

JAN 28 1994

WAYS & MEANS COMMITTEE  
January 26, 1994

*J. Margeson*  
NOT  
APPROVED

Present: Burdick; Gallman; Hassan; Bennett; Schaffner;  
Dibble; Walchli;

The minutes of the December 22, 1993 meeting of the committee were approved on a motion by Schaffner, seconded by Dibble and carried.

The committee briefly reviewed the responsibilities and jurisdiction, etc. of the Ways and Means Committee, as detailed in the County Board Rules.

The legislators' vouchers covering per diem and expenses for the period November 23, 1993 through December 27, 1993 were reviewed by the committee. Considerable discussion was held as to what is considered chargeable for per diem and mileage. A motion was made by Hassan, seconded by Schaffner and carried that a sub-committee be appointed by the Chairman of the Committee to develop guidelines for what can be charged as per diem and mileage. The Chairman appointed Legislators Gallman, Dibble and Schaffner as members of this sub-committee, with Mr. Gallman serving as the Chairman.

A motion was made by Dibble, seconded by Bennett and carried, that the legislators' vouchers for per diem and expenses for the period November 23 through December 27, 1993 be approved.

Mr. Burdick reported that a questionnaire regarding the possible rescheduling of the times of board and committee meetings would be sent out shortly to department heads, legislators and the media. The responses will be used to determine what, if any, changes should be made.

Chairman Walchli announced that he is in the process of assembling two task forces, one to look into how we do business on the county level, and the other on state mandates. He anticipates a total of nine members on each task force, drawing from the private and public sectors. The task forces will report direct to the Ways and Means Committee.

County Administrator John Margeson noted that the county has filed a request with the Office of Court Administration for a 180 day extension with regard to filing a plan under the Court Facilities Act. Mr. Margeson also noted that a request has been filed with the Commission of Corrections for a 120-180 day continuation of the variance allowing the jail indoor recreation area to be used as a dormitory. Other questions relating to the county jail will hopefully be answered at the meeting with William Joyce of the Commission on Thursday, January 27th.

Mr. Margeson reported that in a cooperative effort between the county and area colleges, several interns will be assigned to some departments to assist in special projects which will benefit both the county and the students. Those involved are Planning, Development, Tourism, Youth Bureau, Planning Board and County Administrator.

Mr. Walchli reported that he recently met with Cattaraugus County Chairman Don Winship. One area discussed was the need to help businesses affected by D.E.C. regulations. Mr. Winship is forwarding some material on this subject to Mr. Walchli and he will report back to the committee on this at a future meeting.

Discussion was held on changing the jurisdiction of the county forest lands from Planning and Development Committee to Public Works. Mr. Dibble noted that the Planning and Development Committee is doing a study on this subject and it was decided to postpone further discussion and include on the committee's agenda next month when more information may be available.

Legislator Hassan made the motion that he would like more publicity on what is going on at meetings and that a rule be adopted that a tentative agenda be prepared at least five days in advance of meetings so that they can be published in area newspapers. The motion died due to the lack of a second.

Legislator Hassan also made the motion that a sub-committee of this committee be appointed to formulate a vision statement of the short and long-term goals of county government, and to implement total quality management. The motion died due to the lack of a second. Mr. Margeson noted that Ontario County recently contracted with R.I.T. at a cost of \$83,000 to undertake a T.Q.M. study in that county during 1994 and he will be watching the outcome for possible consideration and implementation in Allegany County.

Legislator Dibble asked the members to keep in mind that the Planning and Development Committee is looking for ideas to celebrate in 1995 the 200th anniversary of the first settlement in Allegany County.

There being no further business to consider, the meeting was adjourned on a motion by Schaffner, seconded by Bennett and carried.

NCT  
APPROVED

WAYS AND MEANS COMMITTEE

February 22, 1994

*J. Margeson*

FEB 24 1995

Present: Burdick; Nielsen; Truax; Corkey; Regan; Bennett; Walchli;

The minutes of the January 25, 1995 meeting of the committee were approved on a motion by Palmiter, seconded by Truax and carried.

The legislators' vouchers for per diem and expenses covering the period December 28, 1994 through January 23, 1995 were reviewed and approved for payment on a motion by Nielsen, seconded by Bennett and carried.

Following the approval given at the January meeting for Debbie Button, Director of Data Processing to hire someone to fill a temporary part-time position to assist her at certain peak workload times of the year, approval was given to a proposed resolution to be considered at the February 27th board meeting, creating one temporary part-time Data Processing Aide at \$4.25 per hour, which is the title and rate of pay determined by the Personnel Committee.

John Walchli discussed with the committee members a proposal to restructure some of the standing committees. He proposed that the duties and responsibilities of the Planning and Development Committee be divided, and another committee created to be responsible for resource management matters. This will allow the Planning and Development Committee to devote more time to Economic Development, Planning and Tourism areas. Mr. Regan, Chairman of Planning and Development Committee, and John Margeson, County Administrator, concur with this plan. A motion was made by Truax, seconded by Bennett and carried, to amend the County Board Rules, where necessary, to implement these changes, to be effective April 1, 1995, with the County Administrator to work with the County Attorney for the preparation of the necessary resolution.

Also discussed was Mr. Walchli's proposal to combine the Finance Committee with the Ways and Means Committee. This will be a more effective committee, particularly in the area of budget review, etc. Mr. Walchli noted that if this is implemented, he plans to appoint the chairman of each committee to serve on the new committee. Approved on a motion by Truax, seconded by Palmiter and carried, with a request to the County Attorney to prepare a resolution to amend the County Board Rules, where necessary, to implement this change, effective April 1, 1995.

Several committee members gave brief reports on their recent attendance at the NYSAC Conference in Albany, with all agreeing that it had been a very informative, valuable and worthwhile session.

A motion was made by Regan, seconded by Truax and carried, to go into executive session, to consider the proposed acquisition, sale or lease of real property. Following the executive session, there being no further business to consider, the meeting was adjourned.

FEB 23 1994

WAYS AND MEANS COMMITTEE

February 23, 1994

NOT  
APPROVED

*J. Margeson*

Present: Burdick; Gallman; Dibble; Bennett;  
Hassan; Reuning; Schaffner; Walchli;

The minutes of the January 26, 1994 meeting of the committee were approved on a motion by Schaffner, seconded by Bennett and carried.

The legislators' vouchers covering per diem and expenses for the period December 28, 1993 through January 24, 1994 were reviewed by the committee. On a motion by Gallman, seconded by Dibble and carried, approval was given to Chairman Burdick for an authorized committee day on January 20, 1994 when he met with the Chairman of the Board and the Sheriff to discuss the jail situation.

A motion was made by Schaffner, seconded by Gallman and carried that the legislators' vouchers for per diem and expenses for the period mentioned above, be approved.

A brief discussion was held on changing the time of future meetings to 2:00 p.m., however, Mr. Dibble cannot attend before 3:00 p.m., and no further action was taken.

County Administrator John Margeson distributed and reviewed with the committee an overview of the county's response to the Court Facilities Capital Plan Act, a copy of which is attached. A lengthy discussion was held. Chairman Walchli reported that he has been looking at ways to create more space in the county complex by moving a department, such as the Health Dept., which might cause the least amount of disruption to county operations. He hopes to report further to the committee at next month's meeting. Mr. Margeson will review a report given some time ago by the County Judges as to their priorities for improving the facilities and will check to see if it requires to be updated.

With regard to the County Jail, Mr. Margeson reported that a continuation of the variance had been received from the Commission of Correction allowing the indoor recreation area to be used as a dormitory through June 15, 1994, which is subject to renewal. Mr. Margeson also noted that in 1993 the county spent a total of \$59,060 to house prisoners out-of-county, most of the cost being incurred during November and December of that year. The 1994 budget for this item is \$27,000 and the bill for January was over \$9,900.

Mr. Margeson also reported that the procedure for the auditing and payment of bills with North American

Administrators for the county self-insured medical plan is working well.

The sub-committee appointed to review guidelines for legislators per diem was not ready to present a report. Another meeting is required for further discussion and it is anticipated a report will be made at next month's meeting.

Mr. Burdick is looking into the feasibility of trading-in and purchasing new county vehicles more frequently, as it has been recognized by other organizations that by purchasing on state contract and then selling or trading each year with low mileage brings a price close to the original purchase. He is in the process of getting figures together and would welcome input from the other committee members.

A resolution prepared by NYSAC supporting the state takeover of Medicaid was reviewed. The new executive director of NYSAC has made Medicaid takeover his number one mandate relief priority for 1994 and is advocating that Medicaid takeover be enacted into law concurrent with the adoption of the 1994-95 state budget, i.e. March 31 1994. A motion was made by Dibble, seconded by Hassan and carried to approve this resolution and request the County Attorney prepare it for consideration by the full Board. The committee recommended that this resolution be offered jointly with the Human Services Committee and it was referred to that committee for consideration.

Chairman Walchli noted that responses from his survey regarding preference for the times of board meetings had been preliminarily tabulated. 18 responses preferred 2:00 p.m., 4 responses preferred 4:00 p.m. and 0 preferred 7:00 p.m. There are still some responses outstanding and he will take those into consideration as well as compiling the comments which accompanied the surveys and report back to the committee next month.

Chairman Burdick noted that on February 10, 1994 he attended a long meeting with Keith Palmiter and Rodney Bennett regarding new radio systems and requested approval for an authorized committee day. Approved on a motion by Reuning, seconded by Gallman and carried.

Mr. Schaffner made the motion, which was seconded by Mr. Reuning, to bring to the board floor for discussion that the legislature be reduced from three legislators to two legislators per district. Following discussion, upon a roll call vote of 4 Ayes and 4 Noes, the motion was defeated. (Voting No: Bennett, Gallman, Burdick, Walchli).

Mr. Bennett mentioned two concerns he had with regard to smoking in the county complex and two unmarked county vehicles. He is looking further into these matters.

Mr. Hassan raised the question of the procedure on the replacement of town bridges. It has been recommended that the Planning Board review these in the future and make recommendations to the Board. Mr. Dibble noted that the Planning Board is looking at a long range master plan for the county.

Meeting adjourned.

OFFICE OF THE  
**COUNTY ADMINISTRATOR**

COUNTY OF ALLEGANY • COUNTY OFFICE BUILDING • BELMONT, NEW YORK 14813

TELEPHONE 716-268-9217

JOHN E. MARGESON, *County Administrator*

FAX 716-268-9446

**OVERVIEW OF COUNTY'S RESPONSE TO COURT FACILITIES  
CAPITAL PLAN ACT**

August 7, 1987

Governor Cuomo signs Act into law. The Act requires the submission of a plan of action comprised of six sections as follows:

- a room-by-room survey of all court-related areas,
- a summarization of the needs of each court (i.e. Supreme and County, Surrogates and Family),
- a summarization of the needs for each building which houses the courts,
- future needs of the courts,
- summary of all needs and proposed solution,
- a narrative description of work to be accomplished, how it is to be accomplished, when it will be accomplished and how financed.

The Act requires that the final Plan be submitted for review and approval by August 7, 1989.

June 15, 1989

County submits, through Administrative Assistant, Section One through Four of the Plan. The following deficiencies are acknowledge in contrast to minimum guidelines:

- need for additional parking,
- repair of heat distribution system,
- a public address system for Main Courtroom,
- central air conditioning,
- provision of an additional hearing room,
- provision of a proper public waiting area,

- provision of a segregated waiting area for minor children,
- provision of two confidential attorney/client conference rooms,
- provision of an area for active file storage and photocopying equipment,
- a floor plan that provides for traffic circulation which segregates judicial officers from the public.

At the conclusion of the June 15, 1989 submission, the County proposed retaining the services of an independent architectural consultant to study the feasibility and cost of constructing an addition to the current Courthouse to remedy the office space shortage issue and the traffic circulation problem.

#### July 23, 1990

On July 23, 1990, the County Legislature entered into a contract with Habiterria Associates, a Jamestown, N.Y.-based architectural firm that was retained to "perform an assessment of the County's present and long term space requirements".

On October 28, 1991, Habiterria presented to the Board of Legislators its' recommended plan which, in essence, was to build a new jail and separate courthouse and to renovate the fourth floor of the County office Building at a total cost of \$14.34 million dollars. The Habiterria recommendation was never pursued by the Board of Legislators.

#### January 25, 1993

On January 25, 1993, the Board of Legislators entered into a contract with MRB Group, a Rochester, N.Y. company specializing in architectural and engineering services. This action was taken as a means to obtain a "second opinion" to the results of the Habiterria study.

The scope of work contained in the MRB contract also required an up-dating of data contained in the Habiterria report and the presentation of various construction options designed to address the needs of the County and the courts. Pursuant to the contract, presentation of options and potential building sites was made in *late* ~~last~~ summer and early autumn to the Ways and Means Committee which ultimately chose a preferred building site and construction program which, in part, was publicly presented by MRB in December, 1993.

Page 3

Throughout this process the County has sought and received several postponements of the deadline for submission of the remaining portions of the Plan.

Presently, the Plan is due in final form on August 31, 1994.

JEM:llc

**RESOLUTION SUPPORTING THE STATE TAKEOVER OF MEDICAID**

*WHEREAS, New York is one of the few states in the country which mandates that counties and the City of New York (localities) pay a local Medicaid share, which now costs localities \$3.3 billion a year with a growth factor of 14% per annum; and*

*WHEREAS, this Medicaid mandate requires localities to dedicate and increasingly larger portion of their local property taxes for the State Medicaid program thereby imposing a back-breaking burden on homeowners, agriculture, and business; and*

*WHEREAS, it is imperative that localities obtain immediate relief from this unbridled growth in the Medicaid program by enactment of effective Medicaid cost-containment; and*

*WHEREAS, each phase of a State takeover of the local Medicaid program should include a hold harmless clause to ensure that each locality benefits from the State takeover plan; and*

*WHEREAS, counties no longer have the fiscal resources to support the local Medicaid share by reliance on continual property tax increases and sales tax increases, and a State takeover of Medicaid would enable counties to administer other necessary local programs in an equitable and productive fashion; and*

*WHEREAS, the New York State Association of Counties has made Medicaid takeover its NUMBER ONE MANDATE RELIEF PRIORITY FOR 1994, and is advocating that Medicaid takeover be enacted into law concurrent with the adoption of the 1994-95 State budget; and*

*WHEREAS, the New York State Association of Counties now wishes to express its support for State Medicaid takeover in accordance with the above recitals and such State takeover be enacted into law on or before, March 31, 1994;*

*NOW, THEREFORE, BE IT RESOLVED, that the New York State Association of Counties supports the phase-in of a State takeover of the Medicaid program; and*

*BE IT FURTHER RESOLVED, that copies of this resolution be submitted to Governor Mario M. Cuomo and all members of the New York State Legislature, as well as all others deemed necessary and proper.*

NOT  
APPROVED

WAYS AND MEANS COMMITTEE

March 14, 1994

MAR 17 1994

*J. Margeson*

Present: Burdick; Dibble; Gallman; Palmiter;  
Bennett; Walchli;

This meeting was held prior to the regular meeting of the Board of Legislators to discuss a proposed resolution Supporting the State Takeover of Medicaid. A motion was made by Dibble, seconded by Gallman and carried, to approve this resolution for consideration at the board meeting later in the day.

Meeting adjourned.

**NEWS RELEASE**

**MARCH 22, 1994**

**ALLEGANY COUNTY BOARD OF LEGISLATORS**

Armed with local budget and economic data, and petitions and letters from citizens urging the State Takeover of Medicaid, several Allegany County Legislators and the Commissioner of Social Services spent a day of lobbying key State Legislators on Monday.

At the top of the priority list was cost containment and refinancing of Medicaid, a program which, by itself has created a 4% to 5% increase in real property taxes each of the last several years. According to John Walchli, Chairman of the Board of Legislators, "State Legislators, Senators and Assembly Members, Republicans and Democrats, state their agreement with the need, but are at odds as to how State Takeover should be accomplished. We made some specific recommendations and were strong in our urging for a compromise of positions which will set a phase-in in motion this year."

Ronald Truax, Chair of the County's Human Services Committee led the contingent in supporting actions related to reinvestment and policy proposals in the area of welfare to work. These proposals would allow for counties to move forward more quickly with welfare reform. Commissioner Sinclair discussed welfare reform with State Legislators and also taped an interview with Senator Present related to welfare programs, which will be aired at a future date on local cable channels.

In meetings with Barbara Howard, Senate Majority Leader Ralph Marino's Program Director; Senator Present, Deputy Majority Leader in the Senate; Patricia McGee, Assembly Member; Senator Joseph Holland, Chair of the Senate Social Services Committee; and Assembly Member Rhoda Jacobs, Chair of the Assembly Social Services Committee several other matters were discussed. Rodney Bennett, Chair of the Public Safety Committee and member of the County's Ways and Means Committee and Soil and Water Conservation District Board, took the lead in promoting a Cooperative Extension financing bill, which would stabilize and enhance State funding for Cooperative Extension services.

Bill Dibble, Chair of the Planning and Development Committee, along with Chairman Walchli addressed economic development issues. Topping that list were the gaining of support for the selection of the Allegany County, Friendship-Cuba EDZ and the negative impact of certain regulatory requirements on businesses, particularly those of the Department of Environmental Conservation (DEC).

Was the group successful? Representatives of the County are in agreement that the trip was well worth the effort. The greatest impacts on the County budget are those which are imposed at the State level. "We took this step to ensure that the voices of those we represent are heard by those who are making the decisions", said Chairman Walchli. "And, in joining with other counties throughout the State in these lobbying efforts, we have done our part to strengthen our collective positions."

OFFICE OF THE  
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TELEPHONE 716-268-9217

JOHN E. MARGESON, *County Administrator*

FAX 716-268-9446

BOARD MEETING SURVEY

This survey was sent to all Legislators, Department Heads, Board Staff and the Press, requesting their individual preference as to the best time to hold Legislative Board meetings. 2:00 p.m., 4:00 p.m. or 7:00 p.m. Comments were also invited. Following are the results:

Numerical Results

2:00 p.m. - 21

4:00 p.m. - 5

7:00 p.m. - 2

\* Other - 2

\* Other Explanation:

R. Wilkins - no preference

W. Dibble - 3 at 2:00 p.m., then 1 at 4:00 p.m. to be continued all year. Try out, if no one shows at 4:00 p.m. then return all to 2:00 p.m.

Comments

2:00 p.m.

Staff available.

Compensatory time credit unlikely.

State and Federal offices open, can contact by telephone or transmit and receive FAX.

Retirees can make the 2:00 p.m. meeting.

If changed, what about student intern program?

More convenient for out of county (state, etc.) reps who might be required to address the Board.

Senior citizens (over 60) prefer day time meetings, to avoid driving after dark, especially in winter. Most consistent block of voters and most active, politically.

Most familiar time.

Least inconvenience for County Department people.

Good for second shift workers.

4:00 p.m.

Will allow for 5:30 or 6:00 p.m. Public Hearings.  
Probability of comp. time being charged, and interference  
with dinner hour with families.  
Have other commitments after 4:00 p.m. such as, family sports,  
children's sports, music and plays, Dr. and dentist  
appointments, second job.  
Level of concentration diminished for having to work a full  
day before Board meeting.  
Inclement weather after dark in winter.  
Would allow more working people to attend.  
Good compromise.  
Would allow for the scheduling of meetings and then attendance  
at Board meetings.

7:00 p.m.

3 to 4 hour meetings too long in the evening.  
Work concentration after working all day would be difficult.  
Mileage, meals and comp. time would be generated.  
To allow public to attend.  
Would encourage more people to participate as Legislators.  
Several requests from public for this change.  
Other evening commitments.  
Evening town and village courts held.  
Intern program.  
Child care problems for some staff.  
Inclement weather and night driving.  
First choice if have day job elsewhere.  
Resources not available.

NOT  
APPROVED

WAYS & MEANS COMMITTEE

March 23, 1994

MAR 30 1994

*J. Margeson*

Present: Burdick; Gallman; Palmiter; Dibble; Bennett; Schaffner; Walchli;

The minutes of the February 23, 1994 and March 14, 1994 were approved on a motion by Schaffner, seconded by Gallman and carried.

The legislators' vouchers covering per diem and expenses for the period January 25 through February 28, 1994 were reviewed by the committee. On a motion by Gallman, seconded by Schaffner and carried, approval was given for per diem charges made by Legislator Stevens for attendance at a Supervisors and Mayors Association meeting on January 26, 1994 and for Legislator Cretekos for attendance at a Planning Board dinner on January 19, 1994 and a Chamber of Commerce dinner on February 23, 1994. (Opposed: Palmiter).

A motion was then made by Gallman, seconded by Bennett and carried, that the legislators' vouchers for per diem and expenses for the period stated above, be approved.

Joan Sinclair, Commissioner of Social Services, gave a detailed report on the recent lobbying trip to Albany she made accompanied by several legislators. The main purpose of the trip was to seek cost containment and refinancing of medicaid, but other issues addressed were economic development, D.E.C. regulations and requirements on businesses, and a Cooperative Extension financing bill. Those representing the county on this trip were in agreement that it was well worth the effort. A copy of a news release giving details of the lobbying trip is attached to these minutes.

A tabulation of the results of a survey requesting input as to preference for the best time to hold legislative board meetings was distributed and discussed. See copy attached to these minutes. No further action taken at this time.

Mr. Gallman gave a brief report from the sub-committee appointed to look into providing guidelines for legislators' per diem. Under review by the sub-committee is a proposal to limit the number of lunch/dinner meetings for which a legislator could charge per diem. A further report from the sub-committee will be given next month.

An open discussion was held on the county's space needs requirements. John Margeson reviewed the projected space needs for all county departments which was prepared by the MRB Group some time ago. It was acknowledged that department heads, when

interviewed, were asked to project their space requirements for the next twenty years. Chairman Walchli noted that he intended to ask for department heads' input regarding possible relocation of certain departments and he would like the County Administrator to take a look at the available space in the county which is for lease or rent.

A resolution from Broome County requesting that New York State advise under what circumstances it would allow a county to impose a local income tax, was discussed briefly but no action was taken.

Mr. Dibble noted that Allegany County has been included in the New York State Department of Environmental Conservation "Open Space" Plan.

Meeting adjourned.

MAY 2 1994

WAYS AND MEANS COMMITTEE

April 27, 1994

*J. Margeson*  
APPROVED

Present: Burdick; Bennett; Reuning; Dibble; Palmiter;  
Schaffner; Gallman; Walchli;

The minutes of the March 23, 1994 meeting of the committee were approved on a motion by Bennett, seconded by Dibble and carried.

The legislators' vouchers covering per diem and expenses for the period March 1 through March 28, 1994 were reviewed by the committee. On a motion by Gallman, seconded by Bennett and carried, approval was given for per diem charges made by several legislators for attendance at the NYSAC Conference, Legislators Day at Alfred, the Inter-County meeting hosted by Allegany County, Safety Awards luncheons, a trip to Albany relative to Medicaid takeover, and a W.A.G. Trail inspection.

A motion was then made by Gallman, seconded by Bennett and carried, that the legislators' vouchers as submitted for per diem and expenses for the period March 1 through March 28, 1994 be approved.

The legislators' vouchers covering per diem and expenses for the period March 29 through April 25, 1994 were reviewed by the committee. On a motion by Bennett, seconded by Reuning and carried, approval was given for per diem charged by Legislator Gallman for attendance at a Safety Award luncheon, and a motion was made by Bennett, seconded by Reuning and carried, approval was given for per diem charged by Legislator Burdick for attendance, at the request of the Chairman of the Board, at a department head meeting. A motion to approve a per diem charged by Legislator Burdick for a long meeting he had with the County Administrator was defeated. A motion was made by Gallman, seconded by Schaffner and carried, to deny a per diem charged by Legislator Stevens for attendance at an Independence Town Board meeting.

A motion was then made by Gallman, seconded by Bennett and carried, that the legislators' vouchers for the period March 29 through April 25, 1994, as amended, be approved.

The mortgage tax figures for the period October 1, 1993 through March 31, 1994 have been received and the apportionment to the towns and villages made in the Clerk of the Board's office. A motion was made by Gallman, seconded by Schaffner and carried, that the County Attorney be requested to prepare a resolution authorizing the apportionment of the mortgage tax for the above-stated period.

Chairman Walchli noted that he would be attending a meeting which has been scheduled for Friday, April 29, 1994 in Wellsville to discuss with Senator Present the status of the state takeover of

Medicaid. See attached memorandum from Commissioner Joan Sinclair on this matter.

Mr. Walchli and Mr. Margeson reported that the Court Facilities Capital Review Board has granted the County's request for a further extension of the deadline for completion and submission of the Allegany County Court Facilities Capital Plan, subject to a proviso that the county inform the Board in writing on or before July 1, 1994 how it plans to meet the needs of the Courts in Allegany County and that it submit a completed Capital Plan on or before August 31, 1994. Failure to meet either of these deadlines would trigger automatic disapproval by the Board. Such disapproval would begin a process that would subject the County to financial sanctions and possibly a lawsuit to compel the county to provide adequate court facilities.

Mr. Margeson also noted that in regard to the county jail, the variance granted for the use of the indoor recreation area as a dormitory was contingent upon the submission of a progress report by April 15, 1994 setting forth action that has been taken or will be taken to address the long-term capacity needs. Mr. Margeson reported that this progress report was submitted as required. He also noted that submission of an application for the continuation of this variance is due by May 15, 1994.

Mr. Palmiter expressed his concerns that although extensions and variances continue to be granted by the two state departments in question, the county does not appear to be making any progress in resolving the underlying problems. Mr. Burdick stated he believed some things were being done towards that end, but it has been necessary for new legislators to spend time to become familiar with all aspects of the situation before it could be expected that any decisions would be made.

Mr. Schaffner asked if it was necessary for a resolution, which has been approved by a committee, to be moved and seconded on the board floor. It was the opinion of some members that perhaps it was not legally necessary but this does not take up any great amount of time during the meeting. No action taken.

Mr. Schaffner also brought to the committee's attention the need for some uniformity in the content of departmental annual reports. Mr. Margeson indicated he will prepare a format for department heads to follow for future use.

Mr. Margeson requested approval to attend a meeting of New York State County Administrators Association to be held on April 29, 1994 in Syracuse. Approved on a motion by Bennett, seconded by Palmiter and carried. He also indicated he will be returning to Syracuse on May 1-4, 1994 to attend the N.Y.S.A.C. Finance School, approval having been given earlier by the Finance Committee.

Mr. Walchli mentioned that he would like to amend the current form of the Memorandum of Explanation which is attached to prefiled

resolutions, by the inclusion of the name of a contact person and telephone number, from whom legislators can obtain more information if necessary. The committee was in agreement with this proposal.

Mr. Margeson reported on the implementation of centralized purchasing, to take effect May 2, 1994. He has delegated this to Christina Culbert, Youth Bureau Director. The program, geared to basic office supplies, was formulated by Southern Tier West, with Spectrum Office Supplies being the successful bidder. Chautauqua and Cattaraugus Counties also participate in the program along with many other municipalities. Very competitive prices are offered and the system will hopefully provide considerable savings to the county. He will keep the committee informed.

Mr. Walchli discussed a proposal he has in mind to recognize the many excellent county employees. He would like to institute an "Employee of the Month" program. Specific details have yet to be worked out, but he would like to see a Certificate presented and the employee recognized during a legislative board meeting. It was suggested that nominations be made by employees' peers. The committee was in agreement with the concept of this program.

Mr. Gallman noted that preparations for the 1995 county budget will soon be underway. He stated that during last year's budget deliberations, the County Administrator was directed to prepare a list of positions which could be eliminated. He made the motion that Mr. Margeson resurrect the list, make any changes he deems appropriate, and bring to the Committee for review at the next meeting. The motion was seconded by Mr. Reuning and carried.

Meeting adjourned.



ALLEGANY COUNTY  
DEPARTMENT OF SOCIAL SERVICES

County Office Building • Belmont, New York 14813

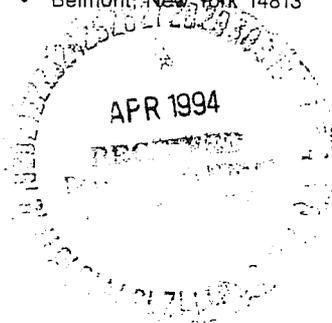
Telephone 716 268-7661  
Fax 716 268-9479

JOAN D. SINCLAIR  
Commissioner

TO: John Walchli, Jr. *John*

FROM: Joan Sinclair *Joan*

DATE: April 26, 1994



REGARDING: Status of Medicaid State Takeover Legislation

I regret that I will not be able to attend the meeting with Senator Present on Friday. When I return home from NY Public Welfare Association meetings I will be going to the SCS, ASCS, Soil and Water Conservation District Dinner in Houghton with Fred.

I am enclosing the synopsis of the Assembly bill passed last week.

As I understand it, the Senate is not likely to pass this bill, nor is the Senate interested in the provisions of the NYSAC bill.

There does seem to be interest in the Senate to look at long term care cost pickup as a starting point. Currently counties pay 10% of those costs. Although this is the lowest percentage of any area of Medicaid costs the gross expenditures are by far the greatest. Therefore, it would be a significant pickup. For Allegany County such a pickup would have been \$833,000 in 1993.

Managed care as a starting point is seen by the Senate as inequitable to upstate counties. It is inequitable at this point in that urban districts have the HMOs and the numbers of clients necessary to attract HMOs. Urban districts were also in the first round of managed care development and, therefore, have most of the enrollees. From a strictly Allegany County point of view I have no problem with the managed care piece since we expect a fairly rapid enrollment once our pilot is complete. In fact, the pilot should result in 1,500-2,000 enrollees by year's end.

There are two cautions with managed care pickup however:

- 1) It is only significant if all costs of an enrollee are picked up; not just the capitation rate payments. In a physician case management program versus an HMO (full capitation) the capitation rate covers only primary care (about 2% of our total Medicaid budget) and the big ticket items, like inpatient hospital are still fee-for-service.

- 2) There have been major State bureaucratic holdups, such as regional rates due last July not being issued until this February, and then only issued as a range which required local negotiation. It's been almost 10 months and we still don't have approved rates. Rural counties shouldn't be penalized due to State inaction.

If the Senate is still looking at the CPI as a required target to be met prior to phase in of State takeover (and I don't know if this is still the case) it simply won't happen at all. Counties have no control over this. There would have to be major Federal and State reforms to meet this target, and even so demographics (such as the increased aging population) are such that it is unlikely to be met.

Swapping county sales tax is a fiscal decision. Certainly it would seem advantageous not to have to kick in a portion of the sales tax. On the other hand, it does remove the burden on real property taxes and shift it to a broader, more equitable base. Also, I suspect if it is not the sales tax there will be other means developed to cap county resources, whether or not it looks like it's to offset State takeover.

I hope these comments are helpful.

JDS:mjp  
Enclosure

To: All Commissioners

FROM: Maryann Jablonowski

DATE: April 19, 1994

RE: A.10924-A

Last night the Assembly passed A.10924-A a medicaid takeover bill. The Senate has not divulged whether they will pass this bill or not. Below is a summary of the provisions of this bill. If you would like the full text of the bill and the memorandum in support call the NYPWA office.

PURPOSE OR GENERAL IDEA OF BILL:

To eliminate the required local financial contribution to the Medical Assistance (Medicaid) program by the year 2001, and to facilitate a state takeover of such costs by authorizing the State to retain a portion of selected local tax receipts while ensuring no net loss to any county or the City of New York.

SUMMARY OF SPECIFIC PROVISIONS:

Section 1 of the bill sets forth the Legislative findings.

Section 2 of the bill adds a new section of the State Finance Law (section 92-w) creating a new State fund, the "Medicaid Financing Reform and Restructuring Fund", consisting of local tax revenues used to partially offset the State costs of takeover ("Medicaid contribution"), Moneys of the fund are authorized for the following purposes:

- payment of Medicaid claims;
- payment of hold harmless funds to counties and the City of New York; and
- payment of administrative expenses.

Section 2 of the bill also establishes the criteria for determining "hold harmless" and "savings cap" amounts.

The hold harmless mechanism would ensure that local governments realize ongoing savings net of their Medicaid contribution (selected local taxes retained by the State), as a result of the takeover. In each State fiscal year from 1997-98 through 2000-2001 the period during which the State would gradually assume 100 percent of the local governments would be ensured a level of savings no less than that realized in the immediately preceding year. In State fiscal year 2001- 2002 and thereafter, local governments would be held harmless in a manner which prevents their medicaid contribution from exceeding the level of local Medicaid costs in their district that they otherwise would have paid ;had State takeover not occurred.

The savings cap mechanism would be in effect in State fiscal years 1997-1998 through 2000-2001, limiting year-to-year savings to 160 percent of the amount realized in the immediately preceding year.

For purposes of calculating hold harmless and savings cap amounts, the bill requires the Comptroller to circulate and certify to the Budget Director (by October 15 in years beginning in 1998 and thereafter) the net local Medicaid contribution amounts for each social services district.

Section 3 of the bill provides for a schedule of increased State reimbursement of local Medicaid costs. State reimbursement of local costs would be increased on a phased-in basis from the current 50 percent of the non-Federal share for most Medicaid expenditures to the equivalent of 80 percent of local costs in State fiscal years 1997-98 and 1998-99, 90 percent in 1999-2000 and 100 percent thereafter. State reimbursement for administrative costs would also be increased from 50 percent for those persons receiving Medicaid, but not case assistance to 100 percent effective April 1, 1996.

Section 4 and 5 of the bill provides for increased State reimbursement for long term care and home and community based savings under the Medicaid program from the current 80 and 75 percent levels, respectively, up to 100 percent beginning in State fiscal year 2000-2001. Increased reimbursement would be phased-in to coincide with the general increase in State reimbursement from 50 to 100 percent.

Section 6 of the bill adds a new language to section 368-a of the Social Services law to provide for increased State reimbursement for persons enrolled in managed care programs under the Medicaid program from current levels to the equivalent of 33.2 percent of local costs in 1994-1995 or a minimum reimbursement of \$50,000, 50 percent of local costs in 1995-96, 70 percent in State fiscal years 1996-97, and 100 percent thereafter.

To partially offset the State cost of the takeover, the bill requires New York City and counties outside of New York City to contribute a portion of their local tax revenues.

Sections 8 through 11 of the bill relate to the tax portion of the bill. Under these provisions, a) a portion of county sales tax revenue equivalent to the amount derived from sales and compensating use taxes imposed by a county at the rate of up to one percent (a county's "Medicaid contribution") is to be retained by the Comptroller from the county on a monthly basis; and b) in a city, with a population of one million or more, a portion of personal income tax revenue equivalent to the amount derived from sales and compensating use taxes imposed by a city at the rate of up to four percent (a city's "Medicaid contribution") is to be retained by the Comptroller from the city monthly basis.

Section 8 of the bill provides that no county may reduce its general sales tax package to a rate below 1 percent for the duration of the Medicaid program established by this bill.

THE ACT TAKES EFFECT IMMEDIATELY, EXCEPT THAT SECTION 2 OF THE BILL TAKES EFFECT APRIL 1, 1996, SECTIONS 3,4, AND 5 TAKE EFFECT ON APRIL 1, 1995, AND SECTION 8 TAKES EFFECT ON APRIL 1, 1994.

NOT  
APPROVED

*J. Margeson*  
JUN 2 1994

WAYS AND MEANS COMMITTEE

MAY 25, 1994

Present: Burdick; Gallman; Palmiter; Dibble; Bennett; Schaffner; Walchli;

The minutes of April 27, 1994 meeting of the committee were approved on a motion by Gallman, seconded by Bennett and carried.

Mr. Gallman outlined the guidelines he and Mr. Schaffner have put together for legislators' per diem, asking for input by members of the committee, as follows:

Generally accepted events:

1. NYSAC Conference - 1 per year unless representation is required. With the exception of the Chairman of the Board.
2. Events such as Alfred State Legislators Day.
3. Inter-County meetings when Allegany County is the host County.
4. Event where presence is by invitation for a presentation or program participation.
5. Meeting requested by the Committee or Chairman.
6. Meeting involving special issue, attendance specifically requested i.e., Town/Village Board.
7. Meeting/Dinner Meeting related to Committee - 2 per year.
8. Safety Lunch - 1 of 2 per year

Expense only events:

1. Regular Town & Village Board Meetings.
2. Groundbreaking/Ribbon Cutting events.
3. Meeting/Dinner Meeting by invitation i.e., R.G.&E. Dinner.
4. Constituent problems in person or by phone.
5. Inter-County meetings for non-voting members.

Mr. Gallman noted that input will be requested from the Committee of the Whole and action then taken by this Committee to implement these guidelines.

The time of the June meeting of the Committee will be changed from 3:00 p.m. to 2:30 p.m. The July and August meetings will be held at 1:00 p.m.

County Administrator John Margeson, gave a brief update on various matters.

Donna DiGiralamo, Colleen Havens, Janet McGray, Debbie Wright and Charles Bledsoe, representing the Allegany County S.P.C.A., requested assistance from the County in their endeavor to remain operational in Allegany County.

A motion was made by Mr. Dibble, seconded by Mr. Gallman and carried, to go into executive session to discuss a personnel matter.

Following the executive session, there being no further business to discuss, the meeting was adjourned.

NOT  
APPROVED

WAYS & MEANS COMMITTEE

JUN 23 1994

June 22, 1994

*J. Margeson*

Present: Burdick; Dibble; Schaffner; Gallman; Reuning;  
Bennett; Palmiter; Walchli;

The minutes of the May 25, 1994 meeting of the committee were approved on a motion by Schaffner, seconded by Bennett and carried.

The legislators vouchers for per diem and expenses covering the period April 26 through May 23, 1994 were reviewed by the committee. On a motion by Gallman, seconded by Schaffner and carried, approval was given for per diem charges made by Legislator Faulkner on April 29 for a meeting with Senator Present, by Legislator Hassan on May 19 for the Legislative Intern breakfast, and by Legislator Sylor also on May 19 for the R.G. & E. dinner meeting.

A motion was then made by Bennett, seconded by Dibble and carried, that the legislators' vouchers for per diem and expenses for the period stated above be approved as submitted.

A motion was made by Gallman, seconded by Schaffner and carried, that per diem and expenses be approved for any legislator who attended the Business Alliance meeting on June 7, a meeting with the county employees' union (AFSCME) on June 14, a meeting with court officials on June 20 and a building/employees security meeting on June 23.

Under old business, the request from the Allegany County S.P.C.A. for assistance to remain operational, was discussed. It was noted that this should be handled by the towns in the county and could be discussed with town officials at the district quarterly meetings. No action taken by the committee.

Mr. Gallman noted that the Committee of the Whole approved implementation of per diem guidelines, and he made the motion, seconded by Schaffner and carried, that these guidelines be included in the county Board Rules as an appendix to Rule 230. County Attorney is requested to prepare a resolution.

Mr. Burdick stated that the Committee of the Whole had referred to this Committee the question of legislators receiving a salary instead of per diem. He noted he had done considerable research on the matter, but did not want the committee spend a lot of time if the majority of the members could not support it. A motion was made by Reuning, and seconded by Palmiter that the committee recommend that legislators receive a salary instead of per diem. The motion was defeated on a roll call vote of 4 Ayes and 4 Noes. (Voting No: Bennett, Gallman, Schaffner, Dibble).

The Clerk of the Board noted she had received a request from an organization known as "USA Owned/USA Made" which is a non-profit, non-partisan national organization dedicated to promoting American made products and services. The request is to have municipalities throughout the country designate Labor Day as "Try American Day". A sample resolution was attached. It was recommended by the committee that a proclamation by the Chairman would be more appropriate than a board resolution and the Chairman agreed he would make such a proclamation at a later date.

Meeting adjourned.

PER DIEM GUIDELINES:

GENERALLY ACCEPTED EVENTS:

NYSAC conferences, limit one per year unless more required due to lack of representation, excluding Chairman

Alfred State Legislator Day

Intercounty meeting when Allegany County is the host

Any event where by invitation/request a legislator makes a prepared presentation or is a program participant

Meeting attendance at request of Board Chairman or Committee/Committee Chairman

Special issue Town/Village board meetings where legislator attendance is specifically requested

Meeting/Dinner meetings related to Committee of Jurisdiction, but limit of two legislators.

One of two County Employee Safety lunches

One of two Town Employee Safety lunches

Village Employee Safety lunch

EXPENSE ONLY EVENTS:

Regular Town and Village board meetings

Ground breaking/ribbon cutting events

Meeting/dinner meetings by invitation

Constituent problems in person or by phone

Intercounty non-voting legislators

JUL 12 1994

NOT  
APPROVED

WAYS AND MEANS COMMITTEE

JULY 11, 1994

*J. Nargeson*

Present: Burdick; Gallman; Palmiter; Dibble;  
Bennett; Reuning; Schaffner;

A motion was made by Gallman, seconded by Reuning and carried, to offer a resolution for consideration at the board meeting later today, to substitute the Cuba Patriot for the Alfred Sun as an official newspaper for the publication of local laws, notices and other matters required by law to be published, for the weeks beginning July 31, 1994 and August 7, 1994. The Clerk of the Board has been notified that the Alfred Sun will be closed for vacation during the weeks mentioned.

The Clerk of the Board requested approval from the committee to fill the position of Senior Account Clerk Typist in the department. This position has been filled on a temporary basis pending results of the required Civil Service examination, which have just been received. Approved on a motion by Gallman, seconded by Bennett and carried.

Meeting adjourned.

AUG 2 1994

NOT  
APPROVED

WAYS & MEANS COMMITTEE

July 27, 1994

*J. Margus*

Present: Burdick; Palmiter; Dibble; Bennett; Reuning;  
Schaffner; Walchli;

The minutes of the June 22 and July 11, 1994 minutes of the committee were approved on a motion by Palmiter, seconded by Bennett and carried.

Debbie Button, Data Processing Director, presented two requests to attend conference/training on the AS-400 to be held in Troy, Michigan on September 12-17, 1994 and October 23-29, 1994. Advances of \$1,000 and \$1,200 respectively were also requested. Attendance is for Ms. Button and Ms. Saxton in the Treasurer's office. Approved on a motion by Bennett, seconded by Dibble and carried.

Ms. Button also presented a request to purchase needed updates in the software for the Sheriff's Income Execution program at a cost of \$1,895. Approved on a motion by Palmiter, seconded by Reuning and carried. There are funds in the Central Service Computer .4 Contractual Expenses account for this purchase, which should be transferred to the .2 Equipment account. A motion was made by Palmiter, seconded by Bennett and carried, to approve the transfer of \$1,800 from Account No. A1680.4 to Account No. A1680.2. County Attorney is requested to prepare resolution.

The committee reviewed the Computer Services budget request for 1995. Considerable discussion was held on the item of \$33,145 in Account No. A1680.2 Equipment account, which is to upgrade the AS-400, additional memory and disk space. Also included is to upgrade PC and printer capabilities. Ms. Button noted that part of this line item is needed due to the major changes in the Real Property Tax Law for 1995 which also affect the Treasurer, Real Property Tax Agency and County Attorney offices. If the county does not implement installment payments on delinquent taxes, Ms. Button estimated \$13,000 could be cut from this line item. It was decided that until a policy decision is made by the full board relative to these Tax Law changes, this line item should be left in the budget. Ms. Button was requested to supply revised figures to the committee eliminating those computer items related to the Tax Law changes.

A motion was made by Palmiter, seconded by Bennett and carried, to approve the Computer Services budget .2 and .4 as submitted. (Opposed: Schaffner).

Legislators' vouchers for per diem and expenses covering the period May 24 through June 27, 1994 were reviewed and approved for payment on a motion by Reuning, seconded by Bennett and carried.

The Clerk of the Board presented the following budget requests for 1995:

Account No. A1010 - Legislative Board. It was noted that the .402 Mileage request was up from \$10,000 in 1994 to \$13,300 for 1995, and .405 Conference Expense request was up from \$3,000 in 1994 to \$4,000 in 1995, based on the current level of expenditures so far this year. Approved as submitted on a motion by Reuning, seconded by Palmiter and carried.

Account No. A1040 - Clerk, Legislative Board. Approved as submitted on a motion by Bennett, seconded by Dibble and carried.

Account No. A1610 - Central Service Telephone. Approved as submitted on a motion by Bennett, seconded by Reuning and carried.

Account No. A1670 - Central Service Printing. Approved as submitted on a motion by Palmiter, seconded by Dibble and carried.

Account No. A1672 - Central Service U.P.S. Approved as submitted on a motion by Palmiter, seconded by Bennett and carried.

Account No. A1675 - Central Service Typewriter Maintenance. Approved as submitted on a motion by Reuning, seconded by Bennett and carried.

Account No. A1920 - Municipal Association Dues. Approved as submitted on a motion by Bennett, seconded by Dibble and carried.

The County Attorney reviewed his 1995 budget request with the committee. Approved as submitted on a motion by Bennett, seconded by Dibble and carried.

The County Administrator presented the 1995 budget request for Account No. A1320.1 - Deputy County Auditor. Approved as submitted on a motion by Reuning, seconded by Bennett and carried.

Mr. Margeson also presented the 1995 budget request for the County Administrator's office Account No. A1011. Approved as submitted on a motion by Palmiter, seconded by Reuning and carried.

The County Administrator discussed the duties of the Senior Account Clerk Stenographer position in his office. He believes Mrs. Cobb may be working out of title, and he expressed concern with the fact her title is in the bargaining unit, and his office is dealing with more and more confidential areas of county government, such as contract negotiations, labor-management concerns, health insurance matters. He requested that it be referred to the Personnel Office for a desk audit to see if it can be reclassified to a clerical title in the non-unit roster. Approved on a motion by Bennett, seconded by Dibble and carried.

Mr. Margeson presented to the committee the framework of a plan to address the administrative operating space needs of county

government and satisfy the requirements of the Court Facilities Capital Plan Act. This was reviewed and discussed in some detail with the committee. Mr. Margeson indicated he will mail copies to those legislators not on the committee, with the intent to discuss it with the full Board at a Committee of the Whole on August 8, 1994.

Meeting adjourned on a motion by Schaffner, seconded by Bennett and carried.

NOT  
APPROVED

AUG 25 1994

WAYS AND MEANS COMMITTEE

AUGUST 24, 1994

*J. Margeson*

Present: Burdick; Palmiter; Dibble; Bennett; Reuning; Walchli;

The minutes of the July 27, 1994 meeting of the committee were approved on a motion by Reuning, seconded by Dibble and carried.

The legislators' vouchers for per diem and expenses covering the period June 28 through July 25, 1994 were approved on a motion by Dibble, seconded by Bennett and carried.

Linda Canfield, Clerk of the Board, reported that a transfer of funds was needed to the Legislative Board Account No. A1010.402 - Mileage, in the amount of \$3,000 to cover mileage reimbursement to the end of the year. It was proposed that this transfer be made from Legislative Board Account No. A1010.1 Personal Services, where there should be sufficient funds for the remainder of the year. Approved on a motion by Reuning, seconded by Dibble and carried.

Also discussed was a request from Legislator Corkey to attend the NYSAC Conference in Buffalo on September 18 through 21, 1994. Mr. Corkey proposed that he would not charge for mileage or hotel costs, if the county would pay the registration of \$120.00 and allow him per diem for two days. It was felt that inasmuch as no other legislator was planning to attend, the county should be represented and cover all of these costs, and a motion to that effect was made by Bennett, seconded by Reuning and carried. A transfer of \$500. from Account No. A1010.1 to Account No. A1010.405 Conference Expense, for that purpose, was approved on a motion by Bennett, seconded by Dibble and carried.

County Attorney is requested to prepare a resolution, transferring a total of \$3,500 from Account No. A1010.1 to Account No. A1010.4 for the above-mentioned transfers.

John Margeson, County Administrator, presented a proposal for submission to the Office of Court Administration, representing the final installment of the Allegany County Court Facilities Capital Plan as required by Chapter 825 of the Laws of 1987. This was reviewed by the committee and following discussion, a motion was made by Reuning, seconded by Bennett and carried, to submit the Plan to the State of New York. Copy of Plan attached to minutes.

John Walchli, Chairman of the Board, read a memo from Joan Sinclair, Commissioner of Social Services, responding to the results of the state computer match with Pennsylvania, Connecticut, New Jersey, Vermont and Massachusetts. There were no fraud cases found. See copy of memo attached to original minutes.

A motion was made by Reuning, seconded by Dibble and carried, to go into an executive session for the purpose of discussing the proposed acquisition, sale or lease of real property. Following the executive session, a motion to reconvene in regular session was made by Bennett, seconded by Dibble and carried.

It was decided to hold another meeting of the committee on September 9, 1994 at 1:30 p.m. in Room 221. This meeting will be in executive session to discuss the proposed acquisition, sale or lease of real property.

A request from Assistant County Attorney Dan Guiney to attend an Adult Protective Services Conference in Albany on September 21-23, 1994, was approved on a motion by Palmiter, seconded by Bennett and carried.

Meeting adjourned.

# MEMORANDUM OF EXPLANATION

Intro. No. \_\_\_\_\_  
(Clerk's Use Only)

COMMITTEE: WAYS & MEANS

DATE: August 24, 1994

A resolution is required to transfer \$3,500 from Legislative Board Account No. A1010.1 Personal Services to Account No. A1010.4 Contractual Expenses to cover mileage reimbursements for the remainder of the year in the amount of \$3,000 and for conference expense in the amount of \$500.

A1010.4 Contractual Expense:

.402 Mileage -	3,000.00
.405 Conference Expense -	<u>500.00</u>
	<u>3,500.00</u>

## FISCAL IMPACT:

For further information regarding this matter, contact:

Linda Canfield, Clerk of the Board  
Name and Department

268-9220  
Telephone Number

OFFICE OF THE  
COUNTY ADMINISTRATOR

COUNTY OF ALLEGANY • COUNTY OFFICE BUILDING • BELMONT, NEW YORK 14813

TELEPHONE 716-268-9217

JOHN E. MARGESON, *County Administrator*

FAX 716-268-9446

ALLEGANY COUNTY COURT FACILITIES CAPITAL PLAN

SECTION VI

This information represents the final installment of the Allegany County Court Facilities Capital Plan as required by Chapter 825 of the Laws of 1987.

The measure to be taken by the County of Allegany to address the needs of the Courts call for the assignment of approximately 6100 square feet of floor space in the Allegany County Courthouse which is presently occupied by the Office of the Allegany County Treasurer and the Allegany County Clerk and the Bureau of Motor Vehicles.

The additional square footage will be utilized to construct the necessary number of waiting rooms for individuals with business with the courts, be it County, Supreme, Family or Surrogate. In addition, there will be two confidential attorney/client consultation rooms constructed.

At this juncture, it is proposed the waiting areas and attorney/client consultation rooms be located in what is now the Office of the County Treasurer, Accounting and Data Processing.

The area which now houses the Allegany County Clerk and Department of Motor Vehicles will be utilized to site an additional Hearing Room, Judges Chambers, ancillary directly court related staff (i.e. court reporters, clerks, etc.) and available office space for indirectly court related agencies such as the County Attorney, Child Support Enforcement Unit, Child Welfare Services and the like. However, it should be noted that this plan does not call for establishing full-time office space for the indirectly court related agencies herein as it is expected these agencies will be headquartered in a structure other than the Courthouse.

By the way of background, the Allegany County Courthouse was constructed in 1937. It consists of three floors, one at sub-grade level (hereinafter referred to as Basement Floor), one slightly above grade (hereinafter referred as 1st Floor) and a Second Floor.

Presently housed in the Basement Floor is the County Department of Probation, the Real Property Tax Office, the County Board of Elections and the Office for a Maintenance Supervisor.

The First Floor houses the County Clerk, Department of Motor Vehicles, County Treasurer, Accounting, Data Processing and the Office of the Clerk of the Family and Surrogate Court. The Second Floor contains a Main Courtroom a Family Courtroom, a law library, an Office for a Law Clerk and office space for Court Reporters, County/Supreme Court staff, Family and Surrogate Court staff, Child Support Hearing Officer staff, storage, photocopying and restrooms.

The full extent of the renovation of the 1st floor is not yet known and at this juncture no floor plans have been finalized. However, it is expected that the building's heating plant and system will be replaced and that now non-existent centralized air conditioning will be installed. It is assumed electrical services will be brought to current building code requirements and new lighting will be installed. The building is presently not served by an elevator. One will be installed servicing all three floors. Plumbing fixtures will be replaced as needed and detail will be given to maintaining the historical integrity of the building.

This process, with regard to renovation of the 1st Floor, can and will occur without the need to temporarily displace the Courts or its' employees though certain inconveniences (noise, dust, etc.) common to restoration will need to be endured.

The estimated cost of this project is not yet known as architectural/engineering expertise needs to be retained. However, the intended time frame for completion of the 1st Floor renovation is late 1996 or early 1997.

There is a second phase to the Allegany County Plan which calls for removing, from the Basement Floor of the Courthouse, the Real Property Tax Office, the Maintenance Supervisor's office and the Board of Elections.

This area is slated for renovation and, when complete, will continue to house the Department of Probation along with the Office of the District Attorney and the Public Defender.

At the conclusion of this renovation plan which is expected, in total, to be complete in 1998, all Court and directly related services will be housed in the Allegany County Courthouse and all non-court related governmental agencies will be housed in other county-owned or leased structures.

NOT  
APPROVED

SEP 28 1994

WAYS & MEANS COMMITTEE

September 16, 1994

*J. Margeson*

Present: Burdick; Palmiter; Schaffner; Bennett;  
Reuning; Dibble; Walchli;

A motion was made by Palmiter, seconded by Bennett and carried, to go into executive session, in order to discuss the proposed acquisition, sale or lease of real property.

Following the executive session, the committee reconvened, and there being no other business to conduct, the meeting was adjourned.

NOT  
APPROVED

WAYS & MEANS COMMITTEE

September 28, 1994

SEP 30 1994

*J. Margison*

Present: Burdick; Palmiter; Schaffner; Bennett;  
Reuning; Dibble; Walchli;

The minutes of the August 24, 1994 meeting were approved on a motion by Reuning, seconded by Dibble and carried.

The legislators' vouchers for per diem and expenses for the period July 26 through August 22, 1994 were reviewed and approved for payment on a motion by Bennett, seconded by Reuning and carried.

Linda Canfield requested a transfer of \$429.44 from Account No. A1040.101 (regular time) to A1040.104 (compensatory time) to cover compensatory time which Brenda Hotchkiss, Senior Account Clerk Typist, accumulated while working in the Health Dept, and which transferred when she transferred to the Clerk of the Board's office. Unit employees have the choice of receiving payment or taking compensatory time before the end of the fiscal year, at which time payment must be made for any balance outstanding. The transfer is needed at this time to comply with the Treasurer's payroll procedures. Approved on a motion by Palmiter, seconded by Schaffner and carried.

A motion was made by Dibble, seconded by Bennett and carried, to go into executive session to discuss the proposed acquisition, sale or lease of real property. Following the executive session the committee reconvened in regular session.

There being no further business to consider, the meeting was adjourned on a motion by Schaffner, seconded by Bennett and carried.

APPROVED

WAYS AND MEANS COMMITTEE

OCT 18 1994

October 11, 1994

*J. Mangano*

Present: Burdick; Reuning; Palmiter; Schaffner;  
Bennett; Dibble;

Linda Canfield, Clerk of the Board, reported she had received a letter from the Allegany County Republican Committee stating that their nominee for appointment to the vacancy on the Board of Legislators in District V is Mrs. Frances Barnes of Belmont, New York. This candidate meets the qualifications required by Local Law No. 1 of 1969. A motion was made by Palmiter, seconded by Bennett and carried, that a resolution be prepared for consideration at the October 24, 1994 meeting of the Board, to appoint Frances S. Barnes of Belmont, New York, to fill the vacancy created by the resignation of Robert Hassan, commencing October 24, 1994 and ending December 31, 1994.

Legislator Schaffner reported that the Democrat Party has nominated Gary Harding of Belmont, New York for appointment to the vacancy on the Board of Legislators in District V. This candidate meets the qualifications required by Local Law No. 1 of 1969. A motion was made by Schaffner, seconded by Reuning and carried, that a resolution be prepared for consideration at the October 24, 1994 meeting of the Board, to appoint Gary Harding of Belmont, New York to fill the vacancy created by the resignation of Robert Hassan, commencing October 24, 1994 and ending December 31, 1994.

Meeting adjourned.

NOT  
APPROVED

OCT 27 1994

WAYS AND MEANS COMMITTEE

OCTOBER 26, 1994

*J. Margison*

Present: Burdick; Reuning; Palmiter; Bennett;  
Barnes; Dibble; Walchli;

The minutes of the September 16, September 28 and October 11, 1994 meetings of the committee were approved on a motion by Reuning, seconded by Bennett and carried.

The legislators' vouchers for per diem and expenses covering the period August 23 through September 26, 1994 were reviewed and approved on a motion by Bennett, seconded by Dibble and carried.

The legislators' vouchers for per diem and expenses covering the period September 27 through October 24, 1994 were reviewed and Legislator Dibble's claim for mileage and other expenses for a meeting with N.Y.S.D.O.T. in Albany on October 7, 1994, were approved on a motion by Palmiter, seconded by Bennett and carried. (Opposed: Reuning). The vouchers were then approved on a motion by Bennett, seconded by Palmiter and carried.

The Clerk of the Board noted that the mortgage tax figures for the period April 1 through September 30, 1994 have been received and the apportionment to the towns and villages made in the Clerk's office. A motion was made by Bennett, seconded by Reuning and carried, that the County Attorney be requested to prepare a resolution authorizing the apportionment of the mortgage tax for the above-stated period.

A motion was made by Palmiter, seconded by Dibble and carried, to go into executive session to consider the proposed acquisition, sale or lease of real property. Following the executive session, there being no further business to consider, the meeting was adjourned.

NOT  
APPROVED

WAYS AND MEANS COMMITTEE

NOVEMBER 30, 1994

*J. Margeson*  
DEC 6 1994

Present: Burdick; Palmiter; Bennett; Barnes; Dibble;  
Walchli;

The minutes of the October 26, 1994 meeting of the committee were approved on a motion by Palmiter, seconded by Dibble and carried.

It was decided that the December 29, 1994 meeting of the committee would be held at 1:00 p.m. and not 3:00 p.m. as scheduled on the calendar.

The Clerk of the Board reported she had received one bid for the duplication and binding of the 1994 Journal of Proceedings. This bid was from The Reporter Company, Inc. of Walton, New York in the amount of \$5.90 per page. Our current contract also is with The Reporter Company for \$5.70 per page. A motion was made by Bennett, seconded by Palmiter and carried to accept the bid from The Reporter Company for the 1994 Journal of Proceedings.

Jim Sikaras and Dan Guiney of the County Attorney's office met with the committee to request the purchase of computer equipment from unused 1994 outside counsel funds instead of using money allocated in the 1995 budget for computer equipment. It is proposed that \$7,000 currently in Account A1420.433 Special Counsel be transferred to A1420.201 Equipment to purchase one desktop computer and one notebook computer for use by Mr. Sikaras and Mr. Guiney, new software and upgrade of present software, as well as a computer table and keyboard drawer for the desktop model. The \$4,000 in the 1995 budget for computer equipment will not be used for that purpose. This has been discussed with Debbie Button, Director of Data Processing, the County Administrator and the County Treasurer, all of whom have approved the proposal. Approved on a motion by Palmiter, seconded by Dibble and carried.

A motion was made by Bennett, seconded by Palmiter and carried, to request the County Attorney to prepare a resolution fixing the date of the 1995 organization meeting for January 3, 1995, for consideration at the December 27, 1994 board meeting.

A motion was made by Palmiter, seconded by Dibble and carried, to request the County Attorney to prepare a resolution Suspending the Rules for Prefiling Resolutions which are to be acted upon at the Organization Meeting, for consideration at the December 27, 1994 board meeting.

A motion was made by Bennett, seconded by Palmiter and carried, to request the County Attorney to prepare a resolution for the Designation of Official Newspapers for the publication of local laws, notices, etc. required to be published in 1995, to be considered at the December 27, 1994 board meeting.

County Administrator John Margeson discussed with the committee a proposal to amend the current authorization of the County Administrator to make individual departmental transfers of funds within any personal services, equipment or contractual expenses appropriation account up to \$5,000 per transaction. If approved, this will require an amendment to the local law which created the position of County Administrator. A motion was made by Palmiter, seconded by Barnes and carried to approve this amendment. County Attorney is requested to hold preparation of an amendment to the local law until committee action is taken on another proposed amendment relative to giving the County Administrator the authority to approve attendance at conferences, seminars, schools, etc. This will be researched and Mr. Margeson will report back to the committee at the next meeting.

Meeting adjourned.

NOT  
APPROVED

1994  
JAN 1994  
WAYS AND MEANS COMMITTEE

December 29, 1994

*J. Margeson*

Present: Burdick; Schaffner; Dibble; Reuning;  
Bennett; Palmiter; Walchli;

The minutes of the November 30, 1994 meeting of the committee were approved on a motion by Reuning, seconded by Bennett and carried.

The legislators' vouchers for per diem and expenses for the period October 25 through November 28, 1994 were reviewed. Per diem charges submitted by Legislators Saylor, Reuning and Burdick for attendance at a R.G. & E. dinner meeting, and Legislator Burdick's per diem charge for attending a Student Intern Program at Friendship Central School were approved on a motion by Schaffner, seconded by Dibble and carried. The vouchers were then approved on a motion by Bennett, seconded by Schaffner and carried.

John Margeson further discussed with the committee the proposal to give the County Administrator authority to approve attendance at conferences, seminars, schools, etc. The County Attorney has advised that this responsibility can be delegated to the County Administrator. Mr. Margeson reported that if he was given this authority, he would require a brief, written report from the county employee(s) who attended the conference, seminar, school, etc. Following further discussion, a motion was made by Reuning, seconded by Dibble and carried, to request the County Attorney to prepare the necessary legislation to accomplish this and repeal of Local Law No. 4 of 1968, which delegated this authority to the Chairman of the Board.

A motion was made by Dibble, seconded by Reuning and carried, to go into executive session to consider the proposed acquisition, sale or lease of real property.... Following the executive session, there being no further business to consider, the meeting was adjourned.