this period of time.
IN WITNESS WHEREOF, the parties have hereunto set their hands and seals this ______ day of April, 2020.

COUNTY OF STEUBEN

By: ________________________________  
Jack Wheeler, County Manager

By: ________________________________

CSEA, INC., LOCAL 1000 AFL-CIO,  
STEUBEN COUNTY UNIT OF STEUBEN COUNTY LOCAL #851

By: ______________________________  
Brent Underwood, Labor Relations Specialist

By: ______________________________  
By: ______________________________