The County Legislature of the County of Steuben convened in Regular Session in the Legislative Chambers in Bath, NY on the 23\textsuperscript{rd} day of September, 2019 at 10:00 a.m. and was called to order by the Chairman of the Legislature, Joseph J. Hauryski.

Roll Call and all members present except Legislator Schu.

Mr. Swackhamer provided the Invocation and the Pledge of Allegiance was led by Ms. Lattimer.

Chairman Hauryski asked Dana Stratton to come forward. Ms. Stratton is an employee in the Department of Personnel and Civil Service. He presented her with a Certificate of Appreciation in recognition of her 15 years of service to Steuben County.

Chairman Hauryski asked Kim Gotshall to come forward. Ms. Gotshall is an employee in the Finance Office. He presented her with a Certificate of Appreciation in recognition of her 25 years of service to Steuben County.

Chairman Hauryski asked Penny Markell to come forward. Ms. Markell is an employee in the Department of Social Services. He presented her with a Certificate of Appreciation in recognition of her 25 years of service to Steuben County.

Chairman Hauryski asked Kim Tears to come forward. Ms. Tears is an employee in Public Health. He presented her with a Certificate of Appreciation in recognition of her 20 years of service to Steuben County.

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

Wayne Wells, Cameron, spoke about his concerns regarding President Trump.

James Koegel, Canisteo, thanked the Legislature for the opportunity to speak relative to the health impacts of wind turbines. \textit{A complete copy of his comments are on file with the official minutes.}

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

\textit{Motion adopting the minutes of the previous meeting(s) made by Mr. Van Etten, seconded by Mr. Malter and duly carried.}

Ms. Mori announced that next month, immediately following the Legislative Meeting, the mandated sexual harassment training will be provided for Legislators only. Please allow two hours for this training.

Mr. Nichols announced that his 18\textsuperscript{th} grandchild was born on September 9\textsuperscript{th}.

Mr. Van Etten announced the Finance Budget Workshop has been scheduled for Tuesday, October 8\textsuperscript{th} at 10:00 a.m. or immediately following Finance. If needed, we will also meet on Wednesday, October 9\textsuperscript{th} at 9:00 a.m.
RESOLUTION NO. 152-19

Introduced by S. Van Etten. Seconded by C. Ferratella.

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

RESOLVED, that pursuant to a Stipulation of Settlement and Consent Order in the matter of the foreclosure of tax liens by proceeding In Rem, and pursuant to Real Property Tax Law §1166, the Steuben County Commissioner of Finance is authorized and directed to execute the necessary documentation to convey the recited parcel contained in Schedule “B” to the grantee(s) upon receipt of the consideration indicated, and as approved by the Steuben County Finance Committee on September 10, 2019; and be it further

RESOLVED, the said grantee(s) must accept the parcel contained in Schedule “B” "as is" together with the obligation of removing any persons, if any, claiming any interest in the parcel if need be; 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 “C”, the Commissioner of Finance is authorized to cancel the unpaid taxes against the property(ies) set forth in Schedule “C”, pursuant to Real Property Tax Law §558, as approved by the Steuben County Finance Committee on September 10, 2019; and be it further

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

SCHEDULE “A”

<table>
<thead>
<tr>
<th>Resolution No.</th>
<th>A-1</th>
<th>Resolution No.</th>
<th>A-2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name</td>
<td>Doverspike Real Estate Partners</td>
<td>Name</td>
<td>Jeffery Kanaval</td>
</tr>
<tr>
<td>Parcel No.</td>
<td>415.00-01-020.200</td>
<td>Parcel No.</td>
<td>056.00-01-024.220</td>
</tr>
<tr>
<td>Municipality</td>
<td>Town of Troupsburg</td>
<td>Municipality</td>
<td>Town of Cohocton</td>
</tr>
<tr>
<td>Disposition</td>
<td>2019 Parcel Split</td>
<td>Disposition</td>
<td>2017 Correction of Error - Acreage</td>
</tr>
</tbody>
</table>

Legislative Meeting
Monday, September 23, 2019
<table>
<thead>
<tr>
<th>Resolution No.</th>
<th>Name</th>
<th>Parcel No.</th>
<th>Municipality</th>
<th>Disposition</th>
</tr>
</thead>
<tbody>
<tr>
<td>A-3</td>
<td>Jeffery Kanaval</td>
<td>056.00-01-024.220</td>
<td>Town of Cohocton</td>
<td>2018 Correction of Error - Acreage</td>
</tr>
<tr>
<td>A-4</td>
<td>Jeffery Kanaval</td>
<td>056.00-01-024.210</td>
<td>Town of Cohocton</td>
<td>2019 Correction of Error - Acreage</td>
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<tr>
<td>A-5</td>
<td>Family Life Ministries</td>
<td>099.20-01-056.000</td>
<td>Village of Avoca</td>
<td>2019-20 Correction – Tax Exempt</td>
</tr>
<tr>
<td>A-6</td>
<td>Marcia K. Jacobs</td>
<td>005.00-01-064.110</td>
<td>Town of Cohocton</td>
<td>2020 Parcel Split</td>
</tr>
<tr>
<td>A-7</td>
<td>Jeffrey and Jeanne Black</td>
<td>009.00-01-006.221</td>
<td>Town of Prattsburgh</td>
<td>2020 Correction – Vacant land</td>
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**SCHEDULE “B”**

<table>
<thead>
<tr>
<th>Resolution No.</th>
<th>Former Owner</th>
<th>Foreclosed Parcel</th>
<th>Municipality</th>
<th>Grantee(s)</th>
<th>Grantee(s) Address</th>
<th>Consideration</th>
<th>Disposition</th>
</tr>
</thead>
<tbody>
<tr>
<td>B-1</td>
<td>Isabelle Risley, Attn: Robert J. DeLude</td>
<td>311.04-01-006.100, Index No. 2016-1201CV</td>
<td>Town of Rathbone</td>
<td>Robert J. DeLude</td>
<td>c/o, Joseph G. Pelych Esq., 211 Main Street, Hornell, NY 14843</td>
<td>$9,444.25</td>
<td>§1166 Sale, Quitclaim Deed</td>
</tr>
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</table>

**SCHEDULE “C”**

<table>
<thead>
<tr>
<th>Resolution No.</th>
<th>Name</th>
<th>Parcel No.</th>
<th>Municipality</th>
<th>Disposition</th>
</tr>
</thead>
<tbody>
<tr>
<td>C-1</td>
<td>Gerald Didas and Leslee Perry</td>
<td>136.05-01-023.220/27</td>
<td>Town of Hornellsville</td>
<td>Cancellation of Void Taxes: 2019 Town and County</td>
</tr>
</tbody>
</table>

**Vote:** Roll Call – Adopted. Yes – 8615, No – 0, Abstained – 597, Absent – 660

(Abstained – Legislator Mullen due to a client being listed; Absent – Legislator Schu)

**RESOLUTION NO. 153-19**

Introduced by J. Hauryski. Seconded by H. Lando.

RECEIVING AND ACCEPTING THE SEPTEMBER 23, 2019 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:
August 20, 2019
NYS Division of the Budget – Re: Receipt of the 2019 tax cap compliance certification which qualifies for state reimbursements on Raise the Age (RTA) eligible expenses incurred in 2019. **Referred to: Finance Committee; Kathy Muller, Commissioner of Social Services; Jennifer Prossick; County Attorney; and Patrick Donnelly; Commissioner of Finance.**

August 22, 2019
NYS Board on Electric Generation Siting and the Environment – Re: Order granting certificate of Environmental Compatibility and Public Need, with conditions on the Eight Point Wind LLC Project (Case# 16-F-0062). **Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.**

August 23, 2019
NYS Division of the Budget – Re: Receipt of the REVISED 2019 tax cap compliance certification which qualifies for state reimbursements on Raise the Age (RTA) eligible expenses incurred in 2019. **Referred to: Finance Committee; Kathy Muller, Commissioner of Social Services; Jennifer Prossick; County Attorney; and Patrick Donnelly; Commissioner of Finance.**

August 26, 2019
NYS Board on Electric Generation Siting and the Environment – Re: Notice of meeting scheduled for Thursday, September 12, 2019 @ 10:30am in the 19th Floor Board Room of the Department of Public Service’s Albany office located at Three Empire State Plaza, Albany N.Y. on the Baron Winds, LLC Project (Case# 15-F-0122). **Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.**

NYS Homeland Security and Emergency Services – Re: Notification of being awarded $129,963 under the FY2019 State Homeland Security Program (SHSP). **Referred to: Public Safety & Corrections Committee; Tim Marshall, EMO Director; and Sheriff Allard.**

September 3, 2019
NYS Homeland Security and Emergency Services – Re: Notification of being awarded $41,148 under the FY2019 Emergency Management Performance Grant (EMPG). **Referred to: Public Safety & Corrections Committee; Tim Marshall, EMO Director; and Sheriff Allard.**

Western Regional Off-Track Betting Corporation – Re: Check in the amount of $2,159, which represents the July 2019 surcharge revenues for Steuben County. **Referred to: Finance Committee; and Patrick Donnelly, Commissioner of Finance.**

Corning Community College – Re: Notification of the change in the county chargeback rate ($3,102 per FTE) and an estimate of the total chargeback’s (Jan-Dec 2020: Operating $2,760,780/Capital $267,000). **Referred to: Human Services/Health & Education Committee; Finance Committee; and Patrick Donnelly, Commissioner of Finance.**

Harris Beach PLLC, Attorneys at Law – Re: Steuben County Industrial Development Agency and FHFCU HQ LLC and FHFCU Lot LLC (payment in lieu of tax) (REVISED TAX MAP#) agreement and RP-412-a form for property located at 210 East Denison Avenue and 201 East First Street (which shall be assigned 202 East Denison Parkway) City of Corning, NY. **Referred to: Finance and Administration Committees; Patrick Donnelly, Commissioner of Finance; Wendy Jordan, RPTSA Director; and Jennifer Prossick, County Attorney.**

September 9, 2019
NYS Department of Taxation & Finance, Office of Real Property Tax Services – Re: Certificate of the 2019 Steuben County Equalization Rates. **Referred to: Administration Committee; Wendy Jordan, Real Property Director; and Brenda Mori, Clerk of the Legislature.**
NYS Board on Electric Generation Siting and the Environment – Re: Ruling directing disclosure of confidential information on the Canisteo Wind Energy LLC Project (Case# 16-F-0205). **Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.**

NYS Board on Electric Generation Siting and the Environment – Re: Ruling granting in part and denying in part Sharkey motion for official notice on the Canisteo Wind Energy LLC Project (Case# 16-F-0205). **Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.**

The Dax Law Firm, P.C. – Re: Supplement to the application for a certificate of environmental compatibility and public need filed on behalf of the Canisteo Wind Energy LLC (Case# 19-T-0041). **Referred to: A.I.P. Committee; and Amy Dlugos, Planning Director.**

**Vote:** Acclamation – Adopted.

**RESOLUTION NO. 154-19**

Introduced by J. Malter. Seconded by K. Fitzpatrick.

**PRESENTING LOCAL LAW TENTATIVELY NO. THREE FOR THE YEAR 2019 AUTHORIZING A STEUBEN COUNTY TRAFFIC DIVERSION PROGRAM.**

WHEREAS, in the public interest the Traffic Diversion Program has been established through the Steuben County District Attorney and requires uniform protocols for the provision of the Traffic Diversion Program; and

WHEREAS, the District Attorney has the capacity to manage the processes of the Traffic Diversion Program once referral is made thereto; and

WHEREAS, the Commissioner of Finance is charged with the function of making lawful disbursement of funds received by Steuben County; and

WHEREAS, it is in the best interest of Steuben County to establish rules and procedures in managing the Traffic Diversion Program and delivery of such services together with the receipt and lawful distribution of funds so received.

NOW THEREFORE, BE IT

RESOLVED, there is hereby presented to each member of this Steuben County Legislature Local Law Tentatively No. Three for the Year 2019, Authorizing a Steuben County Traffic Diversion Program.

**COUNTY OF STEUBEN**

**LOCAL LAW TENTATIVELY NO. THREE FOR THE YEAR 2019**

A Local Law Authorizing a Steuben County Traffic Diversion Program.

BE IT ENACTED by the Steuben County Legislature, as follows:

**SECTION 1. LEGISLATIVE INTENT**

It is the intent of this Local Law to authorize the establishment of a traffic diversion instructional program for persons referred by the District Attorney pursuant to this local law and guidelines hereby authorized to be instituted by the District Attorney to provide for an educational program under State authority authorizing local government to provide for the safety and well-being of persons within the County of Steuben. The Traffic Diversion Program will be a voluntary educational program with the goal to increase the safety of the roads in Steuben County by teaching drivers how to be better drivers.
SECTION 2. DEFINITIONS

1) "Traffic Diversion Services" shall mean instructive materials and educational classes generally recognized by the New York State Department of Motor Vehicles which provide knowledge and techniques for safe and lawful driving.

2) "District Attorney" shall mean the District Attorney in and for the County of Steuben as defined in the Charter of Steuben County, New York.

3) "Commissioner of Finance" shall mean the Commissioner of Finance in and for the County of Steuben as defined in the Charter of Steuben County, New York.

SECTION 3. ESTABLISHMENT OF PROGRAM

In order to effectuate “the government, protection, order, conduct, safety, health and well-being of persons and property” [New York Home Rule Section 10] within Steuben County, the County establishes a Traffic Diversion Program for any and all such persons referred to the Traffic Diversion Program, (hereinafter “Program”), by the District Attorney, as set forth herein:

a) The District Attorney is hereby authorized, per New York Home Rule Section 10 and New York County Law Section 700(1), to establish written guidelines addressing: 1) Eligibility for participation in the Program and 2) Means of written application for eligible persons to participate in local, live driver safety classes and/or providing eligible persons with qualifying alternative means of satisfying the required local, live safety instruction.

b) The District Attorney’s Office is authorized to administer all non-financial aspects of the Program in order to effectuate the intent of this local law.

c) The District Attorney shall maintain its’ Traffic Diversion records in accordance with New York County Law Section 700(7).

d) The Commissioner of Finance is authorized to accept all financial payments, as set forth herein (Section 4, below), for individuals deemed eligible by the District Attorney to participate in the Traffic Diversion Program.

e) All disbursements of the service charges, as set forth in Section 4, below, collected by the Commissioner of Finance from the Traffic Diversion Program shall be made pursuant to agreements authorized per New York General Municipal Law Section 119-o or Memorandums of Understanding and by separate resolution(s) of the Steuben County Legislature, when required by law.

SECTION 4. SERVICE CHARGE

a) Based on the Legislative Intent, Section 1, the Commissioner of Finance is authorized to collect a service charge of $275 for alleged traffic violations and/or $350 for alleged traffic related misdemeanors for an individual’s voluntary participation in the Traffic Diversion Program.

b) All payments for voluntary participation in the Traffic Safety Program shall be submitted to the Commissioner of Finance and all checks for the same shall be payable to “Steuben County” and shall be deposited into the General Fund of Steuben County.

c) The Commissioner of Finance shall periodically review the comprehensive costs of the Program to ensure the service charge imposed under this Section reasonably reflects the costs associated with conducting the Program.

d) Pursuant to this Local Law, the Steuben County Public Safety Committee shall have authority upon recommendation by the District Attorney and the Commissioner of Finance, to modify, change or otherwise adjust the service charge(s) set forth herein.
SECTION 5. SEVERABILITY

In the event any portion hereof shall be declared unenforceable, the balance of the local law remaining shall be in full force and effect.

SECTION 6. EFFECTIVE DATE

This local law shall become effective upon final adoption.

AND BE IT FURTHER RESOLVED, before said Local Law is adopted by the Steuben County Legislature, a Public Hearing shall be held on Monday, October 28, 2019 at 10:00 a.m. at the Legislative Chambers, Village of Bath, New York; and be it further

RESOLVED, the Clerk of the Legislature shall cause a Notice of said Public Hearing to be posted at the Courthouse in the municipality of Bath, Corning City Hall, and the DMV Office in Hornell, have said Notice published for one insertion in the two official newspapers of the County, and shall cause such posting and publication to be completed at least five (5) days prior to the date heretofore set forth for the Public Hearing, with the proof of posting and publication filed in the Office of the Clerk of the Legislature; and be it further

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

Mrs. Lando stated the resolution states that the funds will go to the General Fund; she thought the funds were going into a separate account. Mr. Wheeler replied the funds will go into the General Fund and then will be budgeted into a cost center. Any money coming into the county is considered General Funds.

Mr. Van Etten stated the key is that with the new program, all finances will be managed by the Commissioner of Finance and that takes the District Attorney out of it, which is what he had wanted as well.

Vote: Acclamation – Adopted.

RESOLUTION NO. 155-19


ACCEPTING THE FY 2019 STATE HOMELAND SECURITY PROGRAM GRANT.

WHEREAS, Steuben County has identified the risks associated with the effects of terrorism; and

WHEREAS, Steuben County has identified the potential vulnerability throughout the County to this type of incident; and

WHEREAS, Steuben County has identified the need for additional resources, education and training; and

WHEREAS, the New York State Department of Homeland Security and Emergency Services is responsible for the assignment of administration of grant allocations provided by the Federal Government; and

WHEREAS, the New York State Department of Homeland Security and Emergency Services has awarded Steuben County with Federal Fiscal Year 2019 grant funds in the amount of $129,963 under the State Homeland Security Program (SHSP); and
WHEREAS, seventy-five percent of the funding ($97,472) will go to the Emergency Services Office to support response, education, prevention and planning for terrorist incidents and twenty-five percent of the total funding ($32,491) must be directed to the Sheriff’s Office for law enforcement terrorism prevention activities.

NOW THEREFORE, BE IT

RESOLVED, the County Manager is authorized to execute the requisit documentation with the New York State Department of Homeland Security and Emergency Services to accept funding in the amount of $129,963 for implementation of the State Homeland Security Program (SHSP) to support response, education, prevention and planning for terrorist incidents; and be it further

RESOLVED, the Commissioner of Finance is hereby authorized to establish a revenue account for the purpose of accepting the grant funding from the Federal Government and the New York State Office of Homeland Security; and be it further

RESOLVED, the Commissioner of Finance is hereby authorized to appropriate such revenue to the appropriate accounts within the budget of the Emergency Services Office and the Sheriff’s Office for the purpose of fulfilling the aforementioned grant; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Grant Unit of the New York State Department of Homeland Security and Emergency Services, 1220 Washington Avenue, State Office Building 7A, Albany NY 12226; the Commissioner of Finance; the Sheriff, the County Manager and the Director of Emergency Services.

Vote: Roll Call – Adopted.

RESOLUTION NO. 156-19


AUTHORIZING THE DISTRICT ATTORNEY TO PURCHASE COMPUTER AND TECHNOLOGY-RELATED EQUIPMENT FROM TWO EXISTING CAPITAL PROJECTS.

WHEREAS, the District Attorney has existing capital projects for a highway based plate-reader program and a Child Advocacy Center; and

WHEREAS, the District Attorney has no budgeted funds currently available to comply with costs associated with new State-mandated Discovery requirements; and

WHEREAS, the New York State Legislature has failed to provide funds to enable the District Attorney to comply with this new statutory mandate; and

WHEREAS, the District Attorney’s Office is in need of additional computer and technology-related equipment to comply with changes to Discovery mandated by State Legislation enacted with passage of the New York State Budget in April of 2019.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance be, and the same hereby is, authorized to allow the District Attorney’s Office to expend up to $39,900.00 in funds from the Plate Readers Capital Project and the Child Advocacy Center Capital Project combined to purchase computer and technology-related equipment necessary for compliance with New State’s Discovery mandate; and be it further
RESOLVED, the Steuben County District Attorney is hereby authorized to purchase new computer equipment and technology-related materials necessary for compliance with the new State Discovery mandate at a cost of $39,900.00; and be it further

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

Vote: Roll Call – Adopted.

RESOLUTION NO. 157-19

Introduced by S. Van Etten. Seconded by H. Lando.

AUTHORIZING A TRANSFER OF $30,000 FROM THE CONTINGENT FUND TO THE DEPARTMENT OF PERSONNEL & CIVIL SERVICE BUDGET.

WHEREAS, the Department of Personnel & Civil Service has had unexpected personnel expenses in the current year, in addition to increased costs for the 2019 Mandatory Annual Fall Training; and

WHEREAS, the contingent fund has a sufficient balance to cover the unexpected expense.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Finance is hereby authorized and directed to transfer the sum of $30,000 from the Contingent Fund to the Department of Personnel & Civil Service budget 143000-5407390 Employee Training; and be it further

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

Vote: Roll Call – Adopted.

RESOLUTION NO. 158-19

Introduced by S. Van Etten. Seconded by F. Potter.

AUTHORIZING AN ALLOCATION FROM THE ECONOMIC DEVELOPMENT FUND TO CSS WORKFORCE NEW YORK.

WHEREAS, Chemung-Schuyler-Steuben Workforce New York (CSS WFNY) is a local workforce development board established by the three counties to assist individuals with greater employment opportunities and provide businesses with an adequate labor pool; and

WHEREAS, CSS WFNY receives Federal funding through the Workforce Investment Opportunity Act (WIOA) which is overseen by the NYS Department of Labor (NYS DOL); and

WHEREAS, certain criteria must be met in order to expend WIOA funds; and

WHEREAS, a 2016 audit by the NYS DOL found reported expenditures totaling $11,336.20 that were not allowable and must be recaptured; and

WHEREAS, Federal regulations stipulate the founding counties of CSS WFNY are responsible for any recaptured funds; and
WHEREAS, Steuben County’s portion of the cost of recaptured funds is $4,534.48.

NOW THEREFORE, BE IT

RESOLVED, that the Commissioner of Finance is authorized to allocate $4,534.48 from the Economic Development Fund to CSS Workforce New York to cover Steuben County’s share of recaptured funds; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Finance and Dan Porter, Executive Director, CSS Workforce New York, 23 W. Market Street, Suite 201, Corning, NY 14830.

Mrs. Lando asked did we get a list of the expenses that were not allowed? Mr. Wheeler replied yes and as he is the Chair of the CSS Board of Directors, Mr. Brewer presented this to committee. The expenses that were not allowed were renovation costs for a property on Market Street and that lease had not been approved by the Board.

Vote: Roll Call – Adopted. Yes – 8607, No – 605, Absent - 660
(No: Legislator Fitzpatrick, Absent: Legislator Schu)

RESOLUTION NO. 159-19

Introduced by G. Swackhamer. Seconded by K. Fitzpatrick.

WAIVING THE ESTABLISHED TIP FEE FOR PUBLIC SECTOR CONSTRUCTION DEMOLITION DEBRIS AND ASBESTOS WASTE FOR THE VILLAGE OF WAYLAND.

Pursuant to Article 5 of the County Law of the State of New York.

WHEREAS, the County operates a mixed municipal solid waste landfill in the Town of Bath which currently accepts construction demolition debris and friable asbestos; and

WHEREAS, the County Legislature, by resolution No. 174-16, set the posted public sector tip fees at $30.00/ton for construction demolition debris and $200.00/ton for friable asbestos delivered to said landfill; and

WHEREAS, the Village of Wayland has requested that the County waive the established discounted public sector tip fees for parcel 003.17-02-034.000; and

WHEREAS, the Public Works Committee has approved waiving the current discounted public sector tip fees for the Village of Wayland in regards to parcel 003.17-02-034.000.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Legislature does hereby authorize the Commissioner of Public Works to waive the established, posted discounted public sector tip fees of $30.00/ton for construction demolition debris and $200.00/ton for friable asbestos for the Village of Wayland at said landfill for parcel 003.17-02-034.000; and be it further

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

Mr. Weaver asked how much are we talking? Mr. Spagnoletti replied it will be approximately 300 tons at a fee of $200 per ton for a total cost of $60,000.

Mr. Mullen asked why are we waiving the fee? Mr. Wheeler explained we received a request from the Village of Wayland and the County, in many cases, has waived the tip fee for these types of projects.
understanding is that Public Works did look at doing this in collaboration with the Village, however, it is a complicated project and our crew will not be involved.

Mr. Nichols asked do we have a reduced municipal rate? Mr. Wheeler replied we do have a municipal rate and you would be waiving that. Mr. Spagnoletti stated the municipal rate for asbestos containing material is $200 per ton. Mr. Nichols asked what is the regular rate? Mr. Spagnoletti replied $250 per ton. Mr. Van Etten asked what is the rate for non-asbestos containing material? Mr. Spagnoletti replied the regular rate for non-asbestos containing material is $44 per ton and the municipal rate is $30 per ton.

Mr. Van Etten asked why do we even have a municipal rate if we are going to waive it? Mr. Wheeler stated that is a good question. In a lot of cases, it is not just housing demolition.

Mr. Van Etten asked with normal garbage that is brought in by the municipalities, do they enjoy that reduced municipal rate? Mr. Spagnoletti replied not very often. Mr. Hauryaki commented this would be a good discussion for the Public Works Committee.

Ms. Fitzpatrick asked do the municipalities take advantage of the reduced rate for garbage pickup day? Mr. Spagnoletti replied we have a town clean-up day where the municipalities can bring in roadside garbage at no cost. That is not intended for residents, only the municipalities.

Mr. Mullen asked what is the building that the Village is demolishing? Mr. Wheeler replied it is a property that is located on Main Street that is in the process of being, or has already been condemned. They want to tear the building down in order to improve the neighborhood. Mr. Maltor commented the property has been condemned and has been vacant for several years. At this point the roof is falling in and it is a hazard. The Village owns the building and would like to demolish it in order to improve the situation.

Mr. Ryan asked if a property owner asked for the fee to be waived, would we do it? Mr. Wheeler replied no, as a property owner would be in a position of foreclosure.

Mr. Nichols stated he is in favor of helping the community, but if we have a municipal rate, which projects qualify for that rate? Mr. Wheeler stated the waiver is targeted toward the demolition of properties that improve neighborhoods, and whether to waive or not, is the Legislature’s choice. Mr. Nichols stated we need to set some type of parameters for this. Mr. Wheeler stated that is a conversation we can have with the Public Works Committee.

Vote: Roll Call – Adopted. Yes – 7511, No – 1701, Absent - 660
(No: Legislators Nichols, Ryan and Van Etten; Absent: Legislator Schu)

RESOLUTION NO. 160-19

Introduced by G. Swackhame. Seconded by R. Weaver.

AUTHORIZING A ROADSIDE MOWING AGREEMENT WITH THE TOWN OF WAYNE.

Pursuant to New York GML §119-O.

WHEREAS, the Town of Wayne has expressed an interest in mowing County Roads in the Town of Wayne; and

WHEREAS, other towns that have mowed County Roads in the past have done so in a timely manner; and
WHEREAS, the County desires to enter into an agreement for the Town of Wayne to mow approximately 19 miles of County Roads including CR87, 94, 95, 96, 97, 114 at a rate of $78.38 per center line mile of mowing in 2020; and

WHEREAS, the Public Works Committee has approved this agreement.

NOW THEREFORE, BE IT

RESOLVED, that the Commissioner of Public Works is hereby authorized to enter into an inter-municipal agreement for roadside mowing with the Town of Wayne; and be it further

RESOLVED, a certified copy of the resolution shall be forwarded to the Commissioner of Public Works.

Vote: Roll Call – Adopted.

RESOLUTION NO. 161-19

Introduced by R. Lattimer. Seconded by J. Malter.

AUTHORIZING A CONTRACT FOR CONSTRUCTION MANAGEMENT SERVICES.

WHEREAS, the County of Steuben is desirous to secure construction management services for the County Office Space Utilization project; and

WHEREAS, Steuben County has issued requests for proposals to obtain said services; and

WHEREAS, the Ad-Hoc Office Space Committee has recommended award to WERTH CONSTRUCTION SERVICES, LLC of BINGHAMTON, NY in the estimated amount of $484,000.00.

NOW THEREFORE, BE IT

RESOLVED, the Steuben County Legislature hereby authorizes the County Manager to execute a contract with WERTH CONSTRUCTION SERVICES, LLC for construction management services in the estimated amount of $484,000.00; and be it further

RESOLVED, these services will be paid for from the Office Space Utilization capital project (HB0301 5250000); and be it further

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

Mr. Hanna asked was this the low bidder? Mr. Wheeler replied yes, they were the low bid.

Vote: Roll Call – Adopted.

RESOLUTION NO. 162-19

Introduced by G. Swackhamer. Seconded by F. Potter.

AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO ENTER INTO A LEASE FOR 49.12± ACRES OF LAND IN AVOCA FOR THE PURPOSE OF PURCHASING GRAVEL.

Pursuant to New York County Law §215.
WHEREAS, the Steuben County Department of Public Works has the need at various times for gravel for its operations; and

WHEREAS, Wayne Mitchell has a gravel pit and has agreed to sell the gravel to the Steuben County Department of Public Works for $1.25/cubic yard, bank measure, with a price adjustment every 5 years per the Consumer Price Index; and

WHEREAS, Steuben County Department of Public Works is desirous of leasing from Wayne Mitchell at said price from 2019 to 2023; and

WHEREAS, the Public Works Committee of the Steuben County Legislature has approved this lease/purchase agreement with Wayne Mitchell.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Public Works is authorized and directed to enter into the lease/purchase agreement with Wayne Mitchell for $1.25/cubic yard, bank measure; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Public Works; Commissioner of Finance; County Auditor; Real Property Tax Director; Risk Manager; and Mr. Wayne Mitchell, PO Box 319, Avoca, NY 14809.

Vote: Roll Call – Adopted.

RESOLUTION NO. 163-19

Introduced by G. Swackhamer. Seconded by G. Roush.

AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO ENTER INTO A LEASE FOR 25± ACRES OF LAND IN AVOCA FOR THE PURPOSE OF PURCHASING GRAVEL.

Pursuant to New York County Law §215.

WHEREAS, the Steuben County Department of Public Works has the need at various times for gravel for its operations; and

WHEREAS, John Strait has a gravel pit and has agreed to sell the gravel to the Steuben County Department of Public Works for $1.25/cubic yard, bank measure, with a price adjustment every 5 years per the Consumer Price Index; and

WHEREAS, Steuben County Department of Public Works is desirous of leasing from John Strait at said price from 2017 to 2021; and

WHEREAS, the Public Works Committee of the Steuben County Legislature has approved this lease/purchase agreement with John Strait.

NOW THEREFORE, BE IT

RESOLVED, the Commissioner of Public Works is authorized and directed to enter into the lease/purchase agreement with John Strait for $1.25/cubic yard, bank measure; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the Commissioner of Public Works;
RESOLUTION NO. 164-19

APPROVING PART TWO AND PART THREE OF THE SEQR DETERMINATION OF SIGNIFICANCE OF THE ENVIRONMENTAL IMPACT RELATIVE TO THE BATH LANDFILL EASTERN EXPANSION.

WHEREAS, the Steuben County Department of Public Works proposes an expansion of the currently permitted Steuben County Bath Landfill in the Town of Bath, New York; and

WHEREAS, the Bath Landfill Eastern Expansion ("Proposed Action") looks to expand the existing facility by 168 acres, which will extend the life of the current facility by an additional 40 years; and

WHEREAS, this Proposed Action is subject to the requirements of the New York State Environmental Quality Review Act ("SEQRA") set forth in Article 8 of the New York State Environmental Conservation Law; and

WHEREAS, based on a review of the applicable SEQRA regulations in 6 NYCRR Part 617, this Proposed Action was classified as a "Type I" action under SEQRA, and a coordinated review process was completed with other interested and involved agencies (as these terms are defined in NYCRR Part 617.2), and the Steuben County Legislature declared themselves as the SEQRA Lead Agency for the Proposed Action at a meeting on August 26, 2019; and

WHEREAS, the Public Works Committee, on behalf of the Steuben County Legislature, has reviewed and considered the information included in the Full Environmental Assessment Forms (Part 1 – Project and Setting, Part 2 – Identification of Potential Project Impacts, and Part 3 – Evaluation of the Magnitude and Importance of the Project Impacts) for the Proposed Action; and

WHEREAS, the Public Works Committee has identified one or more potential significant adverse environmental impacts may result from the Proposed Action.

NOW THEREFORE, BE IT

RESOLVED, that the Steuben County Legislature, acting as Lead Agency, has also reviewed and considered the Full Environmental Assessment Forms (Parts 1, 2, and 3) and the above recommendation from the Public Works Committee regarding their proposed Determination of Significance; and be it further

RESOLVED, that the Steuben County Legislature concurs with the determination that one or more significant adverse environmental impacts has the potential to result, and therefore an Environmental Impact Statement must be prepared to further evaluate and mitigate the potential impacts, as detailed in the accompanying Positive Declaration; and be it further

RESOLVED, that the Steuben County Legislature adopts the attached Positive Declaration, and that the County’s legal counsel and Commissioner of Public Works and/or the Assistant Commissioner – Landfill, in conjunction with project engineering firm Barton & Loguidice, DPC, are authorized and directed to act as Lead Agency representatives to undertake such activities as may be necessary, including the preparation and filing of documents, analyses, and public notices, to assist the County Legislature in fulfilling its obligations under the SEQRA and applicable environmental requirements; and be it further

RESOLVED, that this resolution shall take effect immediately.
Mr. Mullen stated page 5 of Part 2 indicates there will be no impact on agricultural resources, however, isn’t the field adjoining the landfill still being used? Mr. Wheeler stated the buffer property in between is being used for agriculture. Mr. Spagnoletti stated he does not believe the field adjoining the landfill is being used, but the parcel in between is being used for hay. Mr. Mullen stated he thinks that we should include something about that. Additionally, we should mention that there will be odor and noise impacts. Mr. Wheeler stated at the bottom of page 8, it does indicate that there will be an impact on noise, odor and light; the Yes box is check marked under that section.

Ms. Prossick noted these environmental documents have been reviewed by Barton & Loguidice who are our consultants and the answers were based off their guidance. Mr. Mullen stated he thinks that the consultants were wrong on these issues.

**Motion to amend Part 2 of the SEQR Determination of Significance of Environmental Impact relative to the Bath Landfill Eastern Expansion to indicate that there will be impacts relative to agriculture and noise/odor made by Mr. Mullen and seconded by Mr. Weaver. Motion Fails (Yes: Legislators Fitzpatrick, Hanna, Mullen and Weaver; Absent: Legislator Schu)**

**Secretary’s Note: A copy of the Positive Declaration is on file in the Clerk of the Legislature’s Office.**

**Vote:** Roll Call – Adopted. Yes – 8615, No – 597, Absent – 660  
(No: Legislator Mullen; Absent – Legislator Schu)

**RESOLUTION NO. 165-19**

Introduced by G. Swackhamer.  
Seconded by G. Roush.

**APPROVING THE DRAFT SCOPING DOCUMENTS RELATIVE TO THE SEQR FOR THE BATH LANDFILL EASTERN EXPANSION.**

WHEREAS, the Steuben County Department of Public Works proposes an expansion of the currently permitted Steuben County Bath Landfill in the Town of Bath, New York; and

WHEREAS, the Bath Landfill Eastern Expansion ("Proposed Action") looks to expand the existing facility by 168 acres, which will extend the life of the current facility by an additional 40 years; and

WHEREAS, this Proposed Action is subject to the requirements of the New York State Environmental Quality Review Act ("SEQRA") set forth in Article 8 of the New York State Environmental Conservation Law; and

WHEREAS, based on a review of the applicable SEQRA regulations in 6 NYCRR Part 617, the Proposed Action was classified as a “Type I” action, a coordinated review process was completed, and the Steuben County Legislature declared themselves as the SEQRA Lead Agency for the Proposed Action; and

WHEREAS, the Steuben County Legislature, acting as Lead Agency, has completed its review of the Full Environmental Assessment Form at its meeting on September 23, 2019, and determined that the Proposed Action may result in one or more significant adverse environmental impacts and has previously issued a resolution declaring a positive declaration and the reasons for this determination at its meeting on September 23, 2019; and

WHEREAS, in accordance with the SEQRA regulations, a Draft Scoping Document has been prepared to provide an overview of issues to be addressed in the Draft Supplemental Environmental Impact Statement (DSEIS).

**NOW THEREFORE, BE IT**
RESOLVED, that the Steuben County Legislature, acting as Lead Agency, has thoroughly reviewed the Draft Scoping Document for the proposed action and has determined it to be adequate with respect to its scope and content for the purpose of commencing a public review; and be it further

RESOLVED, that the Steuben County Legislature authorizes and directs the Commissioner of Public Works and/or the Assistant Commissioner – Landfill to make available the Draft Scoping Document to involved and interested parties, as well as the public, for review and comment, and further arranging for a copy of the document to be maintained on the County’s website to ensure it is accessible to the public; and be it further

RESOLVED, that written public comments on the Draft Scoping Document will be received until 5:00 pm on November 6, 2019, and that a public scoping meeting will be scheduled, the details of which will be published in a Notice stating the availability of the Draft Scoping Document in the Environmental Notice Bulletin (ENB) and the Steuben Courier Advocate; and be it further

RESOLVED, that the County’s legal counsel and Commissioner of Public Works and/or Assistant Commissioner – Landfill, in conjunction with project engineering firm Barton & Loguidice, DPC, are authorized to file the appropriate SEQRA Notices and take whatever other steps are necessary to carry out this resolution; and be it further

RESOLVED, that this resolution shall take effect immediately.

Vote: Roll Call – Adopted.

RESOLUTION NO. 166-19

Introduced by S. Van Etten.  Seconded by C. Ferratella.

AMENDING THE ADMINISTRATIVE CODE.

WHEREAS, the Administrative Code’s Workplace Drug & Alcohol Policy has been reviewed by the Risk Manager; and

WHEREAS, upon review said Policy requires amending to make the Policy more effective and clear; and

WHEREAS, the State of New York pursuant to Labor Law Section 296-d now expands sexual harassment protections to non-employees; and

WHEREAS, in order to address this change in the law the County Contract Template needs to be amended.

NOW THEREFORE, BE IT

RESOLVED, the Administrative Code Workplace Drug & Alcohol Policy is hereby amended as follows:

Workplace Drug & Alcohol Policy

Part XVI, B), Industrial Post Accident/Incident – Testing of an employee who is directly or indirectly involved in any work related accident/incident on County premises or a worksite, where their actions, judgment, decisions or directive have resulted in circumstances involving:

1. A fatality.
2. A bodily injury to anyone on the scene of the accident requiring medical treatment from a health professional away from the scene.
3. Property damage or loss, to the County or 3rd Party, due to the accident.

; and be it further
**RESOLVED, the Administrative Code Contract Template is hereby amended by adding the following language by way of an additional paragraph at the end of paragraph 5 “Compliance with Rules, Regulations and Laws:**

The Agent offering to provide services pursuant to this contract, as a Consultant, joint venture consultant, subcontractor, attests that its performance of the services outlined in this contract has a written policy addressing sexual harassment prevention in the workplace and provides training, which meets the New York State Department of Labor’s model policy and training standards, to all employees on an annual basis.

Furthermore, by submission of this Expression of Interest procurement document, each agent and each person signing on behalf of any agent certifies, and in the case of a joint submission each party thereto certifies its own organization, under penalty of perjury, that the submitter has and has implemented a written policy addressing sexual harassment prevention training to all of its employees. Such policy shall at minimum meet the requirements of Section Two Hundred One – g of the New York State Labor Law (NYS Labor Law §201-g).

; and be it further

**RESOLVED, certified copies of this Resolution shall be forwarded to the Risk Manager, the County Manager, and the County Attorney.**

**Vote:** Roll Call – Adopted.

**RESOLUTION NO. 167-19**


**CONFIRMING THE REAPPOINTMENT OF THE DIRECTOR OF THE REAL PROPERTY TAX SERVICE AGENCY.**

Pursuant to Section 12.14 of the Steuben County Charter and Real Property Tax Law §1530.

WHEREAS, Wendy S. Jordan of Arkport, New York, has been appointed by the County Manager as the Steuben County Director of the Real Property Tax Service Agency in accordance with the Management Salary Plan in Grade F; and

WHEREAS, the Administration Committee has recommended the Steuben County Legislature confirm said reappointment.

NOW, THEREFORE, BE IT

RESOLVED, Wendy S. Jordan of Arkport, New York, be reappointed as the Steuben County Director of the Real Property Tax Service Agency for a term of six (6) years commencing on October 1, 2019 through September 30, 2025, is hereby confirmed by the Steuben County Legislature; and be it further

RESOLVED, an Oath of Office shall be filed in the Steuben County Clerk's Office, and that the Clerk of this Legislature is directed to file certified copies of this resolution with the above named appointee, the County Clerk, the Personnel Officer, and the NYS Department of Taxation and Finance, W A Harriman Campus, Building 8A, Albany NY 12227.

**Vote:** Roll Call – Adopted.
RESOLUTION NO. 168-19


WAIVING THE 16B PROCESS AND AUTHORIZING THE CREATION OF ONE ASSISTANT DISTRICT ATTORNEY POSITION AND ONE PARALEGAL ASSISTANT POSITION IN THE DISTRICT ATTORNEY’S OFFICE.

WHEREAS, the Governor and New York State Legislature passed significant criminal justice legislation in April 2019 and established the effective date of compliance as January 1, 2020; and

WHEREAS, this legislation included amendments to NYS CPL §245.20 mandating the expansion of discovery obligations including a 15-day requirement to produce, thereby significantly increasing the workload in the District Attorney’s Office; and

WHEREAS, it is necessary and desirable to create one Management Grade E Assistant District Attorney position and one Grade XI Paralegal Assistant position to implement New York State’s required criminal justice reform programs by the effective date; and

WHEREAS, the funding for said positions is currently available within the 2019 budget; and

WHEREAS, Rule 16B of the Rules of Procedure of the County Legislature requires an extraordinary majority to create the aforesaid positions as a result of said request not having been anticipated for the year 2019.

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 positions are hereby created and funded for the denoted department:

<table>
<thead>
<tr>
<th>Department/Position</th>
<th>Quantity</th>
<th>Grade</th>
<th>Salary</th>
</tr>
</thead>
<tbody>
<tr>
<td>District Attorney</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Assistant District Attorney</td>
<td>1</td>
<td>E (Mgmt.)</td>
<td>$52,677 - $68,104</td>
</tr>
<tr>
<td>Paralegal Assistant</td>
<td>1</td>
<td>XI</td>
<td>$34,587 annually ($40,691 after 1 year)</td>
</tr>
</tbody>
</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.

Mr. Weaver asked if we don’t waive the 16B process, how much time would it take to fill the positions? Mr. Wheeler explained the deadline for putting positions into the budget has already passed, however, within the 16B process there are specific conditions under which a waiver can be undertaken. One of those conditions is when the positions are a result of a State/Federal mandate, and in this case, these positions are necessary due to a change in NYS CPL §245.20 relative to discovery.

Vote: Roll Call – Adopted. Yes – 8022, No – 1190, Absent – 660
(No: Legislators Mullen and Ryan; Absent: Legislator Schu)
RESOLUTION NO. 169-19


AUTHORIZING A CONTRACT FOR IN-FACILITY MEDICAL SERVICES IN THE STEUBEN COUNTY JAIL.

WHEREAS, the Steuben County Jail is required to have a Medical Director and provide medical services to inmates; and

WHEREAS, there is currently a vacancy of Medical Director, Nurse Practitioner and other key medical staff at the facility; and

WHEREAS, recruitment efforts for these key positions have been unsuccessful; and

WHEREAS, the Sheriff solicited requests for proposals for medical services, which includes dental, pharmaceutical and all in facility medical services; and

WHEREAS, PrimeCare submitted the most economical proposal and is highly regarded by other counties; and

WHEREAS, PrimeCare has agreed to begin providing these services effective October 1, 2019, for $106,886.31 per month for a total cost of $320,658.93 through December 31, 2019; and

WHEREAS, the Sheriff solicited requests for proposals for medical services, which includes dental, pharmaceutical and all in facility medical services; and

WHEREAS, PrimeCare submitted the most economical proposal and is highly regarded by other counties; and

WHEREAS, PrimeCare has agreed to begin providing these services effective October 1, 2019, for $106,886.31 per month for a total cost of $320,658.93 through December 31, 2019; and

WHEREAS, the Sheriff solicited requests for proposals for medical services, which includes dental, pharmaceutical and all in facility medical services; and

WHEREAS, PrimeCare submitted the most economical proposal and is highly regarded by other counties; and

WHEREAS, PrimeCare has agreed to begin providing these services effective October 1, 2019, for $106,886.31 per month for a total cost of $320,658.93 through December 31, 2019; and

NOW THEREFORE BE IT

RESOLVED, the Steuben County Sheriff is hereby authorized to contract with PrimeCare for in-facility medical services at the Steuben County Jail effective October 1, 2019, and cancel the contract with Omni-Care for Pharmaceutical Services; and be it further

RESOLVED, the Commissioner of Finance is hereby authorized to transfer $140,000 from the Jail’s Salaries & Wages line (315000.51100000) and $200,000 from the Contingent Fund to the Jail’s Medical Services line (315000.5420000); and be it further

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

Vote: Roll Call – Adopted.

RESOLUTION NO. 170-19

Introduced by R. Lattimer. Seconded by R. Weaver.

DESIGNATING THE STEUBEN COUNTY CONFERENCE & VISITORS’ BUREAU AS THE OFFICIAL TOURISM PROMOTION AGENCY FOR THE COUNTY OF STEUBEN.
Pursuant to Article 5 of the County Law of the State of New York.

WHEREAS, the Steuben County Agriculture, Industry & Planning Committee (AIP) in its administrative function for tourism matters is qualified to recommend the appropriate agency for official Tourism Promotion Agency (TPA) designation; and

WHEREAS, the State of New York has made available to its counties “matching funds” for the promotion of tourism; and

WHEREAS, the New York State Tourist Promotion Act requires the legislature of each county to designate a Tourism Promotion Agency as the applicant for and the recipient of such funds; and

WHEREAS, the Steuben County Conference and Visitors’ Bureau is charged with the duty to promote tourism within Steuben County.

NOW, THEREFORE BE IT

RESOLVED, the Steuben County Legislature hereby designates the Steuben County Conference & Visitors’ Bureau as the official Tourism Promotion Agency for the County of Steuben for the period January 1, 2020 through December 31, 2020; and be it further

RESOLVED, the President of the Steuben County Conference and Visitors’ Bureau shall report any changes that may occur in State tourism funding requirements to the Steuben County Manager; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to Kevin Costello, President, Steuben County Conference and Visitors’ Bureau, Inc., 1 West Market Street, Suite 201, Corning, NY 14830.

Vote: Roll Call – Adopted.

RESOLUTION NO. 171-19

Setting the date and time for the special legislative meeting for the presentation of the 2020 budget.

BE IT RESOLVED, a Special Legislative Meeting of the Steuben County Legislature be, and the same hereby is, established for Thursday, November 14, 2019, at 10:00 A.M. in the Legislative Chambers, 3 East Pulteney Square, Bath, New York, for the presentation of the 2020 Budget; and be it further

RESOLVED, the Clerk of this Legislature shall forward the necessary, proper and legal notice of the above meeting to all County Legislators and department heads of the County of Steuben.

Vote: Acclamation – Adopted.

RESOLUTION NO. 172-19

Setting the date and time for the public hearing on the 2020 budget.
BE IT RESOLVED, the regular meeting of the Steuben County Legislature be, and the same hereby is, established for November 2019, on Monday, November 25, 2019, at 10:00 A.M. in the Legislative Chambers, 3 East Pulteney Square, Bath, New York; and be it further

RESOLVED, the date and time of any Public Hearings arising by virtue of the within meeting which are inconsistent with this resolution be and the same hereby are amended to reflect the date and time above-stated; and be it further

RESOLVED, the Clerk of this Legislature shall forward the necessary, proper and legal notice of the above meeting to all County Legislators and department heads of the County of Steuben.

Vote: Acclamation – Adopted.

RESOLUTION NO. 173-19

Introduced by J. Hauryski. Seconded by R. Lattimer.

SETTING THE DATE FOR THE DECEMBER 2019 MEETING OF THE STEUBEN COUNTY LEGISLATURE.

BE IT RESOLVED, the regular meeting of the Steuben County Legislature be, and the same hereby is, established for December 2019, on Monday, December 16, 2019 at 10:00 A.M. in the Legislative Chambers, 3 East Pulteney Square, Bath, New York; and be it further

RESOLVED, the date and time of any Public Hearings arising by virtue of the within meeting which are inconsistent with this resolution be and the same hereby are amended to reflect the date and time above-stated; and be it further

RESOLVED, the Clerk of the this Legislature shall forward the necessary, proper and legal notice of the above meeting to all County Legislators and department heads of the County of Steuben.

Vote: Acclamation – Adopted.

Motion to Adjourn Regular Session and Reconvene in Executive Session Pursuant to Public Officers’ Law, Article 7 § 105.1D. Discussions Regarding Proposed, Pending or Current Litigation made by Mr. Potter. Seconded by Mr. Malter and duly carried.

Motion to Adjourn Executive Session and Reconvene in Regular Session made by Mr. Van Etten. Seconded by Mr. Swackhamer and duly carried.

RESOLUTION NO. 174-19

Introduced by J. Hauryski. Seconded by R. Weaver.

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

WHEREAS, the County of Steuben maintains a County Self-Insurance Plan as authorized under Article 5 of the Workers’ Compensation Law and as established under Local Law No. 2 of 1956; and

WHEREAS, certain claims made under the recited Plan remain open; and

WHEREAS, the Third Party Administrator of the Steuben County Self Insurance Plan has requested authorization to settle a claim with respect to a claimant, Candy Guiles; and
WHEREAS, it is in the best interest of the County to settle the claim.

NOW THEREFORE, BE IT

RESOLVED, the County does hereby ratify the settlement of the above-entitled claim in the amount of Thirty Five Thousand One Hundred Sixty Three Dollars and Ninety Cents ($35,163.90); and be it further

RESOLVED, the within resolution shall be reported out within five (5) days following the execution of the settlement documents; and be it further

RESOLVED, a certified copy of this resolution shall be forwarded to the County Manager, County Attorney, Risk Manager and PERMA/NEAMI, 9 Cornell Road, Latham, New York 12110.

Vote: Roll Call – Adopted.

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