

NOT APPROVED

WAYS & MEANS COMMITTEE

January 12, 1998

JAN 14 1998

Present: Nielsen; Bennett; Heineman; Burdick; Regan; Truax; Saylor; Myers; Walchli;

Bob Wright, Real Property Tax Service Agency Director, presented a request for the lease-purchase of a tax map copying machine. The basic purchase price is \$8,259, with \$1,907.40 interest over the lease period of sixty months, totaling \$10,166.40. He has approximately \$2,000 in his 1998 budget for the lease-purchase payment. Following discussion, a motion was made by Bennett, seconded by Heineman and carried, that the tax map copier should be purchased outright for \$8,259., with the balance of the moneys needed to be transferred from Contingent Account. (Opposed: Myers). The County Attorney is requested to prepare resolution to transfer \$2,034 from Assessments Account No. A1355.413 Contractual Expenses to Account No. A1355.201, Equipment, and to transfer \$6,225 from Contingent Account No. A1990.4 to Account No. A1355.201, for a total of \$8,259.

Meeting adjourned.

J. Margeson

WAYS & MEANS COMMITTEE

NOT
APPROVED

January 28, 1998

FEB 3 1998

Present: Nielsen; Bennett; Heineman; Burdick; Regan; Truax; Sylor; Myers; Walchli;

The minutes of the December 5, December 22 and December 23, 1997 and January 12, 1998 meetings were approved on a motion by Truax, seconded by Myers and carried.

Bob Wright, Real Property Tax Director, presented the attached summary of his reports on corrections to the tax rolls which were all approved on a motion by Truax, seconded by Heineman and carried. The County Attorney is requested to prepare a resolution.

Mr. Wright also discussed with the committee the current charges imposed by his department for computer work. See attached. He asked for direction from the committee as to the charges which should be established for digital maps. Following further discussion, it was decided that Mr. Nielsen and Mr. Wright would discuss this further with the County Attorney and report back to the committee at the next meeting.

A vacancy has occurred in the Real Property Tax Department due to the resignation of an Account Clerk Typist. Mr. Wright asked for permission to fill this vacancy. Approved on a motion by Bennett, seconded by Regan and carried.

The County Treasurer presented the following owner bid backs:

ANDOVER: Joyce, James V. Certificate No. 125-94
Motion was made by Heineman, seconded by Bennett and carried, to accept the owner bid back from James V. Joyce in the amount of \$1,794.36, which includes recording costs of \$54.00. Prepare resolution.

ANDOVER: Joyce, James V. Certificate No. 139-94
Motion was made by Heineman, seconded by Bennett and carried, to accept the owner bid back from James V. Joyce in the amount of \$1,036.03, which includes recording costs of \$50.00. Prepare resolution.

WELLSVILLE: Graves, Pauline B. Certificate No. 736-94
Motion by Regan, seconded by Heineman and carried, to accept the owner bid back from GWG. Ltd., in the amount of \$5,627.56 which includes recording costs of \$70.00.
Prepare resolution.

Mr. Mulholland also presented tax sale bids from municipalities as follows:

ANGELICA: Certificate No. 160-94
Motion by Bennett, seconded by Truax and carried, to accept the bid of the Village of Angelica in the amount of \$1.00 plus current year's taxes. **Prepare resolution.**

BOLIVAR: Certificate No. 241-94
Motion by Truax, seconded by Bennett and carried, to accept the bid of the Village of Bolivar, in the amount of \$1.00 plus current year's taxes. **Prepare resolution.**

John Margeson, County Administrator presented a request for the transfer of \$5,000 from Contingent Account No. A1990.4 to the County Administrator Account No. A1011.4 to cover negotiating fees, at the rate of \$65.00, with Norman Stocker, of Amherst, NY.. Approved on a motion by Heineman, seconded by Saylor and carried.
Prepare resolution.

Linda Canfield, Clerk of the Board, presented the following committee referrals:

- Human Services Committee request to appropriate \$42,000 state grant-in-aid into a newly assigned Social Services Account No. A6010.4 subaccount entitled "Substance Abuse Services Contract" with a like amount to Revenue Account No. 3610. See attached Memorandum of Explanation. Approved on a motion by Truax, seconded by Bennett and carried. **Prepare resolution.**

- Planning & Development Committee request for appropriation of \$7,500 in unanticipated state aid to the Office of Employment and Training to appropriation and revenue accounts to be assigned by the County Treasurer, in order to finance the Practical Education for Citizenship and Employment Program to be administered this summer as a program serving at-risk youth. The state aid is from the New York State Division for Youth. Approved on a motion by Regan, seconded by Myers and carried.
Prepare resolution.

The legislators' vouchers for per diem and expenses covering the period November 25 through December 31, 1997 were reviewed and approved for payment on a motion by Heineman, seconded by Bennett and carried.

Craig Braack, Records Management Officer, reported on the status of the records storage building at the county landfill. All of the wiring, insulation, drywall and painting has been done by D.P.W. personnel, which has saved approximately \$10,000. The heating and air conditioning equipment was installed on a separate pad outside of the building, to save valuable interior space. The next step is to purchase shelving and screening and he will be meeting with a company in Portville next week regarding this. Mr. Braack asked that the committee establish a policy that only storage boxes of 1 cubic foot (or smaller) be used, and that all boxes must be labeled showing the department name, with retention or disposal date clearly marked. The size of the records storage box was one of the requirements of the grant moneys, and will ensure easier handling. This policy was approved on a motion by Truax, seconded by Bennett and carried.

There being no further business to consider, the meeting was adjourned.

Phillips, Lanty & Christine M.
Parcel # 120.17-1-35

This parcel had a school relevy of \$207.47 the school tax was previously paid and should not have been relevied. This is a clerical error RPTL § 550(2)(h).

Allegany County	\$ 13.57
Genesee Valley School	193.90

Town of Belfast

Newcomb, Paul E & Ina L. (State of New York)
Parcel# 105.10-1-6

This parcel was acquired by the State of New York for transportation purposes on June 6, 1997 and became wholly exempt as of that date. This is an unlawful entry RPTL § 550(7)(a).

Allegany County	\$ 14.13
Town of Belfast	11.58
Belfast School	17.56
Belfast Fire	1.32
Belfast Light	0.69
Belfast Water	1.28

Town of Bolivar

Tremblett, Keith M.
Parcel# 261.-1-3.2

This parcel has a relevy of a school tax, of \$145.67, that has already been paid. This school relevy should have been on parcel #261.-3-3.2 which is a duplicate of this parcel. This is a clerical error RPTL §550(2)(h).

Allegany County	\$ 9.59
Bolivar Richburg School	136.14

Tremblett, Keith M.
Parcel# 261.-3-3.2

This parcel is a duplicate entry on the tax roll. This parcel is a duplicate of parcel # 26.-1-3.2. This is a clerical error RPTL §550(2)(f).

Allegany County	\$ 69.26
Town of Bolivar	86.58
Bolivar Fire	9.09

Town of Burns

Knight, Robert & Kimberly

Parcel #34.16-1-36

This parcel had a village relevy of \$356.02. The village tax was previously paid and should not have been releived resulting in an arithmetical error in the computation of the tax. This is a clerical error RPTL § 550(2)(d).

Allegany County	\$ 23.29
Village of Canaseraga	332.73

Wilson, Roshawn & Lynne

Parcel #34.12-1-3.22

This parcel had a village relevy of \$370.86. The village tax was previously paid and should not have been releived resulting in an arithmetical error in the computation of the tax. This is a clerical error RPTL § 550(2)(d).

Allegany County	\$ 24.26
Village of Canaseraga	346.60

Town of Centerville

State of New York

Parcel# 2.-1-12	Allegany County	\$597.92
Parcel# 2.-1-9	Allegany County	\$472.04
Parcel# 2.-1-6	Allegany County	\$959.76
Parcel# 2.-1-4	Allegany County	\$250.66
Parcel# 1.-1-18	Allegany County	\$169.52
Parcel# 1.-1-17	Allegany County	\$481.25
Parcel# 1.-1-14	Allegany County	\$1,855.48
Parcel# 1.-1-13	Allegany County	\$352.85
Parcel# 1.-1-12	Allegany County	\$178.29
Parcel# 2.-1-13.2	Allegany County	\$39.04
Parcel# 2.-1-15	Allegany County	\$207.46
Parcel# 3.-1-17	Allegany County	\$696.49
Parcel# 24.-1-11	Allegany County	\$502.52
Parcel# 24.-1-13	Allegany County	\$636.84
Parcel# 24.-1-24	Allegany County	\$473.03
Parcel# 24.-1-26	Allegany County	\$426.21
Parcel# 37.-1-5	Allegany County	\$378.62
Parcel# 37.-1-8	Allegany County	\$1,728.95
Parcel# 37.-1-9	Allegany County	\$402.52
Parcel# 38.-1-16	Allegany County	\$1,040.79

There was an incorrect entry for this parcel due a mathematical error in the computation of partial exemption RPTL 534 32252 for county purposes. The taxable value for county should be \$0. This is a clerical error RPTL § 550(2)(d).

Town of Clarksville

Eberle, John C. & Diane C.

Parcel# 245.17-1-10.1

This parcel is a duplicate entry on the tax roll. This parcel is included in parcel 245.17-1-9.1. This is a clerical error RPTL §550(2)(f).

Allegany County	\$ 22.90
Town of Clarksville	22.06
Clarksville Fire	3.61

Eberle, John C. & Diane C.

Parcel# 245.17-1-9.22

This parcel is a duplicate entry on the tax roll. This parcel is included in parcel 245.17-1-9.1. This is a clerical error RPTL §550(2)(f).

Allegany County	\$ 5.45
Town of Clarksville	5.25
Clarksville Fire	0.86

Truax, John & Mary

Parcel# 232.6-1-28

There was an incorrect entry for this parcel due to the failure of the assessor to act on a clergy exemption in the amount of \$1,500 for county and town purposes. The taxable value for both county and town should be \$30,360. This is a clerical error RPTL 550(2)(c).

Allegany County	\$ 16.35
Town of Clarksville	15.75

Town of Friendship

Reiss, Dona M.

Parcel# 168.-1-17.5

This parcel had a school relevy of \$34.11 the school tax was previously paid and should not have been relevied. This is a clerical error RPTL § 550(2)(h).

Allegany County	\$ 2.23
Cuba Rushford School	31.88

Reiss, Kenneth G.

Parcel# 168.-1-16

This parcel had a school relevy of \$32.11 the school tax was previously paid and should not have been relevied. This is a clerical error RPTL § 550(2)(h).

Allegany County	\$ 2.10
Cuba Rushford School	30.01

Reiss, Kenneth G.
Parcel# 168.-1-17.1

This parcel had a school relevy of \$303.40 the school tax was previously paid and should not have been releived. This is a clerical error RPTL § 550(2)(h).

Allegany County	\$ 19.85
Cuba Rushford School	283.55

Reiss, Kenneth G.
Parcel# 168.-1-17.4

This parcel had a school relevy of \$44.15 the school tax was previously paid and should not have been releived. This is a clerical error RPTL § 550(2)(h).

Allegany County	\$ 2.89
Cuba Rushford School	41.26

Shafer, Kenneth N.
Parcel# 168.-1-17.4

This parcel had a school relevy of \$44.15 the school tax was previously paid and should not have been releived. This is a clerical error RPTL § 550(2)(h).

Allegany County	\$ 2.89
Cuba Rushford School	41.26

Shafer, Kenda L. as Trustor
Parcel# 168.-1-17.3

This parcel had a school relevy of \$24.09 the school tax was previously paid and should not have been releived. This is a clerical error RPTL § 550(2)(h).

Allegany County	\$ 1.58
Cuba Rushford School	22.51

Hint, Gilbert D. & Cynthia
Parcel# 195.-1-30.4

The assessment of this parcel included an improvement that was located and assessed on an adjacent parcel. The correct total assessment should be \$10,500. This is an error in essential fact. RPTL § 550(3)(b).

Allegany County	\$21.20
Town of Friendship	30.81
Friendship Fire	2.50

Town of Genesee

Anderson, Karl H.

Parcel# 296.-1-6

This parcel is a duplicate entry on the tax roll, this parcel was split into other parcels and never removed from the roll. This is a clerical error RPTL §550(2)(f).

Allegany County	\$ 875.36
Town of Genesee	596.17
Genesee Fire #1	79.63
Bolivar Richburg School	803.11

Bevilacqua, Larry & Caria

Parcel# 259-1-9.22

This parcel is a duplicate entry on the tax roll. This parcel is included in parcel 259.-1-9.11. This is a clerical error RPTL §550(2)(f).

Allegany County	\$ 48.76
Town of Genesee	33.21
Bolivar Richburg School	44.74

Dobson, Gail M.

Parcel# 296.-1-26

The assessment of this parcel included a mobile home that was removed prior to March 1, 1987, taxable status. The correct total assessment should be \$36,800. This is an error in essential fact. RPTL § 550(3)(b).

Allegany County	\$36.57
Town of Genesee	24.91
Genesee Fire #1	3.33
Bolivar Richburg School	33.56

Town of Granger

Knibloe, Keith M. & Grace T.

Parcel# 28.-3-16

A portion of this property was sold and is contained in parcel 28.-3-1.2. Due to an error in transcription the original parcel's assessment was not reduced. The correct land and total assessment should be \$1,560. This is a clerical error RPTL § 550(2)(a).

Allegany County	\$163.74
Town of Granger	101.94
Granger Fire	6.23

State of New York		
Parcel# 300.-1-992	Allegany County	\$ 6.32
Parcel# 300.-1-993	Allegany County	\$ 67.64
Parcel# 300.-1-994	Allegany County	\$16.87
Parcel# 300.-1-995	Allegany County	\$12.83
Parcel# 300.-1-996	Allegany County	\$8.61
Parcel# 300.-1-997	Allegany County	\$33.91
Parcel# 300.-1-998	Allegany County	\$9.31
Parcel# 300.-1-999	Allegany County	\$1.41

There was an incorrect entry for this parcel due a mathematical error in the computation of partial exemption RPTL 534 32252 for county purposes. The taxable value for county should be \$0. This is a clerical error RPTL § 550(2)(d).

Town of Hume

Breidenstein, Melvin & 1

Parcel# 40.-1-44

There was an entry of assessed value on the tax roll which differed from the entry for the same parcel on the final work product of the assessor due to an error in transcription. The assessed value on this parcel should not include a house assessed on parcel #40.-1-43. The correct land and total assessment should be \$15,900. This is a clerical error RPTL § 550(2)(a).

Allegany County	366.08
Town of Hume	345.36
Fillmore Fire	31.53

Breidenstein, Melvin & 1

Parcel# 40.-1-43

There was an entry of assessed value on the tax roll which differed from the entry for the same parcel on the final work product of the assessor due to an error in transcription. The assessed value on this parcel should include a house assessed on parcel #40.-1-44. The correct land assessment should be \$14,900 and the total assessment should be \$50,800. This is a clerical error RPTL § 550(2)(a).

Credits:

Allegany County	366.08
Town of Hume	345.36
Fillmore Fire	31.53

Town of Scio

Danielson, Lyle & Marjorie

Parcel#212.-1-16.51

This parcel is a duplicate entry. The parcel is contained in parcel # 212.-1-21. This is a clerical error RPTL § 550(2)(f).

Allegany County	\$25.02
Town of Scio	16.63
Scio School	44.25
Scio Fire #2	2.46

Town of Wellsville

Schultz, Robert & Pearl B.

Parcel# 226.-1-35

There was an incorrect entry for this parcel due to the failure of the assessor to act on an aged exemption in the amount of \$3,404 for county and town purposes. The taxable value for both county and town should be \$23,031. This is a clerical error RPTL § 550(2)(c).

Allegany County	\$ 38.15
Town of Wellsville	23.38

Jackson, Judy

Parcel #239.9-1-10.2

There was an arithmetical error in the computation of the tax on this parcel, a village relevy of \$637.54 was not added into the tax amount. This is a clerical error RPTL § 550(2)(d).

Credits:

Allegany County	\$ 41.71
Village of Wellsville	595.83

Decker, Suzanne B.

Parcel #239.9-1-10.1

There was an arithmetical error in the computation of the tax on this parcel, a village relevy of \$637.54 was added into the tax amount. The village relevy should have been included in parcel #239.9-1-10.2. This is a clerical error RPTL § 550(2)(d).

Allegany County	\$ 41.71
Village of Wellsville	595.83

Town of West Almond

Nizzaro, Joseph
Parcel #110.-1-27.1

This parcel had a school relevy of \$238.14 the school tax was previously paid and should not have been releived. This is a clerical error RPTL § 550(2)(h).

Allegany County	\$ 15.58
Genesee Valley School	222.56

Steinwachs, Joseph Etal
Parcel #135.-1-20

This parcel had a school relevy of \$664.67 the school tax was previously paid and should not have been releived. This is a clerical error RPTL § 550(2)(h).

Allegany County	\$ 43.48
Genesee Valley School	621.19

Town of Wirt

Multiple Parcel Correction
RPTL § 556-b
Property owners in Richburg Fire District

There was an error in the computation of the tax for the Richburg Fire. The amount to be raised by tax that was submitted included both inside the village and town outside. This resulted in a higher tax rate for the for the Fire District.

Richburg Fire	\$6,557.00
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Village of Richburg
Parcel# 247.-1-19.1

This parcel is exempt from fire district taxation. The assessor failed to act on the partiat exemption. The taxable value for FD761 Richburg Fire Prot. should be \$0. This is a clerical error RPTL § 550(2)(c).

Richburg Fire	\$ 9.40
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Revised 3/97

CHARGES FOR COMPUTER WORK

CLERICAL FEE (Except for RPS 995-T1)

1-3 Towns	\$ 15.00
3-5 Towns	25.00
5-10 Towns	50.00
Over 10 Towns	75.00

LISTINGS (Assessment Rolls, Cross References, etc.)	\$.02 parcel
LABELS	.03 parcel
LABELS & LISTING	.05 parcel
SALES TRANSMITTAL REPORT	.02 parcel
ARMS LENGTH SALES REPORT	.05 parcel
AZ7 PRODUCED DATABASE ON DISK	\$25 processing fee + .01 parcel
ENTIRE RPS 995-T1 FILE (on disk)	\$ 500.00

NOTE: Payment to be made prior to or upon pickup of order. Checks to be made to the order of the Allegany County Treasurer. The Treasurer needs to have a copy of the invoice with the cash or check, as well as the purchaser having a copy and a copy to be kept in our files.

Please enter our Revenue Account number on the bottom of the invoice:
A02.126608 for : labels, discs, cross references, etc.

A03.2210 for : schools, villages, towns, soil & water, etc. (inter-gov't acct.)

Tax Maps

First 14 maps \$ 4.00 per map
Any over 15 \$ 2.00 per map

Xerox Copies 11" x 14" \$ 1.00 per copy
all other 8 1/2 x 11" .25 per copy

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services

DATE: 1/21/98

This is to request the appropriation of \$42,000 State Grant-in-aid into a newly assigned 6010.4 subaccount entitled Substance Abuse Services Contract, with an equal amount in revenue account 3610.

This amount represents the anticipated State allocation which will be made available to the County for the purposes of implementing the Welfare Reform Act requirement for substance abuse screening and evaluation of all adult applicants re-applicants for TANF and SNA benefits.

Funds will be disbursed to the Office of Community Services, in accordance with a contractual agreement drafted by the County Attorney's Office, which will set forth in its provisions agreements related to the hiring, training and supervision of a full time Certified Alcoholism and Substance Abuse Counselor by the Director of Community Services and limitations related to the availability of State funds allocated for this purpose. The contract period will begin on a future date yet to be determined and end 12/31/98.

J. Margeson
NOT
APPROVED

TECHNOLOGY COMMITTEE

JANUARY 26, 1998

FEB 3 1998

Present: Heineman; Nielsen; Corkey; Sherman; Truax; Walchli;

The minutes of the December 9, 1997 and January 12, 1998 meetings were approved on a motion by Nielsen, seconded by Sherman and carried.

The meeting with Bell Atlantic representatives on January 23rd was discussed with Fred Wood, the county's telecommunications consultant. The purpose of that meeting was to brief county representatives and other interested parties about their plans for network enhancements over the next few years and the possible revisions to local calling areas, continued expansion of their fiber optic network and the upgrading of the central offices within Allegany County.

Bell Atlantic indicated that plans for the upgrading of the Belmont central office do not provide for the introduction of ISDN PRI service. With this type of digital interface it will be possible to not only provide faster call setup and processing, but also to obtain calling party ID and other digital features. Mr. Wood recommended that the county put pressure on Bell Atlantic to provide PRI service so that the specifications for our new PBX can be written to include digital interconnection to the telephone network. It was decided that Mr. Wood would draft a letter to John O'Mara, the Chairman of the New York State Public Service Commission, asking for his assistance in convincing Bell Atlantic to revise its plans.

Mr. Wood also reported that he had met earlier with Linda Canfield and began preliminary arrangements to meet with various department heads to review their voice and data transmission requirements. The first round of meetings have been scheduled for February 12th.

Linda Canfield also reported that Bell Atlantic has proposed a Progressive Client Value Program agreement, whereby Bell Atlantic will award the county points valued at \$1.00 equal to 4% of the county's base period billing. This would amount to \$5,831 for the first year. The county may redeem these points for up to 10% of the total purchase price of new qualifying services, such as Centrex, Intellipath, etc. There is no obligation on the county to purchase such services. Mr. Wood recommended the

Technology Committee
January 26, 1998

Page Two

program and a motion was made by Nielsen, seconded by Truax and carried, that the county enter into this agreement with Bell Atlantic.

The committee discussed at some length the Southern Tier West application for grant moneys from the Diffusion Fund, which it is hoped can be used for a regional infrastructure project (Frame Relay Network) similar to that of the North Country BOCES - Adirondack Area Network. This network searches for routes throughout a region at much reduced rates. It is understood that at least fifty institutions in a region must sign on in order for Bell Atlantic to provide the service.

Debbie Button reported that she had completed interviews for the Network Administrator position and is now checking references.

Meeting adjourned.

J. Margeson

WAYS AND MEANS COMMITTEE

FEBRUARY 9, 1998

NOT
APPROVED

FEB 10 1998

Present: Nielsen; Saylor; Burdick; Myers; Bennett; Regan; Heineman; Truax;

John Margeson, County Administrator, reported on a proposed temporary easement between the County and B.O.C.E.S. which will permit the county access to the Sanitarium Lot for the purpose of harvesting timber. In return, the county agrees to perform some maintenance work on a ditch which borders B.O.C.E.S. on the south. Assistant County Attorney Dan Guiney and Public Works Superintendent Dick Young have reviewed the terms and conditions and find them acceptable. A motion was made by Burdick, seconded by Bennett and carried, to approve the terms and conditions of this temporary easement and request the County Attorney to prepare a resolution accepting same.

Meeting adjourned.

TEMPORARY EASEMENT AGREEMENT

THIS AGREEMENT made this __ day of _____, 199 , by and between;

BOARD OF COOPERATIVE EDUCATIONAL SERVICES FOR THE SOLE SUPERVISORY DISTRICT OF CATTARAUGUS, ALLEGANY, ERIE, WYOMING COUNTIES, County of Cattaraugus, State of New York, hereinafter referred to as **“party of the first part”**; and

COUNTY OF ALLEGANY, a municipal corporation created and existing under the laws of the State of New York and one of its political subdivisions, having its principle offices in Belmont, County of Allegany, State of New York, hereinafter referred to as **“party of the second part”**.

WHEREAS, party of the first part has agreed to convey to party of the second part a temporary easement over certain premises owned by party of the first part situated in the town of Amity, County of Allegany, in the State of New York; and

WHEREAS, in consideration of the conveyance of the Temporary Easement, party of the second part has assumed certain maintenance obligations for said temporary easement and for a drainage ditch across the premises of party of the first part.

NOW, THEREFORE, the parties hereto agree as follows:

1. Party of the first part, for and in consideration of the sum of One Dollar (\$1.00), lawful money of the United States of America, the receipt of which is hereby acknowledged, does hereby grant and convey to party of the second part, for the purpose of allowing party of the second part to harvest timber, a temporary right-of-way easement, for a period of up to one (1) year, for ingress and egress across property of party of the first part, which property is described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Amity, County of Allegany and State of New York, being a portion of Great Lots 19 and 14, bounded and described as follows:

Beginning at a point in the centerline of County Road 48, said point being the intersection of the centerline of County Road 48 and the South line of grantor herein, said point also being the intersection of the centerline of County road 48 and the North line of premises now or formerly owned by Leo D. and Sandra G. Hunt; thence N 89-29-55 E a distance of 4089.08 feet +/- to a point; thence along the centerline of a gravel road which is North of and parallel to the Southern property line of the Cattaraugus, Allegany, Ere, Wyoming BOCES and the Northern property line of Leo D. and Sandra G. Hunt; thence along the centerline of the above mentioned gravel road the following courses and distances: Southeasterly, along a curve to the right, a distance of 434.50 feet +/- to a point; thence S 57 -43-17 E a distance of 120.84 feet +/- to a point; thence N 56-22-14 E a distance of 702.71 feet +/- to a point; thence N 07-44-18 E a distance of 338.98 feet +/- to a point; thence N 21-43-54 E a distance of 70.22 feet +/- to a point; thence N 26-52-56 E a distance of 102.38 feet +/- to a point; thence N 20-23-02 E a distance of 73.96 feet +/- to a point; thence N 02-59-15 E a distance of 93.92 feet +/- to a point; thence N 43-07-02 E along a curve to the right, a distance of 18.11 feet +/- to a point; thence N 83-48-27 E a distance of 523.44 feet +/- to a point; thence N 88-34-47 E a distance of 517.00 feet +/- to a point; said point being the West property line of lands of the County of Allegany. The total length of the easement premises shall be 3,597.44 feet +/- and the total width shall be 20.00 feet +/-, comprising 1.65 Acres of land, more or less.

2. Party of the second part agrees to maintain the temporary easement roadway in safe and passable condition and, further, agrees to return the property to party of the first part in a condition equal or better than its original condition.

3. Party of the second part agrees to coordinate its ingress and egress along the easement property with party of the first part so as not to interfere with the activities of party of the first part in operating a public school facility.

4. Party of the second part agrees to place and install two hundred tons (200) of heavy fill stone in a drainage ditch along the southerly line of the premises of party of the first part and running parallel with the temporary easement from the point of the beginning of the temporary easement; thence, easterly and parallel with the temporary easement approximately eleven hundred feet (1,100).

5. Party of the first part agrees to pay for the cost of the two hundred tons (200) of heavy fill stone in an amount not to exceed Four Thousand Dollars (\$4,000.00).

6. Party of the second part agrees to maintain said drainage ditch and to clean said ditch as needed for so long as party of the second part holds the temporary easement across the premises of party of the first part or until the parties agree otherwise.

7. Party of the second part, in further consideration of the grant to this temporary easement, hereby agrees to hold harmless and indemnify party of the first part or its assigns from any and all liable arising out of the use of the temporary easement herein granted by party of the first part.

8. Party of the second part, in further consideration of the grant of this temporary easement, hereby agrees to maintain liability insurance to protect the interest of party of the first part which may rise out of the use of the temporary easement, and further agrees to provide party of the first part with a current certificate of insurance naming party of the first part as an additional certificate holder under this policy.

IN WITNESS WHEREOF, the parties hereto have cause Agreement to be executed the day and year first written above.

COUNTY OF ALLEGANY

BOCES OF COOPERATIVE
EDUCATIONAL SERVICES FOR
SOLE SUPERVISORY DISTRICT
OF CATTARAUGUS-ALLEGANY-
ERIE-WYOMING COUNTIES

BY: _____

BY: _____

STATE OF NEW YORK)
) SS:
COUNTY OF ALLEGANY)

On this day of , 1997, before me personally came
 , to me personally known, who being by me duly sworn,
did depose and say that he resides at , New York; that he is
the Chairman of the Allegany County Board of Legislators, the corporation
described in and which executed the above instrument; that he knows the seal
of said corporation, that the seal affixed to said instrument is such corporate
seal; that it was so affixed by authority of the Board of Legislators of said
corporation, and that he signed h name thereto by like authority.

Notary Public

STATE OF NEW YORK)
) SS:
COUNTY OF CATTARAUGUS)

On this day of , 1997, before me personally came
 , to me personally known, who being by me duly sworn,
did depose and say that he resides at , New York; that he is
the of the Board of Cooperative Educational Services (BOCES) for
the Sole Supervisory District of Cattaraugus, Allegany, Erie, Wyoming Counties;
the corporation described in and which executed the above instrument; that
he knows the seal of said corporation, that the seal affixed to said instrument is
such corporate seal; that it was so affixed by authority of the Board of
Legislators of said corporation, and that he signed his name thereto by
authority of the Board of Directors of said Corporation.

Notary Public

J. Margeson

WAYS & MEANS COMMITTEE

March 9, 1998

NOT
APPROVED

MAR 11 1998

Present: Nielsen; Bennett; Burdick; Regan; Saylor; Walchli;

The committee met with the County Attorney and the County Treasurer to discuss two resolutions relating to tax sale procedures which are required to be considered from the floor at the board meeting later in the day.

The first resolution, entitled "Amendment of Resolution No. 196-97, in relation to time for mailing list of tax sale properties to towns and villages" was reviewed and discussed. A motion was made by Burdick, seconded by Saylor and carried, approving the resolution for submission to the board.

The second resolution, entitled "Authorizing property owners to purchase their property now under tax foreclosure under and subject to certain terms and conditions" was reviewed, discussed, and approved for submission to the board on a motion by Saylor, seconded by Bennett and carried.

Mr. Mulholland also requested a resolution to issue a replacement deed to Richard C. Hastings, relating to a tax sale property in the Town of Granger, which was approved by Resolution No. 116-84 on May 29, 1984. Mr. Hastings will pay County Attorney fees and recording costs of \$135. Approved on a motion by Burdick, seconded by Bennett and carried. Prepare resolution.

Mr. Mulholland also requested approval from the committee to hire an auctioneer for the upcoming tax sale auction on May 9, 1998. Approved on a motion by Regan, seconded by Burdick and carried.

Meeting adjourned.

J. Margeson

WAYS & MEANS COMMITTEE

NOT APPROVED

February 26, 1998

MAR 4 1998

Present: Nielsen; Bennett; Heineman; Burdick; Regan; Truax; Sylor; Myers; Walchli;

A motion was made by Truax, seconded by Bennett and carried, to have an attorney/client consultation with County Attorney Sikaras and Assistant County Attorney Guiney. Following the consultation, a motion was made by Bennett, seconded by Truax and carried, to return to regular session.

The minutes of the January 28 and February 9, 1998 meetings were approved on a motion by Myers, seconded by Bennett and carried.

Jim Mulholland, County Treasurer, presented the following tax sale owner bid backs:

ALMOND: Flaitz, William L./Kathleen Certificate No. 98-95
Motion was made by Sylor, seconded by Truax and carried, to accept the owner bid back of William Flaitz in the amount of \$5,849.29 which includes recording costs of \$70.00. Prepare resolution.

ANDOVER: Sekoll, Larry & Susan Certificate No. 232-95
Motion was made by Heineman, seconded by Truax and carried, to accept the owner bid back of Susan M. Sekoll in the amount of \$2,107.09 which includes recording costs of \$46.00. Prepare resolution.

ANGELICA: Ryan, Jerry/Ryan, Pearl
formerly Wilson, Edith Certificate No. 282-95
Motion was made by Bennett, seconded by Sylor and carried, to accept the owner bid back of James E. Ryan, individually and Administrator of Jerry Ryan Estate, in the amount of \$2,366.08, which includes recording costs of \$56.00. Prepare resolution

BOLIVAR: Hackett, Karl A. Certificate No. 262-95
Motion was made by Heineman, seconded by Bennett and carried, to accept the owner bid back of Karl A. Hackett, in the amount of \$1,671.54 (does not include recording costs). Prepare resolution.

BURNS: York, Lester & Cindy
Motion was made by Sylor, seconded by Truax and carried, to accept the owner bid back of Lester and Cindy York in the amount of \$21,654.48, which includes recording costs of \$134.00. **Prepare resolution.** Certificate No. 307-95

CANEADEA: Maly, Michael A., Sr.
Motion was made by Bennett, seconded by Truax and carried, to accept the owner bid back of Michael A. Maly in the amount of \$2,283.77, which includes recording costs of \$56.00. **Prepare resolution.** Certificate No. 328-95

CENTERVILLE: Ferguson, Walter A., III
Ferguson, James Michael
Ferguson, David George
Motion was made by Heineman, seconded by Sylor, and carried, to accept the owner bid back of Walter A. Ferguson, III, in the amount of \$2,882.18, which includes recording costs of \$58.00. **Prepare resolution.** Certificate No. 532-95

HUME: Ferguson, Walter A., III
Ferguson, James Michael
Ferguson, David George
Ferguson, Elizabeth Ann
Motion was made by Heineman, seconded by Bennett and carried, to accept the owner bid back of Walter A. Ferguson, III, in the amount of \$3,797.81, which includes recording costs of \$62.00. **Prepare resolution.** Certificate No. 879-95

CENTERVILLE: Piwko, James & Loretta
Motion was made by Heineman, seconded by Sylor and carried, to accept the owner bid back of Bradley Trail, on behalf of Piwkos, in the amount of \$4,915.96, which includes recording costs of \$66.00. **Prepare resolution.** Certificate No. 543-95

CLARKSVILLE: Rhodes, Dale E., Jr./Cathleen
Motion was made by Truax, seconded by Bennett and carried, to accept the owner bid back of Cathleen D. Rhodes in the amount of \$3,347.68, which includes recording costs of \$60.00. **Prepare resolution.** Certificate No. 574-95

FRIENDSHIP: Smalt, Jeffrey A. & Susan E. Certificate No. 746-95
Motion was made by Myers, seconded by Heineman and carried, to accept the owner bid back of Jeffrey A. Smalt in the amount of \$1,595.13, which includes recording costs of \$54.00. **Prepare resolution.**

RUSHFORD: Luce, Kelly Jo
Luce, Jesse D. Certificate No. 996-95
Motion was made by Saylor, seconded by Bennett and carried, to accept the owner bid back of Kelly Jo Luce-Allaire in the amount of \$3,522.21, which includes recording costs of \$60.00. **Prepare resolution.**

WIRT: Vaughn, Walter & Mary Certificate No. 1294-95
Motion was made by Regan, seconded by Truax and carried, to accept the owner bid back of Walter and Mary Vaughn in the amount of \$3,031.11, which includes recording costs of \$58.00. **Prepare resolution.**

Mr. Mulholland also presented a tax sale bid from a municipality as follows:

RUSHFORD: Smith, Hanford Certificate No. 1011-95
Motion was made by Bennett, seconded by Truax and carried, to accept the bid of the Town of Rushford in the amount of \$1.00 plus current year's taxes. **Prepare resolution.**

Mr. Mulholland requested resolutions approving Certificates of Cancellation and Prospective Cancellation on the following described parcels, which will in effect cancel the tax lien and exempt the parcels from taxation. They will remain exempt unless the tax district legislative body restores the parcel to the tax rolls:

INDEPENDENCE: I.E.R.	Tax Map #188.-1-948
NEW HUDSON: Deming, Bruce & 1	Tax Map #129.-1-21
WIRT: Dick, James F., Jr.	Tax Map #187.-1-987

Approved on a motion by Truax, seconded by Bennett and carried. **Prepare resolution.**

Mr. Mulholland also requested that a resolution be approved to allow for direct payroll deposit with the First Tier Bank and Trust Co. of Cuba, NY. Approved on a motion by Truax, seconded by Regan and carried. **Prepare resolution.**

Also requested by Mr. Mulholland was permission for him to enter into a contract with David Allardice in the amount of \$5,200 as fiscal advisor for the bond issue. Approved on a motion by Burdick, seconded by Myers and carried.

Linda Canfield, Clerk of the Board presented the following committee referrals:

Referral from Human Services Committee requesting a resolution to appropriate one-time grant monies in the amount of \$35,000 from the New York State Department of Health - Family Planning Program/Grant per the attached Memorandum of Explanation. Approved on a motion by Heineman, seconded by Truax and carried. **Prepare resolution.**

Referral from the Human Services Committee requesting a resolution to appropriate \$10,000 to Account No. A4047 Community Health Assessment funded 100% by a grant through the Erie County Department of Health for the Public Health Priorities Partnerships Initiative per the attached Memorandum of Explanation. Approved on a motion by Truax, seconded by Heineman and carried. **Prepare resolution.**

Referral from the Human Services Committee requesting a resolution to establish a petty cash fund in the amount of \$900. for use by the Intensive Case Manager at the Community Services Agency, and who shall be designated as the official responsible for the use of such fund. Approved on a motion by Truax, seconded by Bennett and carried. **Prepare resolution.**

Referral from the Public Works Committee requesting a resolution committing Allegany County to fund 50% (\$750,000) of the balefill project. A motion was made by Bennett, seconded by Myers and carried, to offer a resolution of intent to fund this project if the county receives a grant of \$750,000 for the remaining 50% of the project. **Prepare resolution.**

Referral from the Public Safety Committee requesting a transfer of \$4,500 from Contingent Account No. A1990.4 to Emergency Services Account No. A3640.203 (Communications Equipment), to cover the balance due on a base station at Corbin Hill. Certain components were omitted from the quote and invoice from SAIA Communications. Approved on a motion by Heineman, seconded by Truax and carried. **Prepare resolution.**

Bob Wright, Real Property Tax Service Director, introduced Liz Arabadjis, Vice President, Multiple Choice Real Estate Mapping Services, of Glens Falls, NY, who gave a presentation on the software program her company has produced and which utilizes digital tax maps and assessment information.. Multiple Choice would like to obtain the digital tax map files on disk from the county and offers three choices: (1) Exchange the data for a copy of their program; (2) Pay the county a royalty of 10% of the revenue, plus two copies of their program; or (3) Purchase the data outright at two cents per parcel. No action was taken at this time by the committee.

Mr. Wright presented the following corrections to the tax roll:

ALMA: Arnold, Gary T. & Marilyn; Parcel #301.2-1-2; Correct Tax Amount: \$874.19.

BELFAST: Koziel, Henry & Koziel Virginia; Parcel #105.10-1-8. Correct Tax Amount: \$0.00.

SCIO: Robbins, Jerry; Parcel #199.18-2-2; Correct Tax Amount: \$1,346.16.

The above were approved on a motion by Sylor, seconded by Regan and carried. **Prepare Resolution.**

Further discussion was held on the charges for digital tax map files on disks. Inasmuch as this information can be obtained under the Freedom of Information Law, and since that law provides that the charge for information shall be the actual cost of reproduction, a motion was made by Burdick, seconded by Truax and carried, that the actual cost of reproduction of the digital tax map files on disk be determined by the Real Property Tax Director. Following further discussion, a motion was made by Heineman, seconded by Bennett and carried, that the prior motion be tabled for the time being.

Legislator Burdick gave a brief report on the records storage building, noting that although bids for shelving and fencing, etc. came in lower than anticipated, there will not be sufficient money left from the grant to cover all of these costs. He and Craig Braack are now looking at different funding sources.

The legislators' vouchers for per diem and expenses for the period January 1 through January 26, 1998 were reviewed and approved for payment on a motion by Heineman, seconded by Saylor and carried.

John Margeson noted that this is the time of year the county seeks competitive bids for the lease of the county-owned lands south of Belmont on Route 19. A motion was made by Truax, seconded by Heineman and carried, authorizing Mr. Margeson to go ahead and obtain bids again this year.

Meeting adjourned.

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

Committee: Human Services

Date: 02/18/98

The Allegany County Department of Health requests a resolution to accept one time monies in the amount of \$35,000 from the New York State Department of Health - Family Planning Program/Grant.

This money should be distributed as follows:

Appropriation Accounts:

A4035.204 - Motor Vehicles	\$17,500
- to purchase a Community Health Van	
A4035.206 - Health Equipment	\$7,500
- to purchase Baby Think It Overs for local schools	
A4035.409 - Fees	\$10,000
- Youth Speakout 98 - \$2,500	
- Youth Speakout 99 - \$3,500	
- Advertising (Billboards) - \$4,000	

Revenue Accounts:

4035 A3450.00 - Family Planning Clinic State Aid	\$35,000
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Fiscal Impact: None - 100% State Aid Dollars

For further information regarding this matter, contact:

Johannes Peeters, Public Health Director

Name and Department

X247

Telephone

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services

DATE: 2/18/98

The Health Department requests a resolution increasing account A4047 Community Health Assessment. This account was present last year and continues to be funded 100% by a grant thru Erie County Department of Health for the Public Health Priorities Partnerships Initiative. Please increase the following accounts as listed:

A4047.201	Office Equipment	\$3,000.00
A4047.401	Postage	4,500.00
A4047.407	Office Supplies	500.00
A4047.419	Printing	<u>2,000.00</u>
	Total	\$10,000.00

These funds will be used to create and distribute a county wide survey to identify Allegany County's major health problems and priorities, including the development of locale-specific intervention strategies.

FISCAL IMPACT: None

For further information regarding this matter, contact:

Johannes Peeters
Name and Department

Ext 247
Telephone Number

5/94

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MEMORANDUM OF EXPLANATION

INTRODUCTION NO: _____
(CLERK'S USE ONLY)

COMMITTEE: PUBLIC WORKS

DATE: February 4, 1998

Resolution committing Allegany County to fund 50% of the balefill project.

FISCAL IMPACT: \$ 750,000.00

For further information regarding this matter, contact:

Richard A. Young
Superintendent

(716)268-9230

RAY/ymr

J. Margeson

**NOT
APPROVED**

WAYS & MEANS COMMITTEE

March 25, 1998

MAR 27 1998

Present: Nielsen; Bennett; Burdick; Regan; Sylor; Heineman; Truax; Myers; Walchli;

The minutes of the February 26 and March 9, 1998 meetings were approved on a motion by Truax, seconded by Bennett and carried.

Bob Wright, Real Property Tax Director, met with the Committee and presented the following application for a refund of taxes:

FRIENDSHIP: Hint, Gilbert D. & Cynthia: Parcel No. 195.-1-30.4. Amount of Refund: \$54.51. The assessment of this parcel included an improvement that was located and assessed on an adjacent parcel. Approved on a motion by Myers, seconded by Burdick and carried.
Prepare resolution.

Mr. Wright also reminded the committee that laser printed tax bills will be required, under a state mandate, beginning with the school taxes in September. A printer that will handle the volume of bills required for the county, town, school and village taxes will cost approximately \$15,000.

Jim Mulholland, County Treasurer, presented the following owner bid backs:

ALMA: Best, Jesse & Edna Certificate No. 31-94
Motion was made by Truax, seconded by Bennett and carried, to accept the owner bid back of Jesse and Edna Best in the amount of \$4,772.12 which includes recording costs of \$66.00.
Prepare resolution.

HUME: Tunney, Patrick formerly Cassidy, Wyatt & Jevon Certificate No. 874-95
Motion was made by Burdick, seconded by Truax and carried, to accept the owner bid back of Patrick Tunney in the amount of \$2,127.72 which includes recording costs of \$56.00.
Prepare resolution.

Mr. Mulholland also presented a tax sale bid from a municipality as follows:

BOLIVAR: Knowlton, Charles A. & Virginia L. Certificate No. 272-93
Motion was made by Heineman, seconded by Truax and carried, to accept the bid of the Village of Bolivar in the amount of \$1.00 plus current year's taxes. **Prepare resolution.**

Mr. Mulholland also asked the committee to decide the cut-off date for owner bid backs. It was decided on a motion by Burdick, seconded by Heineman and carried, that no owner bid backs would be accepted after January 15, 1999.

John Margeson, County Administrator, opened two bids he had received for leasing approximately 60 acres of county owned land south of the village of Belmont. The first bid was from Joseph Strzelec of Cuba, in the amount of \$3,150, and included a 10% bid deposit of \$315.00 plus a non-collusive bidding certificate. The second bid was from Bob Bainbridge of Almond in the amount of \$3,839.17. A non-collusive bidding certificate was not submitted, and therefore, the bid was incomplete and could not be considered. A motion was made by Burdick, seconded by Truax and carried, to accept the Strzelec bid of \$3,150. Mr. Margeson noted that the County Attorney will prepare the lease for board approval.

On behalf of the District Attorney, Mr. Margeson presented a referral from the Public Safety Committee, regarding a grant which Mr. Parker would like to submit to the Crime Victims Board Program. The grant would be used to hire a full-time Victims Service Coordinator, to assist victims and to free up time which the District Attorney and his assistants currently spend in this area. There is a local match requirement of 20%. The maximum grant is \$50,000, with a \$10,000 local match, part of which can be in-kind services. A motion was made by Truax, seconded by Bennett and carried, to approve the submission of the grant with the understanding that if the grant is awarded, the county will provide the local match, and that if and when the grant moneys expire, the position would be abolished.

Linda Canfield, Clerk of the Board, presented the following committee referrals:

Referral from the Human Services Committee requesting a resolution for the appropriation of additional funding to several Office for the Aging accounts as detailed in the attached Memorandum of Explanation. Approved on a motion by Truax, seconded by Saylor and carried. **Prepare resolution.**

Referral from the Human Services Committee requesting a resolution to increase the Family Planning and Public Health personal services accounts as detailed in the attached Memorandum of Explanation. Approved on a motion by Truax, seconded by Bennett and carried. **Prepare resolution.**

Referral from the Human Services Committee requesting a resolution for the appropriation of federal and state grants in aid in the amount of \$13,600 to Social Services office supplies Account No. A6010.407 as detailed in the attached Memorandum of Explanation. Approved on a motion by Truax, seconded by Bennett and carried. **Prepare resolution.**

Referral from the Human Services Committee requesting a resolution for the appropriation of \$29,000 to Account No. A6070.474 Purchase of Services account, and the appropriation of \$29,000 to Account No. A6010.1 Social Services Administration, personal services account, as detailed in the attached Memorandum of Explanation. Approved on a motion by Truax, seconded by Bennett and carried. **Prepare resolution.**

A referral from the Public Works Committee requesting funding for the engineering design of the West State Street bridge in Wellsville, in the amount of \$175,000 was tabled on a motion by Truax, seconded by Myers and carried.

A referral from the Public Works Committee requesting funding to purchase shelving and fencing for the Records Storage building was considered. There is a balance of \$16,000 remaining in the capital account and up to \$16,000 more will be needed. A motion was made by Burdick, seconded by Truax and carried, to transfer \$16,000 from Contingent Account No. A1990.4 to Capital Account No.H7510 Record Management. **Prepare resolution.**

The legislators' vouchers for the period January 27 through February 23, 1998 were reviewed and approved for payment on a motion by Truax, seconded by Bennett and carried.

Meeting adjourned.

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services

DATE: 03/18/98

Due to the increased availability of Title III, SNAP and WRAP funding, the Office for the Aging is requesting that a resolution be presented to the Board of Legislators to increase our budget line item accounts as follows:

APPROPRIATIONS

<u>ACCOUNT #</u>	<u>AMOUNT</u>
A6772.201 Equipment - Title III-C	\$ 1,306.00
A6779.201 Equipment - SNAP	\$ 1,000.00
A6779.474 Caterers - SNAP	\$ 9,297.00
A6781.101 Regular Pay - Title VII	\$ 1,178.00
A6783.409 Fees - III-F	\$ 670.00
A6784.408 General Supplies - WRAP	<u>\$ 1,381.00</u>
TOTAL	\$14,833.00

REVENUES

<u>ACCOUNT #</u>	<u>AMOUNT</u>
A 11 4772.00 III-C	\$ 1,306.00
A 10 3772.01 SNAP	\$10,297.00
A 11 4772.05 Title VII	\$ 1,178.00
A 11 4772.07 III-F	\$ 670.00
A 11 4772.08 WRAP	<u>\$ 1,382.00</u>
TOTAL	\$14,833.00

FISCAL IMPACT: No additional County dollars.

For further information regarding this matter, contact:

Kimberlev Toot, Office for the Aging
Name and Department

Ext. 390
Telephone

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services

DATE: 03/18/98

The Allegany County Health Department requests a resolution increasing the Family Planning Grant accounts totaling \$5290.00 as follows:

Supplies	A4035.408	\$1900.00
Phone	A4035.416	409.00
Contract	A4035.456	508.00
Mileage	A4035.402	230.00
Fringe Benefits	A4035.802	206.00
	A4035.803	592.00
	A4035.804	134.00
	A4035.805	15.00
	A4035.806	1296.00

The Personal Services account for the department's Public Health Programs also needs to be increased \$7732.00 as follows:

Personal Services	A4010.100	\$7732.00
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Please note these increases are due to Medicaid Managed Care monies inadvertently being omitted from the 1998 budget. The grant funding for these monies ends in June 1998.

FISCAL IMPACT: None

For further information regarding this matter, contact:

Johannes Peeters
Name and Department

Ext 247
Telephone Number

5/94

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services Committee

DATE: 3/18/98

This is to request approval for the appropriation of Federal and State Grants in Aid, in the amount of \$13,600, to the Office Supplies Account 6010.407, with revenue in equal shares of \$6,800 to be added to Federal Revenue Account 4610 and State Revenue Account 3610.

We have been awarded this Grant by the State Department of Health Office of Medicaid Managed Care for the purpose of purchasing "The Health Wise Handbook". This Handbook, written at the 4th grade reading level, will be provided to our Health Choice Managed Care Program enrollees, so that they may reference the information and be assisted in making appropriate choices related to utilization of medical services. There is a preventive focus to the materials and the Handbooks will be published with an Allegany County Health Choice cover.

Chemung and Steuben Counties have successfully used these handbooks in order to better ensure that their managed care enrollees are following guidelines for, as examples, prenatal care, child immunizations, well child visits and physician versus emergency room services.

Our approved plan is to conduct a small study by providing the Handbooks to a randomly selected group, at first, and then track the differences which occur in this group's utilization of services compared to those who do not have a copy and an education session as to how they should be used.

FISCAL IMPACT: There is no County costs. The outcomes sought are more appropriate utilization of medical services and better health outcomes, which would also reduce costs for avoidable illnesses.

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services Committee

DATE: 3/18/98

Based upon a comprehensive analysis of Services Division trends, legal requirements and local workloads; as well as research in the form of surveys of comparable counties, comparisons with State workload guidelines and returns on investment for preventive services (in the form of substantial savings with averted child placements) it has been determined that certain internal and purchased resources are needed in order to:

- meet rising service demands and new Federal and State mandates
- improve outcomes for children and families
- accrue savings by keeping children in their homes and communities and returning children to their homes as soon as possible after a necessary placement
- address anticipated increases in reported cases of elder abuse, subsequent to an outreach and public information campaign
- ensure that coordinated community-based services are place
- make the most cost-effective use of resources as possible.

In the 1994-1995 time frame, when State and Federal reimbursements were severely capped and, in fact, reduced, our Department eliminated one Preventive Services contract and reduced remaining contracts by 4% (the same percentage that the State reduced its funding). The following year, 1996, after two relatively low years of Child Protective Reports we first did not fill and then eliminated a Sr. Caseworker position in the Child Protective Unit. These measures reduced our investments by over \$100,000 per year.

With the passage of the 1997 State Budget, fiscal relief has been provided in the form of transfers of funds from the TANF Block Grant to the Federal Title XX Services Block Grant and to the State Child Welfare Block Grant, plus other State appropriations. In addition, certain funds have or will be received in order to provide funding to counties for newly mandated services. (Funds for Services to Victims of Domestic Violence are included in the analysis, below. Funds for Enhanced Substance Abuse Services are being addressed separately). Our projected 1998 additional Block Grant revenues are anticipated to be \$256,712.00. In addition, we will be receiving \$17,000 to offset costs of a new mandate related to Services to Victims of Domestic Violence.

We have already appropriated \$100,000 of this revenue. Our combined Purchase of Service and Personnel costs, for which we seek the Board's approval, would absorb \$58,000 of the additional \$173,712 in revenue, leaving a final figure of \$215,712 of the total revenue increase of \$273,712 for direct offset of County costs. This \$58,000 would cover additional investments for the period May 1, 1998 through December 31, 1998.

Annualized, the new investments would be approximately \$100,000, of which \$20,000 may not be needed, in whole or in part, in 1999, in that we are seeking to have resources of a number of organizations pooled in 1999 to support the Coordination Children's Services Initiative (CCSI), rather than just ARA and Social Services. As will be shown in a presentation to the Legislature, CCSI, during a 3-family pilot, returned a child home from institutional care for an annualized savings, in this one instance alone, of \$113,000.

It has been agreed upon with the Human Services Committee that our Department will provide return on investment reports to the Committee related to the success of these investments:

- A Purchase of Services Account 6070.474 appropriation of \$29,000; \$14,000 of which will be used for a contract to perform non-DSS Court Ordered custody investigations for the months of May-December, 1998 and \$15,000 of which will be contracted to ARA-The Counseling Center for the purpose of supporting CCSI. The latter funds will be pooled with \$15,000 already budgeted by the Office of Community Services, in order to hire a full time Program Coordinator. (CCSI also has a State grant for direct supportive services to CCSI families). An equal amount will be added to Revenue Account A4610 (Federal Aid), in that the full reimbursement will be gained from the State transfer of TANF funds into the Federal Title XX Services Block Grant.
- It should be noted that the contract for custody investigations will free up more than 1 FTE of staff time, in order to dedicate this time to protective services to adults, and newly mandated domestic violence services, for which we be receiving an additional \$17,000 in State funds. This contract will be let at 80% of our current cost per case, with the expectation that the contractor will charge fees for the balance of the costs.
- A Personnel Account 6010.1 appropriation of \$29,000; to cover the direct costs of two Caseworker positions. These persons will be assigned Preventive Services and Foster Care duties. An equal amount will be added to Revenue Account 3661.03 (State Block Grant).

FISCAL IMPACT: In 1998 approximately 20% of the additional State and Federal funds would be reinvested. In 1999 (for a full year) approximately 32%-38% would be reinvested. It is anticipated that the return on these investments will be substantial related to savings in cases of averted child placements and in assuring there is no loss of Federal reimbursement for not meeting new Federal requirements for permanency planning for children. A report related to these returns will be submitted by September of 1997.

John M.

**NOT
APPROVED**

Ways and Means Committee

April 13, 1998

APR 14 1998

Present: K. Neilsen, P. Regan, R. Heineman, R. Bennett, R. Truax, S. Myers, E. Burdick, J. Walchli, J. Margeson

Chairman Neilsen called the committee to order at 3:45 p.m.

Chairman Walchli addressed the committee regarding the concept of entering into a contract with the Allegany County Chapter of the American Society for the Prevention of Cruelty to Animals in the amount of \$5,000, to expire on December 31, 1998. Said contract will provide for services in Allegany County relative to the Associations mission of preventing cruelty to animals and providing shelter to animals that have been found to have been neglected and abused.

After considerable discussion and the expression of support and opposition, S. Myers moved a resolution be prepared to enter into contract with the A.S.P.C.A. for such services for the amount of \$5,000. The motion was seconded by P. Regan and was approved by a vote of 4 aye, 3 no. In opposition- R. Bennett, R. Heineman and R. Truax.

Meeting adjourned at 4:15 p.m.

John M.
NOT
APPROVED
APR 30 1998

WAYS & MEANS COMMITTEE

April 29, 1998

Present: Nielsen; Bennett; Burdick; Regan; Saylor; Heineman; Truax; Myers; Walchli;

The minutes of the March 25 and April 13, 1998 meetings were approved on a motion by Burdick, seconded by Truax and carried.

Bob Wright, Real Property Tax Director, presented the following application for a refund of taxes:

ALLEN: Wagner, Herbert & Ethel; Parcel No. 69.-1-19.1; Amount of Refund: \$417.45. The assessment of this parcel on the tax roll differs from the assessed value in the final work product, field review sheet, of the assessor, due to an error in transcription. Approved on a motion by Regan, seconded by Truax and carried.
Prepare resolution.

Mr. Wright also reported that Debbie Button has estimated the cost for a laser printer for the tax bills, beginning with the school taxes in September, will be approximately \$30,000.

Jim Mulholland, County Treasurer, presented the following owner bid backs:

ALLEN: McCarthy Ranch; Eugene McCarthy Certificate No.26-94
Motion was made by Burdick, seconded by Saylor and carried, to accept the owner bid back of Eugene McCarthy in the amount of \$2,785.84 which includes recording costs of \$58. **Prepare resolution.**

ALMOND: Burdett, Michael D. & Linda Certificate No. 52-94
Motion was made by Heineman, seconded by Truax and carried, to accept the owner bid back of Michael and Linda Burdett in the amount of \$2,530.94 which includes recording costs of \$56. **Prepare resolution.**

ALMOND: Patton, Mary Lou Certificate No. 109-95
Motion was made by Truax, seconded by Heineman and carried, to accept the owner bid back of Mary Lou Patton in the amount of \$26,701.56 which includes recording costs of \$154. **Prepare resolution.**

BELFAST: Hale, Richard Certificate No. 302-95
Motion was made by Burdick, seconded by Truax and carried, to accept the owner bid back of Richard Hale in the amount of \$2004.18 which includes recording costs of \$54.
Prepare resolution.

BELFAST: Sciandia, Michael A. Certificate No. 209-94
Motion was made by Sylor, seconded by Heineman and carried, to accept the owner bid back of Michael Sciandia in the amount of \$1598.18 which includes recording costs of \$54. **Prepare resolution.**

BIRDSALL: Scott, Loren & Linda Certificate No. 233-94
Motion was made by Sylor, seconded by Truax and carried, to accept the owner bid back of Loren and Linda Scott in the amount of \$1914.91 which includes recording costs of \$54. **Prepare resolution.**

CUBA: Henderson, Gregory Allen Certificate No. 617-95
Motion was made by Myers, seconded by Burdick and carried, to accept the owner bid back of Gregory Allen Henderson in the amount of \$814.68 which includes recording costs of \$50. **Prepare resolution.**

CUBA: Middaugh, Cheryl Certificate No. 422-94
Motion was made by Truax, seconded by Bennett and carried, to accept the owner bid back of Cheryl Middaugh in the amount of \$1369.57 which includes recording costs of \$46. **Prepare resolution.**

CUBA: Smith, Shawn K. Certificate No. 648-95
Motion was made by Burdick, seconded by Myers and carried, to accept the owner bid back of Shawn K. Smith in the amount of \$5,848.45 which includes recording costs of \$70. **Prepare resolution.**

FRIENDSHIP: Allegany County formerly Barber, Larry Certificate No. 659-95
Motion was made by Regan, seconded by Myers and carried, to accept the owner bid back of Clark, Lyle and Dorothy, for Barber, Larry, in the amount of \$8855.76 which includes recording costs of \$82. **Prepare resolution.**

FRIENDSHIP: Brown, J.C. Certificate No. 446-94
Motion was made by Burdick, seconded by Truax and carried, to accept the owner bid back of J.C. Brown in the amount of \$4113.70 which includes recording costs of \$64.
Prepare resolution.

GROVE: Giacolone, Andrew F. & Amelia M. Certificate No. 851-95
Motion was made by Heineman, seconded by Truax and carried, to accept the owner bid back of Andrew and Amelia Giacolone in the amount of \$1913.09 which includes recording costs of \$52. **Prepare resolution.**

INDEPENDENCE: Saunders, Leo & David Certificate No. 613-94
Motion was made by Regan, seconded by Burdick and carried, to accept the owner bid back of Leo and David Saunders in the amount of \$11,476.05 which includes recording costs of \$92. **Prepare resolution.**

INDEPENDENCE: Saunders, Leo & David Certificate No. 614-94
Motion was made by Regan, seconded by Burdick and carried, to accept the owner bid back of Leo and David Saunders in the amount of \$3,891.28 which includes recording costs of \$62. **Prepare resolution.**

INDEPENDENCE: Saunders, Leo & David Certificate No. 615-94
Motion was made by Regan, seconded by Saylor and carried, to accept the owner bid back of Leo and David Saunders in the amount of \$1,782.18 which includes recording costs of \$54. **Prepare resolution.**

INDEPENDENCE: Saunders, Leo & David Certificate No. 616-94
Motion was made by Regan, seconded by Saylor and carried, to accept the owner bid back of Leo and David Saunders in the amount of \$1,832.79 which includes recording costs of \$54. **Prepare resolution.**

SCIO: Norton, Richard C. & Nancy J. Certificate No. 702-94
Motion was made by Regan, seconded by Heineman and carried, to accept the owner bid back of Richard & Nancy Norton in the amount of \$8,177.13 which includes recording costs of \$80. **Prepare resolution.**

WELLSVILLE: Coleman, Danny Certificate No. 771-94
Motion was made by Burdick, seconded by Truax and carried, to accept the owner bid back of Danny Coleman in the amount of \$8,699.48 which includes recording costs of \$82. **Prepare resolution.**

WEST ALMOND: Valor Lumber Int. Inc. Certificate No. 1206-95
Motion was made by Sylor, seconded by Truax and carried, to accept the owner bid back of Maple Valley Hardwoods, Inc. in the amount of \$1918.32 which includes recording costs of \$54. **Prepare resolution.**

WIRT: Stives, Howard Certificate No. 1289-95
Motion was made by Regan, seconded by Truax and carried, to accept the owner bid back of Howard L. Stives in the amount of \$3,079.48 which includes recording costs of \$60. **Prepare resolution.**

Mr. Mulholland noted that the tax sale auction was set for May 9th to be held at the Genesee Valley Central School, Belmont campus, at 1:00 p.m. There are 99 parcels to be sold. Mr. Mulholland also gave an explanation of the resolution adopted at year-end transferring funds between various appropriation accounts.

John Margeson reported that the county can enact an exemption of clothing that costs less than \$100 per item from sales tax for the week of September 1 through 7, 1998. A resolution must be adopted by June 1, 1998. There is a possibility that state legislation may be enacted after the June 1 deadline to expand the exemption to include footwear and also possibly a higher purchase price limitation. If so, the county's exemption will automatically be expanded also to include footwear and or the higher limitation without any further steps to be taken by the county. Following discussion, a motion was made by Truax, seconded by Myers and carried, to approve the exemption from sales tax as noted above. **Prepare resolution.**

Linda Canfield, Clerk of the Board, reported that the mortgage tax figures for the period October 1 through March 31, 1998 have been received and the apportionment to the towns and villages made in the Clerk's office. A motion was made by Truax, seconded by Sylor and carried, to request the County Attorney to prepare a resolution authorizing the apportionment to the towns and villages. **Prepare resolution.**

The Clerk presented the following committee referrals:

Referral from the Human Services Committee requesting a resolution for the appropriation of federal WORK NOW Welfare to Work funds for the purpose of continuation and expansion of the programming developed utilizing the initial WORK NOW allocation in the amount of \$95,700 to Account No. A6015.474, with a like amount to Revenue Account No. 4615 per the attached memorandum of explanation. Approved on a motion by Truax, seconded by Burdick and carried. **Prepare resolution.**

Referral from the Human Services Committee requesting a resolution for the appropriation of state grant in aid funds to establish an Enhanced Substance Abuse Services Program in the amount of \$70,000 as described in the attached memorandum of explanation. Approved on a motion by Truax, seconded by Myers and carried. **Prepare resolution.**

Referral from the Human Services Committee requesting a resolution for the appropriation of \$40,000 state grant in aid funds for the purpose of establishing a Community Aftercare Services Program as described in the attached memorandum of explanation. Approved on a motion by Truax, seconded by Regan and carried. **Prepare resolution.**

Referral from the Resource Management Committee to both Public Works and Ways & Means Committees, asking for approval for the contribution of in-kind services by the Department of Public Works in the amount of \$6,000 which would be required under a grant to be applied for by William Dibble to the NYS Office of Parks, Recreation and Historic Preservation to perform physical improvements at the Oil Springs Park in Cuba. Legislator Myers reported that she did not feel she could support this at this time, as Mr. Dibble had not provided her with the information she had requested of him. A motion to table the matter was made by Truax and seconded by Burdick. After further discussion, their motion was withdrawn. A motion was made by Heineman, seconded by Truax and carried, to approve this, subject to withdrawal if the legislature is not satisfied with the information to be provided by Mr. Dibble. **Prepare resolution.**

Referral from the Resource Management Committee requesting resolutions to accept gifts of \$600 from Mothers Against Drunk Driving and \$500 from the Southern Tier Drug Task Force to be applied to the cost of purchasing a Datamaster Instrument used to administer breath tests on persons believed to be driving while intoxicated, as described in the attached memoranda of explanation Approved on a motion by Myers, seconded by Truax and carried. **Prepare resolutions.**

Referral from the Public Safety Committee requesting a transfer of \$50,000 from Contingent Account No. A1990.4 to Account No. A3170.447 Other Correction Agencies. This transfer is necessary due to the unpredictably high inmate population which requires housing our inmates in other county jails. It is hoped that this amount will carry through to the end of the year. Approved on a motion by Truax, seconded by Regan and carried. (Opposed: Burdick). **Prepare resolution.**

Legislator Myers mentioned that a young Friendship man, who is a student at Houghton College, had approached her regarding his interest in keeping the railroad in Allegany County. He would like to do a county-wide petition. She requested the reporters from the Wellsville Daily Reporter and Olean Times Herald contact him and write a story to help publicize his efforts.

Legislator Bennett noted that he would like to have a special Public Safety Committee meeting to discuss fire dispatching. It was set for 7:00 p.m. on Thursday, May 7th.

The legislators' vouchers for per diem and expenses covering the period February 24 through March 23, 1998 were reviewed and approved for payment on a motion by Regan, seconded by Truax and carried.

Meeting adjourned.

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services Committee

Date: 4/15/98

This is to request the approval of the Board of Legislators for the appropriation of Federal WORK NOW Welfare to Work funds, for the purpose of continuation and expansion of the programming developed utilizing the initial WORK Now allocation.

For the period April 1, 1998 through March 31, 1998 we have been allocated a total of \$95,700. We were required to split these funds into three areas of focus: Vocational Education; Work Related Education and All Other TANF Work Activities, in the amounts of \$26,400, \$26,400 and \$42,900, respectively.

Under the initial WORK NOW grant, there was no provision for vocational education. This year we are proposing that the Job Developer (also hired under contract with WORK NOW funds) will seek referrals of new and expanding business through the Director of Economic Development, the Director of the EDZ and the Director of Alfred Technologies, Inc., design the prerequisite vocational training with the employer, purchase the vocational education and screen applicants with the employer, with the understanding that those who successfully complete the education will be hired.

The Work Related Education portion of the Project is a continuation and capacity expansion of the GO (Goals and Opportunities) Program, which was established with our initial WORK NOW funds. This is a comprehensive job readiness, job search, job placement and career development program.

The balance of funds is for 1) contracting with a Job Developer on a full time basis (in the first year this was part time) and 2) purchasing Work Experience out-of-school youth employment slots.

These are Federal funds, requiring no local match.

The appropriation would be \$95,700 to A6015.475 with an equal amount added to Revenue account 4615.

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services Committee

Date: 4/15/98

This is to request approval of the Board of Legislators for the appropriation of \$70,000 State Grant in Aid funds for the purpose of establishing an Enhanced Substance Abuse Services Program.

Under the State Welfare Reform bill counties were required to begin screening and assessment of all applicants for and recipients of Temporary Assistance. Grants to provide evaluation, case management and family services were made available to each county which developed an approved plan. Our Plan was developed in conjunction with the Office of Community Services, the Council on Alcohol and Substance Abuse Services and the Youth Bureau. It contains several components, which are listed on the attached Budget Worksheet.

Initially, we had anticipated an amount of funds which would only be sufficient to contract with the Office of Community Services for an Certified Alcohol and Substance Abuse Counselor (CASAC), or approximately \$40,000. However, we were advised that our application could be for up to \$75,000 (ours in total is \$70,000), that we were to address the needs of the entire family, including high risk children of substance abusing parents, and that such services as child care and respite during treatment were allowable expenditures. Therefore, in addition to a contract for CASAC services we have included child care and respite, a computer for program evaluation and tracking and funds to purchase programming services, and an amount for less well defined services to high risk children. The use of the funds for high risk children will be determined by an interagency team and will be child specific or specific to a group of identified children with like needs.

The accounts to which these funds would be appropriated are: Revenue accounts are:

- \$2,000 to A6010.201 (Computer Equipment)
- \$4,000 to A6010.476 (Computer Programming) \$6,000 to 3610
- \$64,000 to A6070.474 (Services for Recipients) \$64,000 to 3670

FISCAL IMPACT: There is no County cost. Savings should accrue from treatment and family services leading to employment of the parent and family stability.

BUDGET WORKSHEET

Agency	Service	# Served	Contract Amount	Fee for Service	Total
Allegany Office of Community Services	Administrative Training & Supervision .1 FTE CASAC Supervisor Direct: evaluation case management, consultation, monitoring. 1.0 FTE CASAC	30-average monthly direct service 10-average monthly consultations	\$1,500-Admin. \$3,500-Training & Supervision \$32,000-salary and fringe 1 FTE		\$37,000
Various Providers	Child Care during treatment Respite Services for those otherwise ineligible for block grant funds.	10-average monthly	\$12,000	up to market rate established by OTDA.	\$12,000
DSS, Youth Bureau, Council on Alcohol and Substance Abuse, Parent Education Program	(to be determined - please see narrative)		\$15,000		\$15,000
LDSS Personal Computer	equipment for tracking and data analysis	total program		\$2,000	\$2,000
Allegany County Office of Data Processing	computer program development for tracking/evaluation	total program	\$4,000		\$4,000
			Grand Total		\$70,000

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services Committee

Date: 4/15/98

This is to request approval of the Board of Legislators for the appropriation of \$40,000 State Grant in Aid funds for the purpose of establishing a Community Aftercare Services Program (CASP).

The NYS Office of Children and Family Services has made these funds available to achieve the following goals:

- Coordinate services to returning foster children and their families
- Shorten lengths of placements by returning children to their homes earlier with coordinated services
- Develop cross-agency tracking and reporting systems for these children & families
- Prevent discharged children and youth from returning to placement
- Prevent discharged youth from becoming involved in delinquent activities

Our target population for this project is children and youth (aged 15 and under) currently in the custody of the Commissioner, who can safely be discharged to their families by June 30, 1998, with appropriate services

- 1st priority - JD/PINS youth (currently 15 age-eligible children)
- dual 2nd priority -
 - children/youth who've been in care 12 months or longer and are not freed for adoption (currently 30 age-eligible children)
 - sibling groups in care (currently 11 sibling groups)

The project cannot begin until mid-April, and all funds must be expended by June 30, 1998. It is unrealistic to assume that the coordination and/or provision of services for three months is sufficient to achieve the State's goals. We will therefore contract for the majority of these services through ACCORD Corporation, who will operate the program for 12 months. This project will operate much like our CCSI project, only for a different target population. Multidisciplinary discharge planning teams will be coordinated for each participating child & family. Discharge planning meetings will focus on child & family strengths, and will develop individualized service plans for the child & family team. Agreement regarding this approach was reached at a Unified Services Committee meeting, with broad multidisciplinary representation. Primary collaborating agencies are the Department of Social Services, the Probation Department, and ACCORD Corporation.

A budget summary for use of these funds is attached.

The accounts to which these funds would be appropriated are:

- \$38,500 to A6070.474 (Services for Recipients)
- \$1,500 to A6010.476 (Electronic Home Monitoring)

Revenue accounts are:

- \$38,500 to 3670
- \$1,500 to 3610

FISCAL IMPACT: There is no cost to the County for this program. Savings should accrue as a result of reduced placement costs. The Department will commit in-kind resources for meetings and services for the targeted children.

PERSONNEL COSTS None

NON-PERSONNEL COSTS

Contractual Services

ACCORD Corporation

CASP Coordination 27,975

Respite

70 nights @ 130/night 9,100

ACCORD Total 37,075

Probation Department

Electronic Home Monitoring 1,500

Flexible Funds 1,425

GRANT TOTAL 40,000

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Resource Management/Ways & Means DATE: _____

Request a resolution allowing the Stop-DWI program to accept a \$600 gift from Allegany County MADD Chapter to be applied to A3141.208 (Police Equipment). The \$600 will be used to offset the purchase of a datamaster to be housed in the Sheriff's Department.

FISCAL IMPACT:

For further information regarding this matter, contact:

Christina C. Boss/ Stop-DWI Program
Name and Department

716-268-5394
Telephone Number

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Resource Management/Ways & Means DATE: _____

Request a resolution allowing the Stop-DWI program to accept a \$500 gift from Allegany County Drug Task Force to be applied to A3141.208 (Police Equipment). The \$500 will be used to offset the purchase of a datamaster to be housed in the Sheriff's Department.

FISCAL IMPACT:

For further information regarding this matter, contact:

Christina C. Boss/ Stop-DWI Office

Name and Department

716-268-5394

Telephone Number

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Public Safety

DATE: April 27, 1998

Request transfer of \$50,000.00

from Contingency

to 3170.447

Other Correctional Agencies

This transfer is necessary due to the unpredictably high inmate population which requires housing our inmates in other County Jails. It is hoped that this amount will carry through to the end of the year but there are no guarantees.

FISCAL IMPACT:

\$50,000 against Contingency

For further information regarding this matter, contact:

L. W. Scholes, Sheriff
Name and Department

Ext. 200
Telephone Number

John M.

WAYS & MEANS COMMITTEE

July 13, 1998

NOT
APPROVED

JUL 14 1998

Present: Nielsen; Sylor; Truax; Burdick; Heineman; Bennett;

This meeting was held following the regular meeting of the Board of Legislators.

A memorandum from the County Administrator was distributed noting that the County has been awarded a \$25,000 member item through Senator Present which was requested earlier in the year. The allotment is intended to help offset the cost of a recently purchased, used, Road Grader which was acquired by the county for \$37,000 from the Town of Willing. The written agreement has been received and is being reviewed as to legal form by the County Attorney. Acceptance of the appropriation by execution of the agreement needs to be done by resolution of the board. A motion was made by Burdick, seconded by Sylor and carried, to approve entering into the agreement and appropriating \$25,000 to Account No. DM5130.204, Road Machinery - Equipment. County Attorney is requested to prepare the resolution.

Meeting adjourned.

MEMORANDUM OF EXPLANATION

INTRODUCTION NO: _____
(CLERK'S USE ONLY)

COMMITTEE: PUBLIC WORKS

DATE: JULY 9, 1998

Request funding for the County Share of the ROW and Construction costs on BR#24-06, CR.

Account Numbers are to be designated by the County Treasurer.

Total Appropriation H5216.200	\$570,741
Revenue from State Aid H10.3089.57	\$354,985
Revenue from Federal Aid H11.4591.17	\$ 97,426
Appropriated Fund Balance	\$ 66,002
98 Budget Local Share D9553	\$ 24,214
Local Share Remaining	\$ 28,114

FISCAL IMPACT: \$138,065

For further information regarding this matter, contact:

Richard A. Young
Superintendent

(716)268-9230

RAY/ymr

MEMORANDUM OF EXPLANATION

INTRODUCTION NO: _____
(CLERK'S USE ONLY)

COMMITTEE: PUBLIC WORKS

DATE: JULY 9, 1998

Request the following transfer from Capital Account H5246 - Town of Caneadea , Shongo Road to a Capital Account for the Town of Hume. Work is necessary for repairs to the Genesee River along CR4.

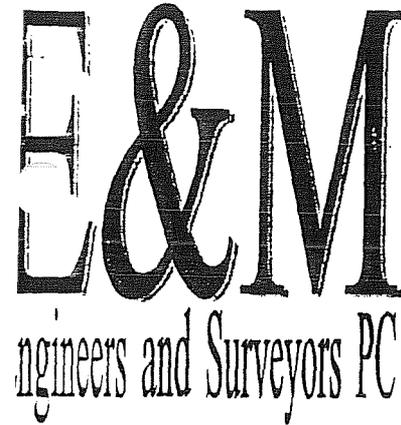
Land	\$10,860
Engineering	\$20,910
Dozer Rental	<u>\$18,230</u>
Total	\$50,000

FISCAL IMPACT: \$50,000 from remaining capital project funds

For further information regarding this matter, contact:

Richard A. Young (716)268-9230
Superintendent

RAY/ymr

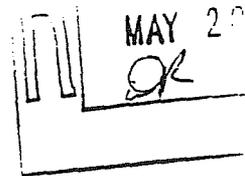


24 Derrick Road
Bradford, PA 16701-3350
814-362-5546
Fax 814-362-3023

COPY

Glenn D. Cooney, P.
Roy R. Pedersen, P.
James A. Nearhood, P.
Jeffrey C. Bahret, P.
Allan R. Vanderpoel, P.
Peter J. Radka, P.

May 12, 1998



Dave Roeske, Deputy Supt. I
Allegany County DPW
County Office Building
Room 210
Belmont, NY 14813

Re: Bridges 7-19, 7-20, 7-22

Dear Dave:

At your request we have prepared the enclosed cost estimates to rehab the above listed bridges in the Town of Angelica.

Two of these bridges, 7-19 and 7-22 are on County Road 16, and the third, 7-20, is on County Road 15.

The two bridges on CR 16 are unposted and are still in relatively good condition.

For these two structures, we have estimated the cost to replace the decks, paint the steel, and repave the approaches. We feel that these structures will provide a reasonable service life with this level of repair.

Bridge 7-20, on CR 15, is already posted and would need structural reinforcing to remove the load posting. Considering the age of this structure (65 years), and condition of the steel we feel a rehab should consist of a totally new superstructure, while reusing the existing abutments. Alternatively, you may want to consider eliminating this structure by building approximately 700' of road to connect CR15 to CR16 on the east side of Baker Creek.

The new superstructure could be either a wood girder and wood deck bridge or steel girders with a concrete deck bridge.

Allegany County DPW
Re: Bridges 7-19, 7-20, 7-22
May 12, 1998
Page 2

Please review the attached cost estimates and call if you have any questions.

Very truly yours,
E & M ENGINEERS AND SURVEYORS, P.C.

A handwritten signature in cursive script, appearing to read "Roy".

Roy R. Pedersen, P.E.
Secretary/Treasurer

RRP/mm
Enc.

Allegany County Highway Department
 Rehabilitation Cost Estimate
 Bridge on Route 15
 Thru Girder

		BRIDGE 7-20 BIN 3047680		
			Unit Price	Extension
1	Remove asphalt overlay	220 SY	11.00	2,420.00
2	Remove existing deck	1960 SF	11.00	21,560.00
3	New concrete deck: 30' x 70'	2100 SF	18.00	37,800.00
4	Remove superstructure	NEC LS	50,000.00	50,000.00
5	Modify abutments	NEC LS	10,000.00	10,000.00
6	New steel beams and diaphragms (36x200) @ 1.50/lb.	NEC LS	120,000.00	120,000.00
7	New bearings	10 EA	1,000.00	10,000.00
8	New bridge rails and mortar pads	140 LF	60.00	8,400.00
9	Reconnect approach rails	NEC LS	5,000.00	5,000.00
10	Pave approaches	50 IT	70.00	3,500.00
11	Mobilization			14,000.00
Subtotal				282,680.00
Contingency (15%)				42,000.00
Engineering Design				26,000.00
Construction Inspection				32,000.00
Total				382,680.00

700' Road to Replace Bridge 7-20	Quantity	Unit Price	Extension
Property Acquisition	NEC LS	20,000.00	20,000.00
Clear & Grub	NEC LS	15,000.00	15,000.00
Strip Topsoil	NEC LS	10,000.00	10,000.00
Embankment	6000 CY	15.00	90,000.00
Subbase	1000 CY	25.00	25,000.00
7" Asphalt	1000 T	60.00	60,000.00
Railings	500 LF	50.00	25,000.00
Drainage	200 LF	50.00	10,000.00
Remove Old Superstructure	NEC LS	50,000.00	50,000.00
Mobilization	NEC LS	12000	12,000.00
Subtotal			317,000.00
Contingency (15%)			48,000.00
Engineering Design			29,000.00
Construction Inspector			24,000.00
Total			418,000.00

E & M Engineers
 Bradford, PA 16
 May 15, 1998

Allegany County Highway Department
 Rehabilitation Cost Estimate
 2 Bridges on Route 16
 Thru Girder

		BRIDGE 7-19 BIN 3047790			BRIDGE 7-22 BIN 3047800				
			Unit Price	Extension		Unit Price	Extension		
1	Remove asphalt overlay	240	SY	11.00	2,640.00	330	SY	11.00	3,630.00
2	Remove existing deck	2541	SF	11.00	27,951.00	3465	SF	11.00	38,115.00
3	New concrete deck and sidewalk (including reinforcing) Item 555.0401	2541	SF	18.00	45,738.00	3465	SF	18.00	62,370.00
4	Loosen or replace bearings	4	EA	1,600.00	6,400.00	4	EA	1,600.00	6,400.00
5	Rip-rap	40	CY	40.00	1,600.00	60	CY	40.00	2,400.00
6	Expansion Joint	64	LF	170.00	10,880.00	56	LF	170.00	9,520.00
7	Repair Welding	1	LS	1,000.00	1,000.00	1	LS	1,000.00	1,000.00
8	Repair and rework both abutments	200	SF	130.00	26,000.00	200	SF	130.00	26,000.00
9	Sandblast and paint all beams (bad areas only)	1	LS	20,000.00	20,000.00	1	LS	20,000.00	20,000.00
10	Pave approaches	85	T	69.00	5,865.00	85	T	69.00	5,865.00
11	Mobilization	1	LS	15,000.00	15,000.00	1	LS	15,000.00	15,000.00
Subtotal					163,074.00				190,300.00
Contingency (15%)					24,000.00				29,000.00
Engineering Design					15,000.00				17,500.00
Construction Inspection					16,000.00*				16,000.00
Total					218,074.00				252,800.00

E & M Engineers
 Bradford, PA
 May 15, 1998

MEMORANDUM OF EXPLANATION

INTRODUCTION NO: _____

(CLERK'S USE ONLY)

COMMITTEE: PUBLIC WORKS

DATE: MAY 6, 1998

Request Resolution be prepared eliminating the following Revenue Accounts and reducing the corresponding Capital Accounts:

Eliminate Revenues:

H03.2300.5239	Alfred V.01-50	\$16,875
H03.2300.5240	Alfred V.02-MID	\$16,875
H03.2300.5241	Alfred V.03-NO	\$16,875

Reduce Capital Accounts:

H5239.200	Alfred V.01-50	\$16,875
H5240.200	Alfred V.02-MID	\$16,875
H5241.200	Alfred V.03-NO	\$16,875

FISCAL IMPACT: \$None

For further information regarding this matter, contact:

Richard A. Young
Superintendent

(716)268-9230

RAY/ymr

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Ways & Means

DATE: June 23, 1998

The Real Property Tax Service Agency requests the amount of \$26,844 for the purchase of two IBM InfoPrint 20 Laser printers and Pitney Bowes 5 series table top inserting system. This is for producing the new tax bill as required under RPTL §922(1)(a).

FISCAL IMPACT: Part of this cost will be offset by \$4,500 in State Aid. There will be a net cost to the County of \$22,344.

For further information regarding this matter, contact:

<u>Robert L. Wright - Real Property Tax Service</u>	<u>Ext. 381</u>
Name and Department	Telephone Number

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services

DATE: 05/20/98

The Allegany County Health Department requests a resolution increasing the Healthy Heart grant \$16615 as follows:

A4083.401	Postage	\$25.00
A4083.402	Mileage	250.00
A4083.405	Conference	200.00
A4083.408	Supplies	50.00
A4083.409	Fees	3000.00
A4083.416	Phone	125.00
A4083.419	Printing	100.00
A4083.456	Contracts	9000.00
A4083.800	Fringe Benefits	3865.00

Also, an increase in appropriation is needed in A4010.100 totaling \$5839.

Revenue account A10.3474.01 should also be increased by \$22454.00.

The Allegany County Health Department requests a resolution increasing the IHAP grant \$5134 as follows:

A4052.206	Health Equipment	\$	400.00
A4052.201	Office Equipment		429.00
A4052.401	Postage		50.00
A4052.407	Office Supplies		844.00
A4052.409	Fees		1200.00

Revenue account A10.3401.02 should be increased the same.

These increases are to bring the county budget in line with the grants.

FISCAL IMPACT: None

For further information regarding this matter, contact:

Johannes Peeters

Ext 247

Name and Department

Telephone Number

5/94

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services

DATE: 06/16/98

The Allegany County Health Department requests a resolution increasing the Lead grant by \$2652 as follows:

Maintenance Equipment	4037.403	2652.00
-----------------------	----------	---------

Revenue account A10.3437.00 should also be increased by \$2652.00.

FISCAL IMPACT: None.

For further information regarding this matter, contact:

Johannes Peeters
Name and Department

Ext 247
Telephone Number

5/94

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Planning & Development

DATE: 6/11/98

A resolution is requested to transfer \$62,679.00 from CDME Micro Enterprise Federal Aid Revenue (1289.00) to CDME 8686.477 for reimbursement of 1997 grant monies not expended.

FISCAL IMPACT:

For further information regarding this matter, contact:

Julie A. Marshall, Economic & Dev.

Name and Department

268-9229

Telephone Number

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Planning & Development

DATE: 6/11/98

A resolution is requested to transfer \$1,356.00 from Economic Development A6430.101 to Micro Enterprise CDME 8686.474 as reimbursement for overpayment of Julie Marshall's salary reimbursement.

FISCAL IMPACT:

For further information regarding this matter, contact:

Julie A. Marshall, Economic & Dev.

Name and Department

268-9229

Telephone Number

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Planning & Development

DATE: 6/12/98

Due to the increased availability of Title IIB Summer Youth Funding, we are requesting that a resolution be presented to the Board of Legislators to increase our Budget line item accounts as follows:

Appropriations

<u>Account #</u>		<u>Amount</u>
CD6290.104	Title IIB SYEP - Adm STAFF Personal Services	4,000.00
CD6290.413	Title IIB SYEP - Adm Rentals Real Property	2,000.00
CD6291.101	Title IIB SYEP - Work Experience Wages	32,000.00
CD6291.474	Title IIB SYEP - Supportive Services	5,000.00
CD6291.803	Title IIB SYEP - Work Experience - Benefits	3,000.00
CD6292.474	Title IIB SYEP - Remedial Service - BOCES	<u>6,000.00</u>
	TOTAL	\$52,000.00

Revenues

<u>Account #</u>		<u>Amount</u>
CD2801.17	Interfund - Division for Youth Funds	7,500.00
4701.01	JTPA Federal Funds - Administration	6,000.00
4701.02	JTPA Federal Funds - Supportive Services	32,500.00
4701.03	JTPA Federal Funds - Training	<u>6,000.00</u>
	TOTAL	\$52,000.00

FISCAL IMPACT:

For further information regarding this matter, contact:

Jerry L. Garmong, E & T Center
Name and Department

268-9240
Telephone Number

John M.

NOT
APPROVED

WAYS & MEANS COMMITTEE

MAY 27, 1998

MAY 29 1998

Present: Nielsen; Bennett; Burdick; Regan; Heineman; Truax; Myers; Walchli;

The minutes of the April 29 and May 11, 1998 meetings were approved on a motion by Burdick, seconded by Truax and carried.

Jim Mulholland, County Treasurer, presented the list of bids (attached to original minutes) which were made at the recent tax sale auction on May 9, 1998. A motion was made by Truax, seconded by Heineman and carried to accept all the bids.

Prepare resolution.

With regard to the fact that several bid deposits were subsequently forfeited, Mr. Mulholland stated that some of these properties may be over-assessed. He will work with Bob Wright to formulate a procedure which could be used to avoid this in the future. On a motion by Truax, seconded by Burdick and carried, it was approved that all of the remaining properties will be readvertised in the official newspapers, plus a listing will be mailed out to all the bidders inviting them to submit sealed bids.

Discussion was held with Bob Wright regarding charges for reproduction of digital tax map information. Mr. Wright estimates this cost to be approximately \$800-\$900 for a complete set. Before a resolution is authorized, Mr. Wright was requested to bring to the next meeting a schedule of fees for review by the committee.

Mr. Wright presented a request to add the title of Senior Real Property Tax Service Aide to the county unit salary plan. This has never been graded. Approved on a motion by Burdick, seconded by Bennett and carried. Referred to Personnel Committee.

Linda Canfield presented the following committee referrals:

Referral from the Human Services Committee requesting a resolution for the appropriation of additional \$2,500 State Grant in Aid funds to establish a Community Aftercare Services Program (CASP) as detailed in the attached memorandum of explanation. Approved on a motion by Truax, seconded by Myers and carried.

Prepare resolution.

A referral from the Public Works Committee requesting funding to rehabilitate three bridges on the Vandermark Road at an estimated cost of \$1,800,000. Dick Young, Superintendent and David Roeske, Deputy Superintendent, were present to discuss this request. All three bridges are posted and heavy vehicles must travel other routes between Alfred and Scio. If not rehabilitated soon, the cost of replacement will be very high. It is hoped that this project can be included in a bond issue later this year. Approved on a motion by Heineman, seconded by Burdick and carried.

A referral from the Public Works Committee requesting funding to purchase a new 70 ton hydraulic crane for bridge construction at an estimated cost of \$500,000. This would replace a crane purchased in 1980. Public Works representatives have visited the manufacturer and observed the crane in operation. It is also proposed that this can be included in a bond issue later this year. Approved on a motion by Burdick, seconded by Regan and carried.

Mr. Margeson was requested to prepare a schedule of the county's debt load for review by the committee at the next meeting.

A referral from the Public Works Committee requesting approval of an agreement with the Village of Alfred for work on three culverts on South Main Street in the village. The village board has approved the project and will pay a total of \$50,625 towards materials. The county's share is \$286,875 which is budgeted. Approved on a motion by Bennett, seconded by Burdick and carried. **Prepare resolution.**

John Mancuso presented construction cost estimates for Cells 7-9 at the county landfill. See attached. He estimates these three cells will last approximately 9 years. The county is using Cell 5 at present, with Cell 6 vacant. It will take approximately two seasons to construct Cells 7-9. This matter was taken under advisement by the committee, with Mr. Margeson being requested to prepare an analysis and financial report for committee review at its next meeting.

The legislators' vouchers for per diem and expenses covering the period March 24 through April 27, 1998 were reviewed and approved for payment on a motion by Heineman, seconded by Regan and carried.

Meeting adjourned.

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Ways & Means

DATE: May 27, 1998

A resolution is requested to add the title of Senior Real Property Tax Service Aid to the County unit salary grades.

The position of Senior Real Property Tax Service Aid has existed since 1982 but has never been graded.

FISCAL IMPACT: None at this time.

For further information regarding this matter, contact:

<u>Robert L. Wright - Real Property Tax Service</u>	<u>Ext. 381</u>
Name and Department	Telephone Number

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services Committee

Date: 5/20/98

This is to request approval of the Board of Legislators for the appropriation of an additional \$2,500 State Grant in Aid funds for the purpose of establishing a Community Aftercare Services Program (CASP). On 4/15/98 an MOE for \$40,000 was submitted to and approved by the Human Service Committee for this Grant in Aid program based on a verbal commitment from NYS. We have subsequently received an informal written commitment for grant funding of \$42,500. This MOE therefore includes only the additional \$2,500.

This additional funding will be used to develop a database which will be used to track a number of demographic and service areas for children and families enrolled in the program. CASP will work will 12-15 families of children discharged from foster care before 6/30/98. The goals of the program are:

- Coordinate services to returning foster children and their families
- Shorten lengths of placements by returning children to their homes earlier with coordinated services
- Develop cross-agency tracking and reporting systems for these children & families
- Prevent discharged children and youth from returning to placement
- Prevent discharged youth from becoming involved in delinquent activities

The additional \$2,500 will be used for an outcome-based subcontract with a private individual for the development, installation, and debugging of an Access database for use in the CASP program.

The accounts to which these funds would be appropriated are:

- \$2,500 to A6010.476 (Economic Opp & Dev)

Revenue accounts are:

\$2,500 to 3610

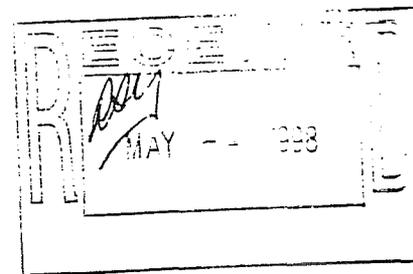
FISCAL IMPACT: There is no cost to the County for this program. This database will be of substantial benefit to the County beyond the tracking requirements of this grant.

E&M

24 Derrick Road
Bradford, PA 16701-3350
814-362-5546
Fax 814-362-3023

Glenn D. Cooley, PE
Roy R. Pedersen, PE
James A. Nearhood, PLS
Jeffrey C. Bahret, PE
Allan R. Vanderpoel, PE
Peter J. Radka, PE

Engineers and Surveyors PC
May 1, 1998



Mr. David Roeske, Deputy Supt. I
Allegany County DPW
Room 210, County Office Bldg.
Belmont, NY 14813

Re: 3 Bridges on Vandermark Creek Road
Nos. 24-15, 24-4, 24-16

Dear Dave:

We have enclosed an update of our estimate of the cost to rehabilitate the three bridges on the Vandermark Road.

As will our update in 95, the concrete repair quantity has gone due to deterioration.

We will show the two ways of approaching the project - steel, or concrete, and the steel still appears less expensive.

If these three bridges had to be completely replaced, the cost would probably exceed 4 million dollars, so it seems that rehab is still in good option.

Please call if you would like me to come over to review these estimates with you.

Very truly yours,
E & M ENGINEERS AND SURVEYORS, P.C.

Roy R. Pedersen, P.E.
Secretary/Treasurer

RRP/mm
Enc.

Allagany County Highway Department
 Rehabilitation Cost Estimate
 3 Bridges on Vandermark Road
 Steel Superstructure

Local No.		24-15		24-4		24-16		Unit		Extension	
BIN		3330560		3330510		3330570		Total			
1	Additional cover plates to strengthen exterior girders	6	EA	4	EA	6	EA	16	EA	4,450.00	71,200.00
2	Additional steel beams	160	LF	160	LF	160	LF	480	LF	170.00	81,600.00
3	New 32' wide concrete deck no curbs (including reinforcing) Item 555.0401	5120	SF	5120	SF	5120	SF	15360	SF	18.00	276,480.00
4	Shear studs	1000	EA	1000	EA	1000	EA	3000	EA	1.70	5,100.00
5	Remove existing deck and railings	1	EA	1	EA	1	EA	3	EA	44,500.00	133,500.00
6	Remove asphalt overlay	450	SY	450	SY	450	SY	1350	SY	13.50	18,225.00
7	2 rail bridge railing	320	LF	320	LF	320	LF	960	LF	55.00	52,800.00
8	Mortar pads for railings	24	EA	24	EA	24	EA	72	EA	53.00	3,816.00
9	Removal and replacement of poor concrete on piers (approx. 6" deep)	2160	SF	350	SF	2450	SF	4960	SF	88.00	436,480.00
10	New elastomeric bearings	30	EA	20	EA	30	EA	80	EA	170.00	13,600.00
11	Repair and rework both abutments to accept new deck	2	EA	2	EA	2	EA	6	EA	19,100.00	114,600.00
12	Sandblast and paint all beams (bad areas only)	1	LS	1	LS	1	LS	3	LS	55,700.00	167,100.00
13	Approach railings box beam	200	LF	200	LF	200	LF	600	LF	45.00	27,000.00
14	Pave approaches	100	T	100	T	100	T	300	T	69.00	20,700.00
15	Mobilization	1	EA	1	EA	1	EA	3	EA	21,700.00	65,100.00
	Subtotal										\$1,487,301.00
	Contingency										148,730.00
	Engineering Design										90,000.00
	Construction Inspection										62,000.00
	Total										\$1,788,031.00

Prepared by
 E & M Engineers and Surveyors, P.C.
 Bradford, PA

April 1998

Allegany County Highway Department
 Rehabilitation Cost Estimate
 3 Bridges on Vandermark Road
 Concrete Superstructure

	Local No. BIN	24-15		24-4		24-16		Total	Unit Cost	Extension
		3330560		3330510		3330570				
1	Additional cover plates to strengthen exterior girders	n/a		n/a		n/a		n/a		
2	Additional steel beams	n/a		n/a		n/a		n/a		
3	New 32' wide concrete deck no curbs (including reinforcing) Item 555.0401	5120	SF	5120	SF	5120	SF	15360	SF	11.00 168,960.00
4	Shear studs									
5	Remove existing deck and railings	1	EA	1	EA	1	EA	3	EA	44,500.00 133,500.00
6	Remove asphalt overlay	450	SY	450	SY	450	SY	1350	SY	13.50 18,225.00
7	2 rail bridge railing	320	LF	320	LF	320	LF	960	LF	55.00 52,800.00
8	Mortar pads for railings	24	EA	24	EA	24	EA	72	EA	53.00 3,816.00
9	Removal and replacement of poor concrete on piers (approx. 6" deep)	2160	SF	350	SF	2450	SF	4960	SF	88.00 436,480.00
10	New elastomeric bearings	30	EA	20	EA	30	EA	80	EA	170.00 13,600.00
11	Repair and rework both abutments to accept new deck	2	EA	2	EA	2	EA	6	EA	19,100.00 114,600.00
12	Sandblast and paint all beams (bad areas only)									
13	Approach railings box beam	200	LF	200	LF	200	LF	600	LF	45.00 27,000.00
14	Pave approaches	100	T	100	T	100	T	300	T	69.00 20,700.00
15	Mobilization	1	EA	1	EA	1	EA	3	EA	24,000.00 72,000.00
16	Widen pier to fit box beams	20	CY	10	CY	20	CY	50	CY	390.00 19,500.00
17	Concrete box beams	5120	SF	5120	SF	5120	SF	15360	SF	38.00 583,680.00
18	Additional piles under pier	640	LF	320	LF	640	LF	1600	LF	34.00 54,400.00
19	Additional concrete - pier footings	52	CY	26	CY	52	CY	130	CY	390.00 50,700.00
20	Remove steel beams	1	LS	1	LS	1	LS	3		10,000.00 30,000.00
	Subtotal									\$1,799,961.00
	Contingency									179,996.00
	Engineering Design									100,000.00
	Construction Inspection									68,000.00
	Total									\$2,147,957.00

Prepared by
 E & M Engineers and Surveyors, P.C.
 Bradford, PA

April 1998

MEMORANDUM OF EXPLANATION

INTRODUCTION NO: _____
(CLERK'S USE ONLY)

COMMITTEE: PUBLIC WORKS

DATE: APRIL 27,1998

Request resolution be prepared with the Village of Alfred approving work on three culverts.

The Village will pay for a total of \$50,625.00 towards materials for the projects. Material invoices totaling \$50,625.00 will be billed directly to the Village by the vendor.

FISCAL IMPACT: County Share \$286,875
Village Share \$ 50,625

For further information regarding this matter, contact:

Richard A. Young
Superintendent

(716)268-9230

RAY/ymr



ALLEGANY COUNTY DEPARTMENT OF

PUBLIC WORKS

ROOM 210 • COUNTY OFFICE BUILDING • BELMONT, NEW YORK 14813

TELEPHONE 716-268-9230 FAX 716-268-9648

HIGHWAY
SOLID WASTE
BUILDINGS & GROUNDS

RICHARD A. YOUNG
Superintendent

**ALLEGANY COUNTY LANDFILL
CELLS 7-9 CONSTRUCTION
COST ESTIMATES
MAY 1998**

I.	TOTAL CELL AREA 8.86 ACRES	
II.	CONTRACTOR	
	A. Mobilization:	\$ 70,000.00
	B. Sub-grade Preparation:	\$ 150,000.00
	C. Under drain Installation:	\$ 20,000.00
	D. Secondary and Primary Clay:	\$ 435,000.00
	E. HDPE Liner Installation: (Includes 60 mil liner)	\$ 650,000.00
	F. Leachate Collection System:	\$1,040,000.00
	G. Storm water Management System:	\$ 100,000.00
	H. Misc site work, contingency:	\$ 100,000.00
	TOTAL:	\$2,565,000.00
III.	MATERIALS	
	A. Leachate Collection Stone	\$ 500,000.00
	B. HDPE Manholes	\$ 75,000.00
	C. Geotextile and Geonet	\$ 134,000.00
	D. HDPE Collection Pipe Included in item II F above	
	TOTAL:	\$ 709,000.00
IV.	ENGINEERING	\$ 408,600.00
	TOTAL PROJECT COST:	\$3,682,600.00

JJMbah
5/6/98
7-9con

John M.

WAYS & MEANS COMMITTEE

May 11, 1998

NOT
APPROVED
MAY 12 1998

Present: Nielsen; Myers; Burdick; Truax; Bennett; Heineman; Walchli;

This meeting was held immediately prior to the regular meeting of the board.

A motion was made by Truax, seconded by Bennett and carried, to approve a resolution to be offered at the board meeting today transferring \$15,000 from Contingency Account No. A1990.4 to County Attorney Account No. A1420.4 to cover the cost of outside counsel to assist in sustaining the County's positions regarding the Town of Angelica Solid Waste Management Disposal Facilities Law.

Meeting adjourned.

WAYS & MEANS COMMITTEE

JUNE 23, 1998

John M.
**NOT
APPROVED**
JUN 25 1998

Present: Nielsen; Bennett; Burdick; Heineman; Truax; Myers; Walchli;

The minutes of the May 27, 1998 meeting were approved on a motion by Bennett, seconded by Truax and carried.

David Roeske, Deputy Superintendent of Public Works, presented a referral from the Public Works Committee, requesting that consideration be given to including in a possible bond issue later this year, funding for the rehabilitation of three bridges (two on C.R. 16 and one on C.R. 15) at an estimated cost of \$900,000. Mr. Roeske submitted cost estimates prepared by E & M Engineers for the committee's information. (See attached). It was decided that no action would be taken today, but this will be taken under consideration when a bond issue is discussed.

Mr. Roeske also presented a referral from the Public Works Committee requesting that a resolution be prepared eliminating certain revenue accounts and reducing the corresponding capital accounts, as detailed on the attached Memorandum of Explanation. Approved on a motion by Bennett, seconded by Truax and carried.

Prepare resolution.

Bob Wright, Real Property Tax Director, presented the following applications for refunds of taxes:

ANDOVER: Preston, Merton; Parcel #202.-1-22.1; Amount of Refund of 1996 taxes: \$5.05. Amount of Refund of 1997 taxes: \$5.55; Amount of Refund of 1998 taxes: \$5.55. This parcel contained a duplicate entry of the description and assessed value of an entire single parcel, Parcel #202.-1-18.6. This is a clerical error under RPTL Section 550(2)(f). Approved on a motion by Burdick, seconded by Saylor and carried.

Prepare resolution.

Mr. Wright reported to the committee that he had calculated the costs relating to the reproduction of a complete set of digital tax maps at \$500. per set. Discussion was held on what could be done to prevent someone from down-loading a set from the internet. Bob noted that some counties have copyrighted their tax maps to prevent this from happening. A motion was made by Burdick, seconded by Heineman and carried, to investigate this through the County Attorney's office.

Mr. Wright presented a request for funds in the amount of \$26,844 in order to purchase two IBM InfoPrint 20 Laser printers and Pitney Bowes 5 series table top inserting system to be used for producing the new tax bills as required under the Real

Property Tax Law Section 922 (1) (a). Part of this cost will be offset by \$4,500 in state aid. It was noted by Mrs. Myers that this was another unfunded state mandate.

The committee also questioned what can (and cannot) be included on tax bills. It was decided to request the County Attorney to research this matter and report back to the committee at the July meeting. It was noted that chargebacks to the towns will be calculated by Jim Mulholland and Bob Wright to offset some of the cost to the county. In addition, other county departments may be able to use this equipment for bulk mailings. A motion was made by Burdick, seconded by Truax and carried, to approve the transfer of \$26,844 from Contingent Account No. A1990.4 to Assessments Account No. A1355.2. **Prepare resolution.**

Mrs. Myers moved that a resolution be prepared protesting the continued unfunded mandates that are being placed upon counties by the State of New York, and in particular, the new format for tax bills required by Real Property Tax Law Section 922 (1) (a). The motion was seconded by Bennett and carried. **Prepare resolution.**

Jim Mulholland asked for approval to enter into another three-year contract with Deloitte & Touche for the single audit. He reported that the costs associated with this contract are \$36,200 for 1998, \$37,500 for 1999 and \$38,800 for 2000. The cost in 1997 was \$35,000. Approved on a motion by Bennett, seconded by Truax and carried.

Mr. Mulholland also presented tax sale bids which were either with-held from the auction by permission of the committee, or the tax auction bidder forfeited, as follows:

ANGELICA: Gordon, Edward & Carolyn: Certificate No. 157-94
Motion was made by Bennett, seconded by Burdick and carried, to accept the bid of the Village of Angelica in the amount of \$1.00 plus current year's taxes. **Prepare resolution.**

BOLIVAR: B & F Housing Inc. Certificate No. 282-91
Motion was made by Truax, seconded by Burdick and carried, to accept the bid of the Bolivar-Richburg Central School in the amount of \$1.00 plus current year's taxes. **Prepare resolution.**

WIRT: Burdick, Clair & Wife Certificate No. 1243-95
Motion was made by Truax, seconded Bennett and carried, to accept the bid of the Bolivar-Richburg Central School in the amount of \$1.00 plus current year's taxes. **Prepare resolution.**

A memorandum was distributed from John Margeson relating to various scenarios for debt service repayment. It was briefly reviewed by the committee and will be discussed in more detail at the next meeting in July.

Also distributed was a memorandum from Mr. Margeson regarding a request, from Cynthia Dutton, Director of the Cuba Circulating Library, for funding in the amount of \$7,446 for the public libraries in Allegany County. After some discussion, it was decided to request Mrs. Dutton to come before the full Board with more information as to what is happening to the libraries in Allegany County and why these funds are needed now.

Linda Canfield presented the following committee referrals:

Referral from the Human Services Committee requesting an appropriation of \$22,454 Healthy Heart grant to Health Dept. Accounts Nos. A4083 and A4010, with a like amount to Revenue Account No. A10.3474.01, as detailed on the attached Memorandum of Explanation. Approved on a motion by Saylor, seconded by Bennett and carried. **Prepare resolution.**

Referral from the Human Services Committee requesting an appropriation of \$5,134 IHAP grant to Health Dept. Account No. A4052, with a like amount to Revenue Account No. A10.3401.02, as detailed on the attached Memorandum of Explanation. Approved on a motion by Truax, seconded by Bennett and carried. **Prepare resolution.**

Referral from the Human Services Committee requesting an appropriation of \$2,652 Lead Grant to Account No. A4037.4, with a like amount to Revenue Account No. A10.3437.00, as detailed on the attached Memorandum of Explanation. Approved on a motion by Truax, seconded by Heineman and carried. **Prepare resolution.**

Referral from the Planning & Development Committee requesting a resolution to transfer \$62,679 from CDME Micro Enterprise Federal Aid Revenue Account No. 4289 to CDME Account No. A8686.477 for reimbursement of 1997 grant monies not expended as detailed on the attached Memorandum of Explanation. Approved on a motion by Bennett, seconded by Myers and carried. **Prepare resolution.**

Referral from the Planning & Development Committee requesting a resolution to transfer \$1,356 from Economic Development Account No. A6430.101 to Micro Enterprise Account No. CDME 8686.474 as reimbursement for overpayment of Julie Marshall's salary. Approved on a motion by Saylor, seconded by Bennett and carried. **Prepare resolution.**

Referral from the Planning & Development Committee requesting a resolution to appropriate an additional \$52,000 to the Title IIB Summer Youth Program Account No. CD6290 with a like amount to Revenue Accounts CD2801.17 and 4701, as detailed on the attached Memorandum of Explanation. Approved on a motion by Truax, seconded by Bennett and carried. **Prepare resolution.**

Mrs. Myers mentioned that, with regard to the new 1998 NYSAC County Directory, she was disappointed that state legislators and their committee assignments, etc., were no longer included. She would like to have a resolution sent to NYSAC (with a copy to the Inter-County Association) recommending that this information be included in future directories. A motion was made by Myers, seconded by Bennett and carried, to have a resolution prepared. (Note: Since this meeting, a separate pocket directory, showing senate and assembly members, addresses, committee assignments, as well as members of congress, has been received from NYSAC. Extra copies have been ordered for all legislators. In view of this, Chairman Walchli recommends that a letter, instead of a resolution, be sent to NYSAC suggesting that the information in this pocket directory be combined with the main NYSAC directory as in the past).

The legislators' vouchers for per diem and expenses covering the period April 28 through May 26, 1998 were reviewed. Per diem and expenses for Legislators Heineman and Nielsen were approved for attendance at the county tax sale auction on May 9, 1998 on a motion by Bennett, seconded by Truax and carried. The vouchers were then approved for payment on a motion by Heineman, seconded by Burdick and carried.

Meeting adjourned.

John M.

NOT
APPROVED

JUL 29 1998

WAYS AND MEANS COMMITTEE

July 27, 1998

Present: Nielsen; Bennett; Myers; Burdick; Heineman;

This meeting was held for the purpose of approving the designation of the Cuba Patriot and Free Press as substitute Official Newspaper for the week of July 26, 1998, and the Wellsville Daily Reporter as sole Official Newspaper for the week of August 2, 1998. Approved on a motion by Mr. Bennett, seconded by Mr. Nielsen and carried.

Meeting adjourned.

John M.
NOT
APPROVED

AUG 3 1998

WAYS AND MEANS COMMITTEE

July 29, 1998

Present: Nielsen; Bennett; Myers; Burdick; Heineman; Regan; Saylor; Truax; Walchli;

The minutes of June 23 and July 13, 1998 were approved on a motion by Burdick, seconded by Myers and carried.

The committee considered a request from the Allegany County Public Library Service for a 1999 budgetary appropriation in the amount of \$7,446. This appropriation would be used to maintain an electronic connection between libraries, which provides a "Catalog" of what books each library owns. This catalog in electronic database format means that every library can have access to books in several libraries throughout the southern tier. In 1997 there were almost 6000 interlibrary loan transactions. A motion was made by Burdick, seconded by Regan and carried to request the Budget Officer to appropriate this amount in the 1999 Tentative Budget. Opposed: Saylor, Truax.

The committee discussed an Ontario County Resolution of Intent to Retain the County Portion of Sales Tax on Clothing and Footwear Beginning December 1999 as Amended. A motion was made by Heineman, seconded by Truax and carried, that the Ways and Means Committee is in agreement with the Ontario County Resolution. Chairman Nielsen requested that John Margeson, County Administrator work with the County Attorney to draw up a similar resolution to be considered by the Committee at it's next regular meeting.

Bob Wright, Real Property Tax Director, presented the following applications for refunds of taxes:

CLARKSVILLE: Shaffer, Kenneth Noel; Parcel #218.-1-6; Amount of Refund of 1996 taxes: \$50.07. Amount of Refund of 1997 taxes: \$836.64. The entry on the tax roll differs from the entry on the property record card of the assessor. This parcel was not changed on the tax roll to reflect a split. This is a clerical error under RPTL Section 550(2)(f). Approved on a motion by Heineman, seconded by Bennett and carried. Prepare resolution.

At the regular meeting of the Board of Legislators on July 13, 1998, Mr. Wright was requested to find out what, if anything, can be added to, or included with, tax bills when they are sent to taxpayers. Mr. Wright reported that only budget information can be included on the tax bills, only after each Town has passed a resolution approving such inclusion.

Mr. Wright stated that he and Jim Mulholland have calculated chargebacks to the towns to offset some of the cost to the county for equipment purchased to be used for producing the new tax bills as required under Real Property Tax Law Section 922 (1) (a). The amount calculated is \$.10 per parcel. It was suggested that this chargeback could be included with the annual chargebacks to the towns for tax supplies which will be considered in November, for inclusion in the towns 1999 budgets. A motion was made by Legislator Burdick, seconded by Legislator Saylor and carried, to include this amount in the resolution to chargeback supplies to towns in November.

John Margeson requested that \$5,000.00 be transferred from Account No. A1990.429 Contingent to Account No. A1011.409 County Administrator Fees to cover fees of Mr. Norman Stocker and Mr. Joseph Randazzo, Attorney at Law, for services rendered in labor contract negotiations with the Deputy Sheriffs Association and to prepare for and represent the County in a "Demand for Arbitration" brought by the Deputy Sheriff's Association. Mr. Margeson's request was approved on a motion by Bennett, seconded by Burdick and carried. **Prepare resolution.**

The Deputy Clerk presented the following committee referrals:

Referral from the Planning & Development Committee requesting a transfer of \$4,000.00 from Account No. A6430.101 Economic Development to Account No. A1680.201 Data Processing for the purchase of a computer, printer, Hub, wiring, etc., to fully automate the Economic Development office to be on-line with the internet. Approved on a motion by Regan, seconded by Burdick and carried. **Prepare resolution.**

Referral from the Planning & Development Committee requesting a resolution to increase budget line item accounts in the amount of \$88,400.00 Welfare to Work funding, as detailed on the attached Memorandum of Explanation. Approved on a motion by Saylor, seconded by Bennett and carried. **Prepare resolution.**

Referral from the Public Safety Committee requesting a resolution to transfer \$55,000.00 from Account No. A1990.4 Contingent Account to Account No. A3170.447 Other Correctional Agencies in anticipation of a shortfall for housing prisoners out of county. Approved on a motion by Bennett, seconded by Truax and carried. **Prepare resolution.**

Referral from the Public Works Committee requesting an appropriation of additional CHIPS funds in the amount of \$41,327.63 as detailed on the attached Memorandum of Explanation. Approved on a motion by Burdick, seconded by Sylor and carried. **Prepare resolution.**

Referral from the Public Works Committee requesting funding for the County Share of the ROW and Construction costs on BR #24-06, CR10, as detailed on the attached Memorandum of Explanation. Approved on a motion by Burdick, seconded by Bennett and carried. **Prepare resolution.**

Referral from the Public Works Committee requesting a resolution transferring \$50,000.00 from Capital Account H5246 to a Capital Account for the Town of Hume. Work is necessary for repairs to the Genesee River along CR4. Approved on a motion by Sylor, seconded by Truax and carried. **Prepare resolution.**

The legislators' vouchers for the period May 27 through June 22, 1998 were reviewed. A motion was made by Heineman, seconded by Bennett and carried, to approve per diem and mileage for Legislator Dibble to attend the Fire Advisory Board Meeting on May 28, 1998. Opposed: Burdick. The vouchers were then approved on a motion by Heineman, seconded by Truax and carried.

Meeting adjourned.

Proposal for 1999 County Funding Allegany County Libraries and Reading Center

Libraries provide access to information to all citizens - young and old, rich and poor. They connect children and adults with books, computers and other resources needed to live, learn and prosper in today's society. Like the local school, hospital, fire department and police, the public library is a source of pride to the community. Libraries are especially crucial in rural areas where resources are scarce. Libraries are our most profoundly democratic institution, our most effective tool for reducing the gap between the information-rich and the information-poor. We all have a stake in seeing that every Allegany County resident has access to the most up-to-date information to become all that he can be.

Mission Statement

Every Allegany County resident should have access to information resources. This includes electronic information resources such as the online catalog listing all items owned by the public libraries in the five Southern Tier Library System (STLS) counties.

Need

Southern Tier Library System can no longer solely support the \$95,000 needed annually to connect all 45 libraries in 5 counties with the shared catalog. All libraries must contribute to this cost in 1999. Allegany County libraries have extremely tight budgets and cannot absorb this cost individually. In 1999, the total amount required from Allegany County to supplement that already paid by STLS is \$7446, distributed by a formula based on circulation and number of terminals available. This amount is only \$.15 per Allegany County resident.

Benefits to Allegany County Residents

County funding will help break down geographic barriers in a county nearly as large as the state of Rhode Island with the lowest per capita income in New York State. All citizens will have equal access to the materials in the 45 libraries in the Southern Tier Library System, equalizing access to information for people living in our communities from Whitesville to Rushford, Cuba to Fillmore. This will provide Allegany County citizens with:

- * up-to-date health and lifestyle information
- * consumer information
- * materials needed for research - adults and children
- * information for businesses
- * career, college and vocational school information
- * popular books not owned by local library
- * life-enriching materials for all ages in a variety of formats - books, cassettes, compact disks, videos and electronically in databases or on the Internet

There is always something going on at the library !

County of Ontario

Canandaigua, New York 14424

Board of Supervisors

Ways & Means
~~August~~ meeting
July

Supervisor Eddinger offered the following resolution and moved its adoption:

RESOLUTION NO. 302 - 98

RESOLUTION OF INTENT
TO RETAIN THE COUNTY PORTION OF SALES TAX
ON CLOTHING AND FOOTWEAR BEGINNING DECEMBER 1999
AS AMENDED

WHEREAS, The State of New York has eliminated, beginning in December 1999, its portion of sales tax on clothing and footwear under \$110.00; and

WHEREAS, This change allows each county to choose if they will eliminate their local portion of the sales tax or not; and

WHEREAS, It has been determined that if Ontario County chooses to eliminate its portion of the sales tax, it will result in an estimated loss of sales tax of \$2,075,000 to the county and its municipalities; and

WHEREAS, This loss of sales tax will likely result in an increase in real property taxes or a reduction in programs offered to the citizens of Ontario County; and

WHEREAS, The 1998-1999 New York State Budget already includes a number of sales tax exemptions which will reduce both state and local sales tax revenues; now, therefore, be it

RESOLVED, That this Board of Supervisors now wishes to go on record as being in support of Ontario County retaining its portion of the sales tax in December 1999; and further

RESOLVED. That certified copies of this resolution be sent to the NYS Association of Counties, the Inter-County Association of Western New York, and the Ontario County Treasurer.

STATE OF NEW YORK, }
County of Ontario, } ss.:

I do hereby certify that I have compared the preceding with the original thereof, on file in the office of the Clerk of the Board of Supervisors at Canandaigua, N. Y., and that the same is a correct transcript therefrom and of the whole of said original; and that said original was duly adopted at a meeting of the Board of Supervisors of Ontario County held at Canandaigua, N. Y., on the 18th day of June, 1998.

[L.S.] Given under my hand and official seal June 19, 1998.

Lorraine Marchelton

Clerk of the Board of Supervisors of Ontario County, N. Y.

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Planning & Development

DATE: 7/10/98

A resolution is requested to transfer \$4,000.00 from Economic Development A6430.101 to Data Processing A1680.201 for the purchase of a new computer, printer, Hub, wiring, etc. to fully automote the Economic Development office to be on-line with the internet.

FISCAL IMPACT:

For further information regarding this matter, contact: —

<u>Julie A. Marshall, Economic Development</u>	<u>593-1187 (h) 268-9229 (w)</u>
Name and Department	Telephone Number

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Planning & Development

DATE: 7/20/98

Effective 8/1/98 Welfare to Work funding will be available to the Employment and Training Center. We are requesting that a resolution be presented to the Board of Legislators to increase our Budget line item accounts as follows:

Appropriations

<u>Account#</u>		<u>Amount</u>
CD6792.101	W T W - Staff personnel services	22,000.00
CD6792.201	W T W - equipment	10,000.00
CD6792.402	W T W - mileage/transportation	1,000.00
CD6792.405	W T W - conference expense	1,500.00
CD6792.408	W T W - general supplies	1,000.00
CD6792.412	W T W - repair, real property	6,000.00
CD6792.416	W T W - telephone	500.00
CD6792.474	W T W - private sector wage subsidy	8,000.00
CD6792.476	W T W - On-theJob Training	5,000.00
CD6792.477	W T W - Occupational Skills Training	10,000.00
CD6792.481	W T W - supportive services	8,000.00
CD6792.806	W T W - employee benefits	6,500.00
CD6793.101	W T W - participant work experience - wages	8,000.00
CD6793.803	W T W - participant work experience - benefits	900.00
		<u>TOTAL \$88,400.00</u>

Revenues

<u>Account#</u>		<u>Amount</u>
4701.11	Welfare to Work - federal share	66,300.00
3792.00	Welfare to Work - state share	22,100.00
		<u>TOTAL \$88,400.00</u>

FISCAL IMPACT:

For further information regarding this matter, contact:

Jerry L. Garmong, Employment & Training Center
Name and Department

716-268-9240
Telephone Number

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Public Safety

DATE: July 15, 1998

Request transfer of 55,000⁰⁰
from Contingency to
3170.447 Other Correctional Agencies.

Expended \$87,395 during the first 6 months of 1998.

Current balance is \$16,295 but there is an outstanding
bill for \$8,600 which leaves \$7,695 after it is paid.

FISCAL IMPACT:

\$ 55,000⁰⁰ From Contingency

For further information regarding this matter, contact:

L.W. Scholes
Name and Department

205
Telephone Number

MEMORANDUM OF EXPLANATION

INTRODUCTION NO: _____

(CLERK'S USE ONLY)

COMMITTEE: PUBLIC WORKS

DATE: JULY 8, 1998

Request Resolution to appropriate additional CHIPS funds. Original budgeted estimated revenue was \$1,508,088. Actual to funds to receive is \$1,549,415.63.

COUNTY ROAD FUND:

Increase Revenue Account D10.3501.00 by \$41,327.63

Increase Road Construction Account D5112.223 by \$42,627.79

Decrease Appropriation Account D5110.408 by \$1,300.16

FISCAL IMPACT: Net CHIPS increase of \$41,327.63

For further information regarding this matter, contact:

Richard A. Young
Superintendent

(716)268-9230

RAY/ymr

Revenue Budgeted 1,508,088



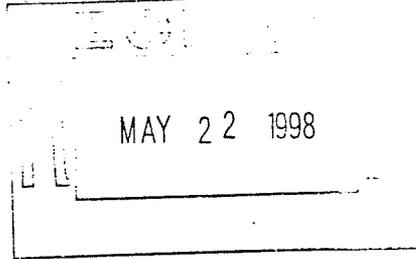
STATE OF NEW YORK
DEPARTMENT OF TRANSPORTATION
ALBANY, N.Y. 12232

JOSEPH H. BOARDMAN
COMMISSIONER

GEORGE E. PATAKI
GOVERNOR

RICHARD YOUNG
SUPT OF PUBLIC WORKS
COUNTY OF ALLEGANY
7 COURT ST
BELMONT NY 14813

May 20, 1998



Dear Superintendent Young:

I am pleased to report that the approved State Budget includes a \$274.1 million Consolidated Local Street and Highway Improvement Program (CHIPS) for SFY 98-99.

Under the Operation and Maintenance (O&M) direct grant portion of CHIPS, the County of Allegany will receive a SFY 98-99 O&M apportionment of \$317,668.84 in equal quarterly payments. By now, your municipality should have received its April 25 quarterly payment. The remaining O&M quarterly payment dates for SFY 98-99 are June 25, September 25, and December 25, 1998.

Under the Capital reimbursement portion of CHIPS, the County of Allegany is eligible to receive a SFY 98-99 Capital apportionment of \$1,231,746.79. The Capital reimbursement dates for SFY 98-99 are June 15, 1998, September 15, 1998, December 15, 1998, and March 15, 1999.

You may have recently received additional information (guidelines, required forms, etc.) concerning the CHIPS Program. If not, you can expect to receive this additional information shortly.

Respectfully yours,

Lawrence M. Knapek, CPA
Assistant Commissioner
Office of Budget and Finance

DOT Muni Code: 610000

	317,668.84
	1,231,746.79
	<hr/>
	1,549,415.63
Budgeted Rev	1,508,088.
	<hr/>
	41,327.63

John M.

WAYS & MEANS COMMITTEE

August 10, 1998

NOT
APPROVED

AUG 11 1998

Present: Nielsen; Saylor; Burdick; Truax; Bennett; Heineman;

This meeting was held following the regular meeting of the board.

A referral was considered from the Personnel Committee requesting the transfer of \$12,000 from Risk Retention Fund Account No. CS1933.4 Claims Approved by Supreme Court to Account No. CS1931.4 Uninsured Property Loss, to cover the costs of repair to the Corbin Hill Tower caused by lightning damage, which totalled \$6,994. The balance of the \$12,000 will be used to replenish the Uninsured Property Loss account for the remainder of the year. Approved on a motion by Saylor, seconded by Heineman and carried. Prepare resolution.

A motion was made by Truax, seconded by Heineman and carried, that due to the attendance of many legislators at the NYSAC Conference on September 13-15, 1998, the board meeting which would fall on September 14th be changed to September 10th, at 3:00 p.m. instead of the usual 2:00 p.m. Prepare resolution.

Meeting adjourned.

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Personnel and
Ways & Means

Date: August 3, 1998

Resolution is requested to transfer \$12,000 from Risk Retention Fund Account No. CS1933.4 Claims Approved by Supreme Court to Account No. CS1931 Uninsured Property Loss, to cover the costs of repair to the Corbin Hill Tower caused by lightning damage which totalled \$6,994. The balance will be used to replenish the Uninsured Property Loss account for the remainder of this year.

For further information regarding this matter, contact:

Linda J. Canfield, Clerk of the Board
Name/Department

268-9222
Telephone No.

John M.
NOT
APPROVED

AUG 31 1998

WAYS & MEANS COMMITTEE

AUGUST 26, 1998

Present: Nielsen; Bennett; Burdick; Heineman; Regan; Truax; Saylor; Myers; Walchli;

The minutes of the July 29 and August 10, 1998 meetings were approved on a motion by Truax, seconded by Regan and carried.

John Margeson requested approval for the renewal of the lease agreement with Cornell Cooperative Extension for the county-owned building on CR 48 in the Town of Amity. This would be for three years expiring July 14, 2001 with rent increases of 3% per year. Approved on a motion by Regan, seconded by Truax and carried.
Prepare resolution.

Linda Canfield reported that Governor Pataki has signed legislation to provide an exemption for clothing and footwear purchases of less than \$500 per item from state-level sales and compensating use tax for the period January 17 through January 24, 1999. Counties and cities can enact similar exemption from their locally imposed tax by adopting a resolution by October 1, 1998. Approved on a motion by Regan, seconded by Myers and carried. (Opposed: Saylor). **Prepare resolution.**

The Clerk of the Board also reported receipt of a resolution from Lewis County which requests state legislation to amend Section 534 of the Real Property Tax Law to provide that state-owned reforested land be subject to taxation for all purposes including county purposes. If state-reforested lands were subject to county real property taxes, the state would owe Lewis County, for 1998 alone, over \$316,000. For Allegany County, this would amount to over \$225,000. Motion was made by Burdick, seconded by Truax and carried, to adopt a similar resolution to that of Lewis County. **Prepare resolution.**

Mrs. Canfield presented the following committee referrals from the Human Services Committee:

(1) Appropriation of \$10,000 state grant-in-aid resulting from a multi-agency proposal to establish an Allegany County Data Book in preparation for the development of an Integrated County Children and Family Services Plan per the attached memorandum of explanation. Approved on a motion by Truax, seconded by Myers and carried. **Prepare resolution.**

(2) Appropriation of \$4,000 state funds to increase the CSE Account No. A6776 due to non-budgeted Member Initiative funding for this winter's blizzard boxes, per the attached memorandum of explanation. Approved on a motion by Truax, seconded by Bennett and carried. **Prepare resolution.**

(3) Appropriation of \$110,000 additional federal and state funds for family planning services to Health Dept. Account No. A4035 as per the attached memorandum of explanation. Approved on a motion by Truax, seconded by Bennett and carried. **Prepare resolution.**

(4) Acceptance and appropriation of donations from several companies totalling \$725.00 to be used to defer some of the costs of the Office for the Aging Senior Picnic per the attached memorandum of explanation. Approved on a motion by Saylor, seconded by Bennett and carried. **Prepare resolution.**

(5) Acceptance and appropriation of a donation from William Bryan in the amount of \$300 for the Office for the Aging's Alzheimer's Respite program per the attached memorandum of explanation. Approved on a motion by Truax, seconded by Regan and carried. **Prepare resolution.**

(6) Acceptance and appropriation of a donation from the Fillmore Rotary Club in the amount of \$250 for the Health Department's Shots for Tots program per the attached memorandum of explanation. Approved on a motion by Truax, seconded by Bennett and carried. **Prepare resolution.**

With regard to attendance at the upcoming NYSAC conference in Buffalo, at which Allegany County is a co-host county, a motion was made by Truax, seconded by Saylor and carried, that per diem and expenses would be allowed for any legislator wishing to attend.

Karl Graves, Jail Lieutenant, discussed with the committee the referral from the Public Safety Committee concerning the double celling proposal for the Allegany County Jail which would increase the number of additional beds by 14. See attached detailed information. Lt. Graves noted that State Commission of Corrections officials

have assured him that top priority will be given to this proposal after all documentation has been received and will give their answer as soon as possible. Following discussion, a motion was made by Bennett, seconded by Regan, Saylor, Myers and carried, to proceed with this proposal as presented.

The legislators' vouchers for per diem and expenses covering the period June 23 through July 27, 1998 were reviewed and approved for payment on a motion by Saylor, seconded by Truax and carried.

Linda Canfield presented the proposed 1999 budgets for Legislative Board Account No. A1010, Clerk, Legislative Board Account No. A1040, Municipal Association Dues Account No. A1920, Central Service Copying Account No. A1670, Central Service U.P.S. Account No. A1672, Central Service Postage Account No. A1673, and Central Service Typewriter Maintenance Account No. A1675. All were approved as recommended by the Budget Officer on a motion by Burdick, seconded by Regan and carried.

Jim Mulholland presented the proposed 1999 budget for County Treasurer Account No. A1325. Approved as recommended by the Budget Officer on a motion by Truax, seconded by Heineman and carried.

John Margeson presented the proposed 1999 budgets for County Administrator Account No. A1011, Contingent Account No. A1990, Budget Account No. A1430, and Auditor Account No. A1320. Approved as recommended by the Budget Officer on a motion by Truax, seconded by Myers and carried.

Jim Sikaras presented the proposed 1999 budget for the County Attorney Account No. A1420. Approved as recommended by the Budget Officer on a motion by Heineman, seconded by Bennett and carried.

Bob Wright presented the proposed 1999 budget for Assessments (Real Property Tax Service Agency) Account No. 1355. Approved as recommended by the Budget Officer on a motion by Truax, seconded by Regan and carried.

Meeting adjourned.



New York State Department of
TAXATION and FINANCE
W. A. Harriman Campus
Albany, New York 12227

January 1999 Clothing/Footwear Exemption

October 1, 1998 is the deadline to enact.

October 5, 1998 is the deadline to mail your resolution.

Governor George E. Pataki has signed legislation to provide an exemption for clothing and footwear purchases of less than \$500 per item from the state-level sales and compensating use tax for the period January 17 through January 24, 1999.

Counties and cities that impose a local sales tax can enact a similar exemption from their locally imposed tax during that period. *by adopting the attached model resolution by October 1, 1998.* The text and mailing requirements of this January 1999 model resolution are different from prior exemption weeks. **Do not use prior model resolutions.** The county or city must also mail a *certified* copy of the resolution on or before *Monday, October 5, 1998*, by *registered or certified* mail to the Department of Taxation and Finance in order for the local exemption to apply. Fax delivery is not acceptable for the January 1999 exemption. Otherwise the local tax (2% to 4¼% depending on the location) will apply.

Specific information and explicit instructions to enact the resolution for this clothing and footwear tax exemption are enclosed.

If you have any questions about the procedures to enact the resolution, please contact Steven U. Teitelbaum, Deputy Commissioner and Counsel, at (518) 457-3746.

Use this Model Resolution to Enact the Clothing and Footwear Exemption from Sales and Use Taxes for the period January 17, 1999 through January 24, 1999

Please do not modify or change this resolution, regardless of usual local procedures.

Do Not Use or Copy Models from Prior Exemption Weeks.
The Text for this Exemption Period is Different.

RESOLUTION

Be it enacted by the _____ as follows:
(insert proper title of local legislative body)

Section one. Receipts from sales of and consideration given or contracted to be given for purchases of clothing and footwear exempt from state sales and compensating use taxes pursuant to paragraph 30 of subdivision (a) of section 1115 of the tax law shall also be exempt from sales and compensating use taxes imposed in this jurisdiction.

Section two. This resolution shall take effect immediately and shall apply to sales made and uses occurring during the period commencing January 17, 1999, and ending January 24, 1999, although made or occurring under a prior contract.

-
1. This resolution must be enacted by Thursday, October 1, 1998. State law requires that the resolution be enacted as a resolution, regardless of the fact that the county or city imposes sales and use taxes by local law or ordinance.
 2. There should be **no text changes**, other than inserting the proper legal title of the local legislative body enacting it. The addition of "WHEREAS" clauses preceding the body of the resolution is acceptable, so long as they do not change or conflict with the resolution.
 3. In order to be effective, a certified copy of the resolution must be **mailed** by registered or certified mail no later than Monday, October 5, 1998. Fax delivery can not be used for this exemption period.
 4. Be sure that the certified copy contains or shows the raised official seal of the county or city clerk making the certification.
 5. Mail the certified copy of the enacted resolution no later than **October 5, 1998**, to:

Commissioner of Taxation and Finance
Attention: Karen McCarthy- Townsend
Secretary to the Commissioner of Taxation and Finance
Room 206, Building 9
W A Harriman Campus
Albany, New York 12227

6. You must also file certified copies with the local (county or city) clerk, the Secretary of State and the State Comptroller within five (5) days of enactment.

RALPH K. FARNEY
CHAIRMAN

TERESA L. KENEALY
CLERK

Telephone 315-376-5355
Fax 315-376-5445



BOARD OF LEGISLATORS
COURT HOUSE
LOWVILLE, NEW YORK 13367

August 6, 1998

Dear County Official:

The enclosed resolution was duly adopted unanimously by the Lewis County Board of Legislators to promote a change, for what is perceived as an inequity by the State of New York, relative to property taxes to county governments. Presently, State-owned forest lands outside the Adirondack Park are exempt from **County** taxes, while being subject to other taxation.

With the prospect of benefits to many counties, we would hope you would act to support this initiative.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Gary Rosiczkowski".

Gary Rosiczkowski
Chairman, Taxation Committee

GR:bls

Enc.

RESOLUTION NO. 206 - 1998

RESOLUTION REQUESTING STATE LEGISLATION REGARDING
TAXATION OF STATE FOREST LAND

Introduced by Legislator Gary P. Rosiczkowski, Chairman of the Taxation of the Lewis County Board of Legislators.

WHEREAS, pursuant to Section 534 of the Real Property Tax Law lands owned by the State of New York for reforestation purposes are subject to real property taxes for all purposes except county purposes; and

WHEREAS, if state owned reforestation lands were subject to County real property taxes, the amount of real property taxes that would be owed by the State of New York to the County of Lewis for this year alone would be **\$316,625**; and

WHEREAS, this inequity in the Real Property Tax Laws creates a substantial and real burden upon the taxpayers of Lewis; and

WHEREAS, this Board of Legislators has concluded that this inequity in the Real Property Tax Law can and should be eliminated.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby requests Governor Pataki and the New York State Legislature to amend Section 534 of the Real Property Tax Law to provide that state owned reforestation land shall be subject to taxation for all purposes **including County purposes.**

Section 2. That the Clerk of the Board be directed to forward copies of this Resolution to Governor George Pataki; Senator Raymond Meier; Assemblypersons Chloe Ann O'Neil and H. Robert Nortz; the New York State Office of Real Property Services; and the New York State Association of Counties.

Section 3. That the within Resolution shall take effect immediately.

Moved by Legislator Krug , seconded by Legislator Ross , and adopted.

STATE OF NEW YORK
COUNTY OF LEWIS } ss:
Office of the Clerk of the
Board of Legislators

This is to certify that I have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was adopted by the Board of Legislators of said County, on the day of ^{4th} August....., 19 .98, and that the same is a correct and true transcript of such original resolution and the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of said Board of Legislators this ...5th... day of August....., 19 .98.

Peresa Kenealy
.....
Clerk of the Board of Legislators of the County of Lewis

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services Committee

Date: August 19, 1998

This is to request approval for the acceptance of a State Grant-in-aid, in the amount of \$10,000, resulting from a multi-agency proposal to establish an Allegany County Data Book, in preparation for the development of an Integrated County Children and Family Services Plan.

The Departments which were involved in the development of the proposal and who will be the leadership group for implementation of the project are:

Department of Social Services
Youth Bureau and Stop DWI
Probation Department
Health Department
Allegany Rehabilitation Associates
Council on Alcoholism and Substance Abuse

The Department of Social Services will be the administrative entity.

The Project Narrative is attached.

Funds are to be appropriated to Account 6010.476, with an equal amount credited to Revenue Account 3610.

ALLEGANY COUNTY INTEGRATED COUNTY PLANNING PROJECT

PROJECT NARRATIVE

County Planning Team Composition

Allegany County has six Integrated County Planning (ICP) Team members representing various County departments and not-for-profit agencies. Included are:

- Margaret Cherre. Deputy Commissioner, Allegany County Department of Social Services;
- Christina Boss. Director, Allegany County Youth Bureau and STOP DWI Program;
- Johannes Peeters. Director, Allegany County Health Department;
- David Sirianni. Director, Allegany County Probation Department;
- Ron Schlegei. Program Director, Allegany Rehabilitation Associates; and
- Brenda Starr. Executive Director, Allegany Council on Alcoholism and Substance Abuse.

Project Overview

One important underlying agreement among these ICP partners is that our project benefit each of these six agencies. In considering potential projects in light of the limited available funding, the group explored a wide variety of alternatives, including technological improvements, training, and needs assessments. It became clear through our discussions that there are substantial gaps in information about statistics, service needs, and program availability. This lack of readily available uniform data has three primary negative results:

- inconsistent answers to questions from decision makers and the general public, understandably leading to confusion;
- inconsistent understanding of the need for services, resulting in fragmented program planning and implementation efforts; and
- unnecessary duplication of effort, with staff from each agency or department individually seeking identical information for our various planning and program purposes.

The ICP Team has developed a strategy to address the above inconsistency and duplication, ultimately leading to an improved ability to plan in a cooperative and coordinated fashion. Through the use of a consultant we will gather all needed statistical and demographic information into one source - an Allegany County Data Book. This Data Book will contain three main sections: statistics related to the care, treatment, and needs of our children and families; informational sources of the above statistics; and descriptions of available services. The contents of each section is further detailed below. Once complete, this Data Book will be a single source of information about Allegany County's children and families. Widely distributed, the Data Book will be used as the primary information source for not only the six ICP partners, but also to a much broader audience. The ICP partners have committed to using this document as the basis for our individual and collective planning. We have also agreed to share whatever analyses we each draw from the statistics included in the Data Book, further assisting with our goal of collective planning and service delivery.

Project Development and Implementation

As noted above, the primary outcome of this project will be the development of an Allegany County Data Book. The first section will be the meat of the Data Book - statistics related to the care, treatment, and needs of Allegany County's children and families. Each of the ICP Team members will develop a list of the types of statistical information which we require for our various purposes or would benefit from having readily available. (For example, DSS will want information about Allegany County's teen pregnancy rate. To be most helpful this information will be broken down by school district or other geographic area, and will include statistics for New York State and/or comparable counties for comparison purposes.) The individually prepared lists will be consolidated into one master list, which will form the basis for the consultant's work.

The consultant will use a wide variety of resources to gather our required statistics. Beginning with locally available data, the consultant will be expected to contact regional and state offices, as well as other sources, for confirmation, corroboration, and additional data. (When the data sources disagree, the consultant will note the discrepancies and the sources of information.) Information about all data sources will be contained in the second section of the Data Book. Data sources will be tied to the statistics, enabling the user to identify where the included information was obtained and the means of access for updates including telephone, fax, regular mail, e-mail, and/or internet source. By identifying information sources we are ensuring that the Data Book can be readily updated, perhaps even through the use of interns or other unpaid labor sources. This way the Data Book will benefit Allegany County for far more than a 12 to 18 month period.

The third and final section of the Data Book will be summaries of the kinds of services and information available through the ICP Team members and other key players in Allegany County. Team members believe that these summaries will assist both ourselves and other Data Book users to identify sources of knowledge and information within Allegany County.

The Data Book will be printed and distributed throughout Allegany County. In addition to ICP Team members, the Data Book will be available to county legislators, schools, other not-for-profit and governmental agencies, and the general public through libraries or other sources. Although grant funds do not provide for the development of a specially-developed computerized database for this project, the Team hopes that the consultant will input the information into a standard database format as part of his/her data gathering and reporting processes. Should this desire be realized we will also offer the Data Book in disk format to those agencies and departments with compatible software programs. For this reason we have included the purchase of a standardized software program in the budget, ensuring that both the ACDSS and AC Youth Bureau have access to the Data Book in this format.

The ICP Team will continue to meet on a regular basis. Tasks to be accomplished in the next two months include:

- the development and coordination of our lists of needed information.
- the development and distribution of an RFP for the consultant, and
- review of proposals and consultant selection.

After consultant selection each Team member will meet individually with the consultant as necessary to provide information and assistance for the Data Book project. The Department of Social Services will act as the administrative entity for this project, coordinating meetings, providing consultant contact and assistance, and ensuring contractual compliance. Working closely with Margaret Cherre, DSS Deputy Commissioner, will be Christina Boss, Director, Youth Bureau and STOP DWI Program. It will likely be these two Team members who will attend the regional training sessions regarding this project. Their close cooperation and consistent contact will be essential to the success of this project. Their ability to communicate quickly and effectively will greatly increase their efficiency. For this reason the purchase of a fax machine for the Youth Bureau has been included in the grant.

Achievement of Key Concept #1

Obviously the achievement of Key Concept #1, the integration of the processes used to develop the Consolidated Services Plan and the Comprehensive County Plan, is of primary importance in this project. We have already taken some steps toward the achievement of this goal, with more activities planned for this project year.

Activities already accomplished

- Development and maintenance of cooperative working relationships between the six ICP Team members.
- Agreement that the Youth Bureau and DSS will integrate both planning processes and documents to the greatest extent possible by June 30, 1999.
- Purchase, installation, and implementation of a computerized needs assessment format development and analysis tool through the Allegany County Health Department. Each of the ICP Team members may utilize this capacity of the Health Department for individual or collective needs assessments.
- Creation of and participation in a variety of multidisciplinary projects, committees, task forces, and consortia. These projects and groupings provide both infrastructure and historical successes upon which we can build.

Activities to be accomplished

Through the auspices of this grant we will complete the following activities:

- Consultant recruitment and selection - Team decision making;
- Development of Data Book - Team input, responsibility of consultant;
- Printing of Data Book - Professional printer;
- Distribution of Data Book - Team and consultant responsibility; and
- Utilization of Data Book as primary resource document for planning and development purposes.

This last activity - the utilization of the Data Book is a key to the increased integration of the processes used in the development of the County Comprehensive Plan and the Consolidated Services Plan.

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services Committee

DATE: August 31, 1998

The Health Department received an additional \$110,000 funding for Family Planning services from Federal and State dollars. We would like to request that appropriation account A4010.101 be increased by this \$110,000 and that revenue account A10.3450.00 - State Aid Reimbursement Family Planning, be increased by the same \$110,000.

A portion of this money will be used to fill a position of Health Education Assistant.

FISCAL IMPACT: None

For further information regarding this matter, contact:

Johanna Peters, Health
Name and Department

268-9491
Telephone Number

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services

DATE: 08/19/98

The Health Department requests a resolution accepting a \$250.00 contribution from the Fillmore Rotary Club for our Shot for Tots program.

The monies should be appropriated to public health account A4010.408; with like sum to revenue account A08.2705.01.

FISCAL IMPACT: None

For further information regarding this matter, contact:

Johannes Peeters

Name and Department

Ext 247

Telephone Number

5/94

DOUBLE CELLING PROPOSAL
FOR THE ALLEGANY COUNTY JAIL

During the first 6 months of this year the population of the Allegany County Jail has increased by more than 20%. A situation that has necessitated, for safety and security reasons, the housing out of substantial numbers of inmates to other counties at a cost of approximately \$87,000.00 to the taxpayers of Allegany County. For this reason, I contacted the New York State Commission of Correction regarding the possibility of utilizing the concept of Double Celling within our jail. Only recently, due to changes in state mandates and laws governing minimum square footage allowances for inmates, were we able to even consider using Double Celling as a means of increasing our maximum facility housing capacity. Double Celling is the practice of assigning two inmates to a cell or room originally constructed or rated for single occupancy. It's an inmate housing practice that has been recently utilized by several counties in New York State without negative effects. The concept of Double Celling is now supported by the New York State Commission of Correction and my inquiry was essentially to see if the practice of Double Celling could benefit our county. After close and careful examination of the physical plant of the Allegany County Jail, during July of this year, by the New York State Commission of Correction, it was determined that additional cell space could be obtained within the existing facility by the use of Double Celling.

The Commission of Correction will, of course, closely monitor our program to see that it is in full compliance with their "Double Celling Guidelines for Local Correctional Facilities" throughout the projects implementation and utilization. Periodic updates and status reports will also be required.

The Commission of Correction recommended we consider Double Celling as a means of meeting the increase in population we are experiencing. I feel the relatively minor alterations I'm proposing to implement Double Celling is an appropriate means of permanently increasing our inmate housing capacity. It may also be a short term solution to a long term problem. I cannot predict what future inmate population trends within the Allegany County Jail will be. It's a well known fact that, nationally, crime is on the decrease. Most Law Enforcement professionals in Allegany County do not feel that "more" crime is being committed in our jurisdictions but that more offenses are being "reported" now because of better public education, better training for law enforcement and special efforts made to combat certain crimes involving evolving issues within our community and society as a whole, ie: Drug Trafficking, Domestic Violence, Driving While Intoxicated, Child Abuse and Sexual Predators.

The following is an analysis of the total inmate population count for the Allegany County Jail for the period 1988 to 1998:

1988: 519	1992: 528	1996: 646	<i>(An increase of almost 200 inmates during this period of time.)</i>
1989: 605	1993: 566	1997: 661	
1990: 521	1994: 571	1998: 700*	
1991: 619	1995: 612	(Estimated)	

With minor fluctuations in jail population noted, historically, the county as encountered more years with increases than decreases in inmate population totals. If the trend continues we could be looking at a situation where we are incarcerating close to **1,000** prisoners within the next 10 to 15 years.

Examination of a five year period, 1975 to 1979, indicates there is a pattern to the increase in inmate population we are presently experiencing:

1975: 370	1978: 341	<i>(An increase of almost 100 inmates in a five year span of time.)</i>
1976: 423	1979: 463	
1977: 407		

Currently, the Allegany County Jail has the following maximum housing capacity:

Male Housing Unit:	30
Dormitory:	8
Special Housing Unit:	5
Isolation/Observation:	4
Total:	47

By using **Double Ceiling**, we propose to increase the maximum housing capacity in the following areas with the following increase in total cells/beds:

Male Housing Unit:	32	-2	
Dormitory:	10	-2	
Special Housing Unit:	15	-10	
Isolation/Observation:	4		
Total:	61		<i>NEW/ADDITIONAL BEDS: 14</i>

We, the Commission of Correction and the administrative officers of the Sheriff's Department, feel that this increase in total inmate capacity can be handled with no increase in staffing or additional posts within the facility. The proposal increases the number of inmates each employee supervises, at posts already established and staffed.

I am certain our management capacity and security levels are strong enough to deal with the increase in inmate population. Inmate programs, for security reasons, may have to be run in two groups rather one large group, but we feel those are scheduling concerns that can readily be worked out.

What is needed to Double Cell:

- 1) A lighting and air circulation professional, possibly someone already on staff, would need to provide the Commission with written certification that existing lighting and air

exchange is adequate to meet the needs of all inmates.

- 2) Purchase and installation of two (2) combination unit toilets (sink and toilet in one piece) in the day areas of the Special Housing Unit (see attached map for exact locations).

Approximate Cost of Units: 2 @ \$1,500.00 ea. = \$3,000.00*

***Labor and Installation Costs Not Included**

- 3) Purchase and installation of seven (7) heavy duty wall supported single bunks.

Approximate Cost of Units: 7 @ \$150.00 ea. = \$1,050.00*

***Labor and Installation Costs Not Included**

- 4) Removal/modification of a security screen and door in the existing dormitory to accommodate more beds, yet still provide the mandatory level of security and supervision.

Estimated Cost: 1 to 2 Days Labor By DPW Personnel.

- 5) Facility staff must document to the Commission that inmate programs, admission/classification, inmate personal property storage concerns, security and supervision, prisoner personal hygiene, visitation, medical services, inmate exercise, sanitation and maintenance, food service, legal services, staffing patterns, emergency response and staff training will all be adequately maintained and provided to meet the needs of a larger inmate population.

I feel that all of these areas can be adequately addressed, provided and maintained by existing staff and resources. The increase in population will, of course, generate more paperwork but I'm confident that my staff is more than capable of adjusting to the additional work load.

Estimated Cost: Can be completed by existing staff. No additional expense required.

Implementing this program into a facility meant for only single cell occupancy will not be easy. The Commission of Correction will impose many requirements and stipulations that must be met along the way. I believe however that this goal is obtainable and at a reasonable cost to the county.

I respectfully request permission to proceed with our proposal to increase the maximum inmate housing capacity of the Allegany County Jail by using Double Celling as a means of addressing our present overcrowding problem.

Lt. Karl E. Graves
Jail Administrator

John M.
NOT
APPROVED

OCT 15 1998

WAYS & MEANS COMMITTEE

OCTOBER 12, 1998

Present: Nielsen; Bennett; Burdick; Heineman; Regan; Truax; Myers; Sylor; Walchli;

The purpose of this meeting was to review the 1999 County Tentative Budget. The following actions were taken to amend the Tentative Budget, and the County Attorney is requested to prepare the necessary resolution:

Schedule 1-A Appropriations - General Fund:

Account No. A1420.1 County Attorney Personal Services: \$290,388 changed to \$270,388. Motion by Bennett, seconded by Regan and carried.

A motion was made by Burdick, and seconded by Sylor, to set the salary of the Sheriff at \$42,500, as the figure in the Budget Officer's recommendation column includes a salary of \$38,000. The motion was defeated on a tied vote. Voting No: Heineman; Bennett; Truax; Myers;

Account No. A3110.1 Sheriff Personal Services: \$278,838 changed to \$283,338. Motion by Regan, seconded by Burdick and carried to add \$4,500 to Personal Services account. Opposed: Heineman.

Account No. A4010.1 County Health Department Personal Services: \$690,714 changed to \$681,714. Motion by Heineman, seconded by Burdick and carried, to reduce this account by \$9,000 due to lower salary anticipated for new Health Director.

Schedule 1-DM Appropriations - Road Machinery Fund:

Account No. DM 5130.2 Road Machinery Equipment: \$366,500 changed to \$326,500. Motion by Burdick, seconded by Heineman and carried to eliminate plows from dump trucks for a total of \$40,000.

Schedule 1-V Appropriations - Debt Service Fund

Account No. V9710.7 Debt Service Interest: \$395,000 changed to \$350,000. Motion by Regan, seconded by Bennett and carried, to reduce this by \$45,000 due to

low interest rate obtained on the recent bond sale.

Schedule 2-A Revenues - General Fund:

State Aid - Health Account No. A3401.0 Public Health Work: **\$635,000** changed to **\$631,400**. Motion by Heineman, seconded by Burdick and carried, to adjust the revenues for this account due to the reduction in the Health Director's salary.

Meeting adjourned.

John M.

WAYS & MEANS COMMITTEE

NOT APPROVED

SEPTEMBER 29, 1998

OCT 2 1998

Present: Nielsen; Bennett; Burdick; Heineman; Regan; Truax; Myers; Walchli;

The minutes of the August 26, 1998 meeting were approved on a motion by Burdick, seconded by Truax, and carried.

David Roeske, Deputy Superintendent I, Public Works Dept., discussed a referral from the Public Works Committee requesting that a capital account be established to pay for materials used in FEMA repair work being done on the WAG trail. \$81,993 was received in 1997 as partial advance payment on this work and is being held in a reserve fund by the County Treasurer. Materials totaling \$136,775 have been purchased for this project. Additional FEMA aid could be received. A motion was made by Truax, seconded by Regan and carried, that a capital account be established with an account number to be assigned by the County Treasurer. Prepare resolution.

Bob Wright, Real Property Tax Director, presented the following application for refund of taxes:

GENESEE: Price, Cyril; Parcel #283.-1-27; Amount of Refund of 1998 taxes: \$401.04. The assessment of this parcel included an improvement that was located and assessed on an adjacent parcel. This is an error in essential fact. RPTL Section 550(3)(b). Approved on a motion by Regan, seconded by Burdick and carried. Prepare resolution.

Mr. Wright also reported on the impact on senior citizens of the STAR program. He noted that any errors can be corrected by filing with the local assessor. He noted that with the new format for school tax bills, it has been a learning experience and more costly to produce than was anticipated.

Terri Ross, Deputy County Treasurer, presented the following tax sale bid:

GENESEE: Brown, Jack; Motion was made by Burdick, seconded by Regan and carried, to accept the bid of Shirley Geer, of Wellsville, NY in the amount of \$125.00 plus current taxes of \$20.84. Ms. Geer had submitted an earlier bid in the same amount, but had failed to make timely payment. Prepare resolution.

John Margeson, County Administrator and Budget Officer, presented the 1999 Tentative Budget to the committee, together with his budget message, which is attached to these minutes. The tentative budget calls for an increase of \$445,316 in the tax levy or 3.329%. It was decided the committee would meet as a Budget Committee on October 12, 1998 at 2:00 p.m. to begin its review of the Tentative Budget.

Linda Canfield, Clerk of the Board, requested a resolution be prepared for consideration at the October 26th board meeting, setting the date of the public hearing on the 1999 tentative budget to be held on November 12, 1998 at 7:00 p.m. Approved on a motion by Truax, seconded by Myers and carried. **Prepare resolution.**

The following referrals from the Human Services Committee were presented by the Clerk of the Board:

Request for resolution to increase Office for the Aging revenue and appropriation accounts for the Nutrition Program in the amount of \$7,500 due to unbudgeted grant-in-aid and client contributions per the attached memorandum of explanation. Approved on a motion by Truax, seconded by Myers and carried. **Prepare resolution.**

Request for resolution for Office for the Aging to accept a donation of \$200 from the Wellsville Exchange Club to benefit the Home Delivered Meals Program per the attached memorandum of explanation. Approved on a motion by Truax, seconded by Heineman and carried. **Prepare resolution.**

Request for resolution to appropriate a grant of \$5,000 from the New York State Health Department to Account No. A4051 Tobacco Awareness, with a like amount to Revenue Account No. A3450.04 to be used to insure that vendors are in compliance with the current smoking legislation. Approved on a motion by Truax, seconded by Burdick and carried. **Prepare resolution.**

Mr. Walchli noted that he would like to see a letter written to the Attorney General to receive some of the tobacco lawsuit settlement moneys. He will work with John Margeson on this. Mr. Burdick also expressed concern regarding the sale of tobacco to underage youth on the Indian reservations.

Request for resolution to appropriate \$11,183 .20 from the New York State Health Department to be used to bring several computers in the County Health Dept.

into compliance with the year 2000. Approved on a motion by Truax, seconded by Regan and carried. Prepare resolution.

The legislators' vouchers for per diem and expenses covering the period July 28 through August 24, 1998 were reviewed and approved for payment on a motion by Bennett, seconded by Truax and carried.

A motion was made by Burdick, seconded by Truax and Bennett, and carried, to go into executive session in order to discuss a personnel matter. Following the executive session, there being no further business to discuss, the meeting was adjourned.

MEMORANDUM OF EXPLANATION

INTRODUCTION NO: _____
(CLERK'S USE ONLY)

COMMITTEE: PUBLIC WORKS

DATE: SEPTEMBER 2, 1998

Request Account be established to pay for FEMA repair work being done on the Wag Trail.

\$81,993 was received in 1997 as partial advance payment of this work.

Materials totaling \$136,775 have been purchased for this project.

Additional FEMA aid could be received.

FISCAL IMPACT: \$54,782

For further information regarding this matter, contact:

Richard A. Young
Superintendent

(716)268-9230

RAY/ymr

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services

DATE: 9/22/98

The New York State Health Department has offered each county \$5,000 to be used to insure that vendors are in compliance with the current smoking legislation.

Therefore, the Health Department requests a resolution appropriating \$5,000 to expense account A4051, Tobacco Awareness, with like amount to revenue account A3450.04.

FISCAL IMPACT: None

For further information regarding this matter, contact:

Johannes Peeters, Health Dept.
Name and Department

Ext. 247
Telephone Number

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services

DATE: 9/22/98

The New York State Department of Health is providing the Health Department with \$11,183.20 for unexpended public health dollars. The Health Department would like to put this under Account No. A4010.201, since the Health Department has several computers that are not Y2K compatible.

This has been discussed with the county administrator and data processing. Therefore, the Health Department is requesting a resolution to increase this account by \$11,183.20 and to increase State Aid by this amount also.

FISCAL IMPACT: None

For further information regarding this matter, contact:

Johannes Peeters, Health Dept.
Name and Department

Ext. 247
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

BUDGET MESSAGE

**1999 Allegany County
Tentative Budget
September 29, 1998**

The Allegany County Tentative Budget for calendar year 1999 is hereby released to the Ways and Means Committee of the Allegany County Board of Legislators.

The Tentative Budget requires a real property tax levy of \$13,821,448 which represents an increase over the 1998 levy in the amount of \$445,316 or 3.329%.

Although the Tentative Budget calls for a modest increase in real property taxes, it also reflects an on-going policy commitment by the governing body to support a healthy system of transportation infrastructure throughout the County.

The Tentative Budget contains the funds necessary to rehabilitate or replace seven bridge structures on County highways and three structures on town highways in 1999. In addition, there are plans to re-pave thirty miles of County road in 1999 and invest approximately \$500,000 in general County road maintenance. Furthermore, during 1999, we will invest approximately 1.1 million dollars in a planned effort to modernize our fleet of heavy equipment in the Road and Bridges Division and the Solid Waste Division of the Department of Public Works. During the difficult budgetary years the late 1980's and early 1990's created by burgeoning local costs for social service programs, we were unable to sufficiently budget, on an annual basis, the funds necessary to maintain a reliable fleet of heavy equipment. Over the course of the past three years we have begun to witness fiscal relief as it pertains to the local share cost of social service programming and, as Budget Officer, I have recommended a re-investment of these savings in the motor pool fleet. It is vitally important to provide a good transportation infrastructure, not just for the safety of the motoring public; which is of utmost concern, but also because it facilitates economic stability, and growth.

With regard to Social Services costs, the tremendous efforts of staff and administration within that department have resulted in significant budgetary reductions in one specific area; Temporary Aid to Needy Families (TANF), formerly known as Aid to Families with Dependant Children. The local share cost for Temporary Aid to Needy Families dropped from \$6.15 million in 1998 to \$5.03 million in 1999.

In fact, as appendices A and B reveal, there has been a substantial decline in the local cost of TANF and Home Relief (now Safety Net) since 1990. Off-setting these savings, as represented in Appendix C, is the local share cost of Medicaid since 1990. It is interesting to note that in 1990 the local share cost for these three programs totaled \$12,005,000 and 25% of that total was dedicated to Medicaid costs. The 1999 total appropriation for these programs is anticipated to be \$11,850,000, or \$155,000 less with 49% of the total committed to Medicaid.

In the area of services for our senior citizen population, it is noted that the appropriations for "Meals on Wheels" and E.I.S.E.P. have been maintained at the 1998 funding levels. We are not witnessing an annual increase in State or Federal financial assistance to justify increasing the population to be served. Until that occurs, from the Budget Officers perspective, we will seek to hold the line on expenditures.

As the Tentative Budget reveals, we are continuing to make substantial investments in computer hardware and software in an attempt to keep pace with technological advances and increase the productivity of the work force. In 1998 we appropriated over \$49,000 for hardware and software. In 1999, we have appropriated over \$46,000.

The final two appendices (D and E) represent the annual County real property tax levy since 1990 and the annual County real property tax increases since 1990. Over the past ten years the tax levy has increased from \$8.8 million to \$13.6 million or 54%. While this may seem excessive to some it is interesting to note that the 1980 County Budget called for a tax levy of \$2,565,314. By 1989, the levy had increased to \$8,207,691 or an increase of 219%.

In 1980, the total value of assessed taxable property in the County was \$170,263,842.

In 1989 it was \$212,649,812, or an increase of 24% over a ten year period. From 1990 to 1999, the assessed value of taxable property increased from \$359,170,289 to \$1,210,252,245 or 236%. However, it should be noted that part of this increase is due to the implementation of full value assessing in several towns.

In closing I wish to extend my thanks to James F. Mulholland who, as Deputy Budget Officer, plays an integral and valuable role in the budgetary process and to all department heads whose fiscal constraint has once again produced a Tentative Budget, though somewhat increased, will produce positive impacts in and for Allegany County in 1999.

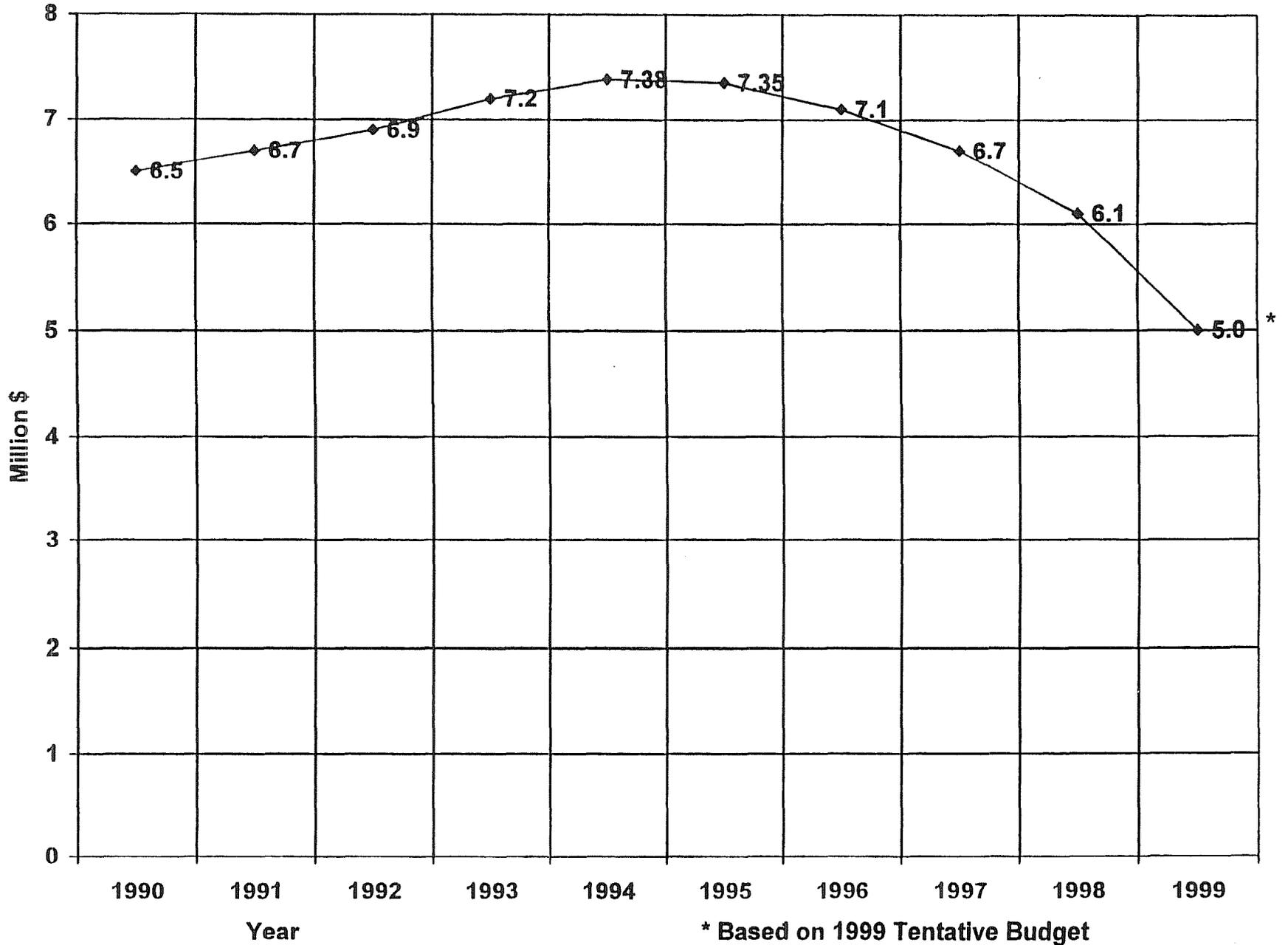
Respectfully Submitted,



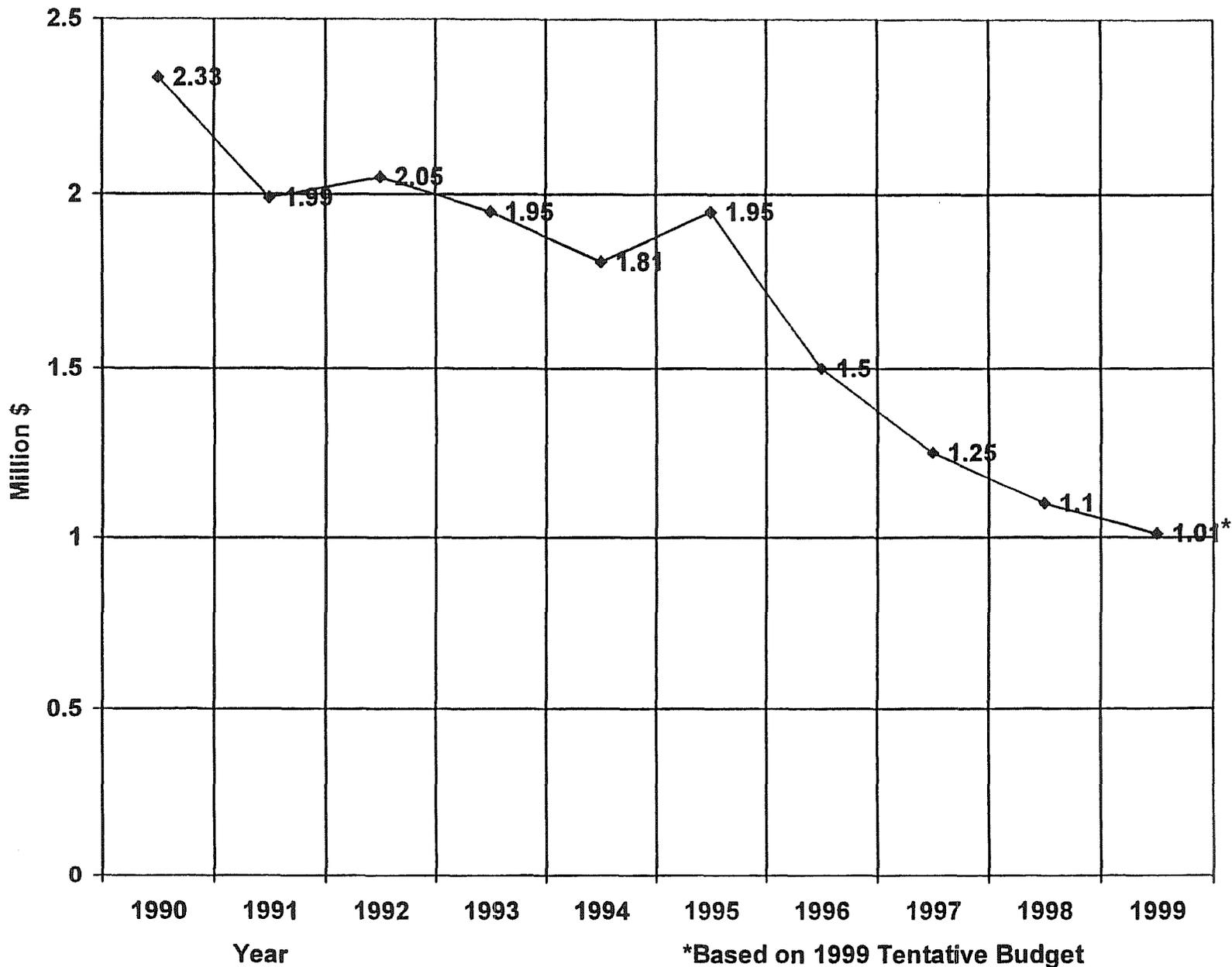
John E. Margeson
Budget Officer

JEM/aa

Appendix A
Local Share Cost of Aid to Families with Dependant Children (now
Tempory Assistance to Families) from 1990 through 1999

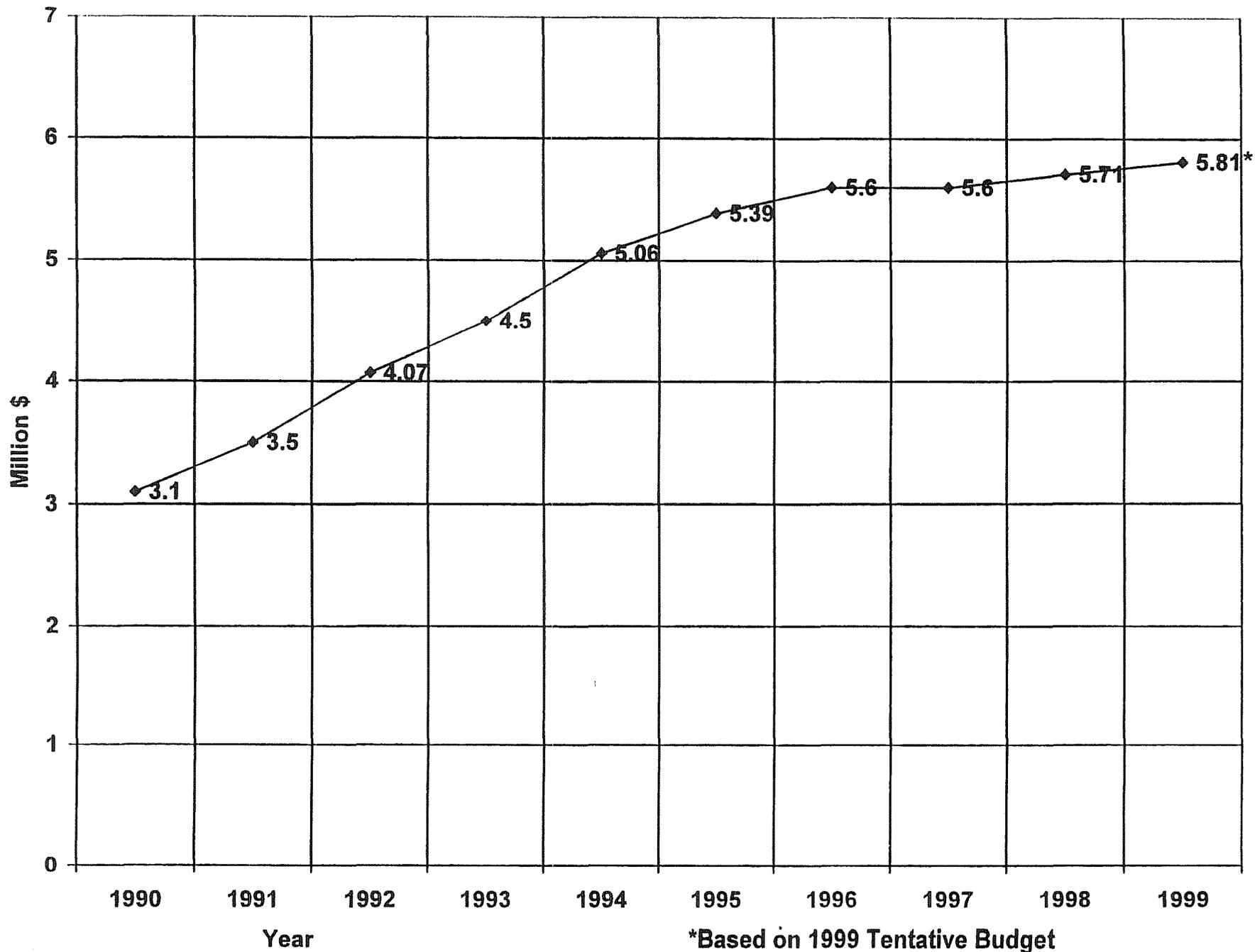


Appendix B
Local Share Cost of Home Relief Program (now Safety Net)
from 1990 through 1999



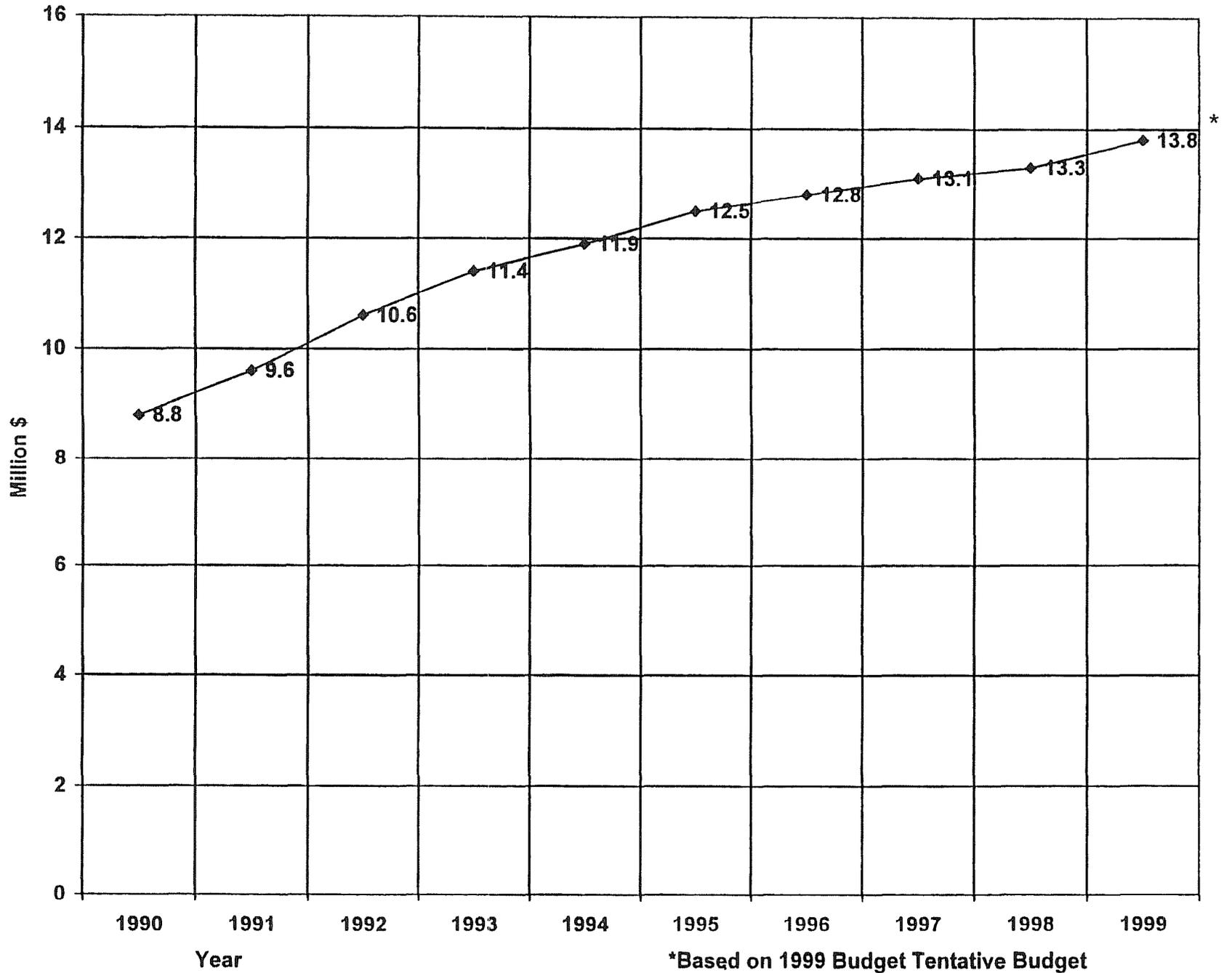
Appendix C

Local Share Cost of Medicaid from 1990 through 1999



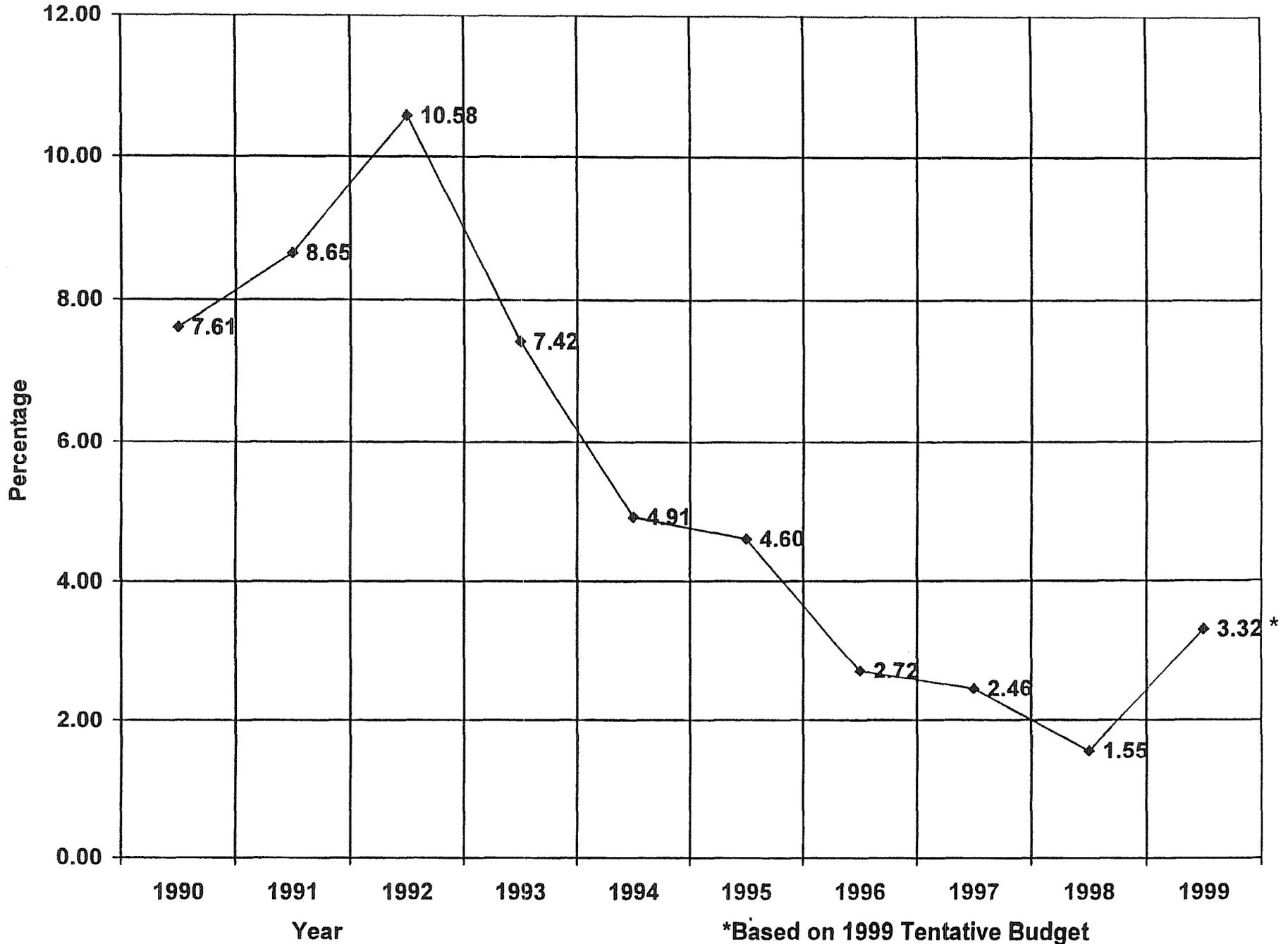
Appendix D

Allegany County Real Property Tax Levy 1990 through 1999



Appendix E

Percentile Increase in County Real Property Tax Since 1990



John M.

**NOT
APPROVED**

WAYS & MEANS COMMITTEE

OCTOBER 28, 1998

OCT 30 1998

PRESENT: Nielsen; Burdick; Truax; Regan; Bennett; Myers; Heineman; Sylor; Walchli;

The minutes of the September 29 and October 12, 1998 meetings were approved on a motion by Truax, seconded by Myers and carried.

Bob Wright, Real Property Tax Service Director, presented a list of charge backs to the towns for real property tax services totaling \$39,702.00. See attached. Approved on a motion by Truax, seconded by Myers and carried. Prepare resolution.

Mr. Wright requested a transfer \$1,432 from Account A1355.201 to Account No. A1355.407 to cover the cost of toner cartridges for the printing of the 1999 Town and County tax bills. Approved on a motion by Truax, seconded by Bennett and carried. Prepare resolution.

Mr. Wright also presented an application for a refund of taxes as follows:

BOLIVAR: Willis, Herbert G. c/o Fred Willis; Parcel No. 261.-1-11.1. Amount of refund: \$943.91. This is due to the assessment of this parcel including an improvement which was removed prior to taxable status date. This was an error in essential fact. Approved on a motion by Sylor, seconded by Truax and carried. Prepare resolution.

Mr. Wright distributed a list of changes in Real Property Tax legislation for 1998 which he thought would be of interest to the committee. See attached.

Linda Canfield, Clerk of the Board, reported that the mortgage tax figures for the period April 1 through September 30, 1998 have been received and the apportionment to the towns and villages made in the Clerk's office. A motion was made by Truax, seconded by Myers and carried to request the County Attorney to prepare a resolution authorizing the apportionment to the towns and villages.

The Clerk requested a transfer of funds from Account No. A1670.415 Central Services Copying to Account No. A1672.4 Central Services UPS, in the amount of \$1,200 to cover a shortfall in that account for the remainder of the year. Approved on a motion by Sylor, seconded by Bennett and carried. Prepare resolution.

The Clerk noted that several resolutions were required for consideration at board meetings in November and December as follows:

A resolution for the relevy of Returned Village Taxes - November 23rd board meeting. Approved on a motion by Truax, seconded by Sylor and carried. **Prepare resolution.**

A resolution for the relevy of Returned School Taxes - November 23rd board meeting. Approved on a motion by Bennett, seconded by Burdick and carried. **Prepare resolution.**

A resolution for the levy of unpaid Sewer and Water Rentals - November 23rd board meeting. Approved on a motion by Truax, seconded by Myers and carried. **Prepare resolution.**

A resolution for the adoption of the 1999 County Final Budget - November 23rd board meeting. Approved on a motion by Truax, seconded by Burdick and carried. **Prepare resolution.**

A resolution making appropriations for the conduct of county government for fiscal year 1999 - November 23rd board meeting. Approved on a motion by Burdick, seconded by Truax and carried. **Prepare resolution.**

A resolution levying the towns share of the 1999 Mutual Self Insurance Plan in the amount of \$225,680.02 - November 23rd board meeting. Approved on a motion by Sylor, seconded by Burdick and carried. **Prepare resolution.**

A resolution levying county taxes - December 14th board meeting. Approved on a motion by Myers, seconded by Burdick and carried. **Prepare resolution.**

A resolution approving the final assessment rolls with taxes extended thereon; authorizing and directing the preparation and execution of tax warrants and causing delivery of tax rolls to collecting officers - December 14th board meeting. Approved on a motion by Burdick, seconded by Heineman and carried. **Prepare resolution.**

A resolution levying taxes and assessments required for the purposes of the annual budgets of the towns of Allegany County - December 14th board meeting. Approved on motion by Bennett, seconded by Truax and carried. **Prepare resolution.**

A resolution authorizing transfers between appropriation accounts (balancing of accounts) for the end of the 1998 fiscal year - December 28th board meeting. Approved on a motion by Burdick, seconded by Bennett and carried. **Prepare resolution.**

A resolution fixing the date of the Organization Meeting for Monday, January 4, 1999 - December 28th board meeting. Approved on a motion by Truax, seconded by Heineman and carried. **Prepare resolution.**

A resolution suspending the board rules affecting proposed resolutions for the organization meeting - December 28th board meeting. Approved on a motion by Saylor, seconded by Truax and carried. **Prepare resolution.**

County Treasurer Jim Mulholland discussed tax sale advertising. He noted that we now have a two year redemption period and there are over 1600 parcels for the current year. Due to the large cost involved, he would recommend that the county cease advertising the first year, which is optional, and only advertise the second year. This was approved on a motion by Truax, seconded by Burdick and carried.

Mr. Mulholland also recommended that for a one-time only, the county extend the January 15, 1999 redemption date to March 15, 1999, to provide time to complete searches, etc. This was approved on a motion by Truax, seconded by Burdick and carried.

A motion was made by Heineman, seconded by Myers and carried, to have an attorney/client consultation with Assistant County Attorney Tom Miner. Following this, a motion was made by Truax, seconded by Burdick and carried, to return to regular session.

Mr. Mulholland requested a resolution to file a Certificate of Cancellation for a parcel in the Town of Wellsville, Tax Map No. 239.10.3-1; Top Management & Assoc. Approved on a motion by Burdick, seconded by Truax and carried. **Prepare resolution.**

Mr. Mulholland also requested a resolution to file a Certificate of Cancellation and a Certificate of Prospective Cancellation for a parcel in the Town of Bolivar, Tax Map No. 188.-1-938; McKelvy, Elizabeth. Approved on a motion by Burdick, seconded by Truax and carried. **Prepare resolution.**

The Clerk of the Board presented the following committee referrals:

A referral from the Planning and Development Committee requesting transfers of funds between various Employment and Training accounts totaling \$86,000 as per the attached memorandum of explanation. Approved on a motion by Regan, seconded by Saylor and carried. **Prepare resolution.**

A referral from the Public Safety Committee requesting a transfer of \$58,500 from Contingent Account No. A1990.4 to Jail Account No. A3150.4 and Other Correction Agencies Account No. A3170.4 as per the attached memorandum of explanation. Approved on a motion by Bennett, seconded by Truax and carried. **Prepare resolution.**

A referral from the Human Services Committee requesting a resolution for the Health Department to accept \$20,000 from the New York State Department of Health which is a first year grant to begin the transition of the Physically Handicapped Children's Program into a Children with Special Health Care Needs Program. The money is to be appropriated as detailed on the attached memorandum of explanation. Approved on a motion by Truax, seconded by Saylor and carried. **Prepare resolution.**

A referral from the Public Works Committee requesting a transfer of \$20,000 from County Road Fund Account No. D5110.4 to Road Machinery Account No. DM5130.4 as per the attached memorandum of explanation. Approved on a motion by Burdick, seconded by Bennett and carried. **Prepare resolution.**

The legislators' vouchers for the period August 25 through September 28, 1998 were reviewed and approved for payment on a motion by Truax, seconded by Heineman and carried.

A motion was made by Bennett, seconded by Heineman and carried, to go into an executive session in order to consider the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. Following the executive session, a motion to go out of executive session was made by Heineman, seconded by Truax and carried.

Ways & Means Committee
October 28, 1998

Page Five

John Margeson presented a request for the transfer of \$6,500 from Contingent Account No. A1990.4 to Personnel Account No. A1430.4 to cover certain advertising costs. Approved on a motion by Bennett, seconded by Heineman and carried.
Prepare resolution.

It was decided that the committee should meet again on November 5, 1998 at 8:30 a.m.- this will be an executive session in order to consider the medical, financial, credit or employment history of a particular person or corporation, etc.

Meeting adjourned.

1998 CHARGE BACKS TO TOWNS FOR REAL PROPERTY TAX SERVICES

<u>TOWN</u>	<u>Number of Line Items</u>	<u>Cost of Line Items</u>
Alfred	1,163	\$1,279.30 *
Allen	515	\$824.00 **
Alma	1,016	\$1,625.60 **
Almond	1,042	\$1,146.20 *
Amity	1,348	\$1,482.80 *
Andover	1,302	\$1,432.20 *
Angelica	1,033	\$1,652.80 **
Belfast	1,119	\$1,790.40 **
Birdsall	527	\$579.70 *
Bolivar	1,571	\$2,513.60 **
Burns	770	\$847.00 *
Caneadea	1,308	\$1,438.80 *
Centerville	569	\$625.90 *
Clarksville	1,005	\$1,105.50 *
Cuba	2,186	\$2,404.60 *
Friendship	1,278	\$1,405.80 *
Genesee	1,121	\$1,233.10 *
Granger	584	\$934.40 **
Grove	640	\$1,024.00 **
Hume	1,117	\$1,228.70 *
Independence	765	\$841.50 *
New Hudson	716	\$787.60 *
Rushford	1,625	\$1,787.50 *
Scio	1,185	\$1,896.00 **
Ward	412	\$453.20 *
Wellsville	3,787	\$4,165.70 *
West Almond	471	\$518.10 *
Willing	1,060	\$1,166.00 *
Wirt	945	\$1,512.00 **
Total	32,180	\$39,702.00

Town Processing
 * Rate \$1.10 23,572 Parcels = \$25,929.20

County Processing
 ** Rate \$1.60 8,608 Parcels = \$13,772.80

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Ways & Means

DATE: 10/28/98

The Real Property Tax Service Agency requests the transfer of \$1,432.00 from account A1355.201 to account A1355.407.

This is cover the cost of toner cartridges for the printing of the 1999 Town and County Tax Bills.

FISCAL IMPACT: None

For further information regarding this matter, contact:

Robert L. Wright - Real Property Tax Service Ext. 381
Name and Department Telephone Number



ALLEGANY COUNTY REAL PROPERTY TAX SERVICE

COURTHOUSE / BELMONT, NEW YORK 14813

TELEPHONE 716-268-9381 / FAX 716-268-9446

ROBERT L. WRIGHT
Director

New Real Property Tax Legislation of Interest for 1998

Chapter 318 - allows the uniform percentage of value that appears on the tax bill to be used as proof of ratio in small claims assessment review and certiorari proceedings.

The final assessment roll may be corrected to implement an assessment resulting from small claims or certiorari proceedings.

Chapter 319 - defines "revaluation," "reassessment" and "update" as a systematic review of locally assessed property to assure that those assessments are at the same uniform percentage of current value.

Gives assessing units the option to prepare the disclosure notice from a revaluation or update in a format which will illustrate to property owners the estimated percentage of increase or decrease in their tax liability, within a range of 5 percent, instead of attempting to show the dollar impact.

Also, assessing units, which do reassessments every year at the same uniform percentage of value need to send disclosure notices once every three years, rather than annually.

Chapter 469 - eliminates the requirement that the locally approved application and order for correction of certain clerical errors and unlawful entries on tax rolls be filed with the State Comptroller.

Chapter 370 - changed the methodology used by the State Board of Real Property Services for establishing ag assessment values for organic soils (muck) to the value of organic soil group A shall be two times the base ag assessment value for mineral group 1A.

Chapter 535 - provides for a real property tax exemption for temporary greenhouses. A "temporary greenhouse" is defined as specialized agricultural equipment having a frame work covered with demountable polyethylene or polypropylene materials or materials of a polyethylene or polypropylene nature which is specifically designed, constructed and used for agricultural production.

Chapter 315 - extends the Real Property Tax credit to eligible farmers who are acquiring property by land contract and who have paid taxes on that property pursuant to that contract.

Chapter 462 - reauthorizes the Ag building exemption to the year 2009.

Chapter 411 - requires that a notice be provided on the RP5217 that a purchaser is buying lands within an agricultural district.

Chapter 361 - allows the adoption of a local law by a county, city, town or village and school district by resolution to exempt the value of infra structure improvements in residential developments. i.e. streets, sewers, drainage facilities and any other facilities required by the municipality to be installed in a residential subdivision, as noted on the plot plan filed for the subdivision. Good for three years or until certificates of occupancy are issued.

Chapter 298 - amends the partial real property tax exemption for property owned by senior citizens with limited incomes. Allow municipalities the option to increase the maximum income ceiling to \$19,500. This would also affect the sliding scale.

Chapter 56 - changed the definition of income for STAR purposes to mean Federal Adjusted Gross Income minus any taxable IRA distributions. The latest available income tax return should be used.

Chapter 433 - provides that a qualifying veteran with a service - connected disability who is receiving the alternative veterans exemption need not reapply for that exemption unless his or her disability rating changes.

Chapter 15 - allows the Governor to extend locally applicable dead lines for the payment of taxes, applications, reports and other documents by executive order upon the request of the chief executive officer of a municipality or district during a declared state of emergency. It also allows that the state may compensate the municipality or district for loss of interest or investment income due to the extension.

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Ways & Means

Date: October 28, 1998

Resolution is requested to transfer \$1,200 from Central Services Copying Account No. A1670.415 to Central Services U.P.S. Account No. A1672.4 to cover charges to this account for the remainder of the year. Charges by various departments have been running higher than usual this year.

For further information regarding this matter, contact:

Linda J. Canfield, Clerk of the Board
Name/Department

268-9222
Telephone No.

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Planning & Development

DATE: 10/9/98

The Employment & Training Center is requesting that the Board of Legislators approve a resolution for the transfer of funds within the following appropriation accounts :

Appropriations

<u>From</u>	<u>To</u>	<u>Amount</u>
CD6291.101 Title IIB Work Experience Wage	CD6290.101 Title IIA Adm. Personal Service	3,000.00
CD6291.101 Title IIB Work Experience Wage	CD6290.201 Title IIA Adm. Equipment	1,000.00
CD6291.101 Title IIB Work Experience Wage	CD6290.474 Title IIA Adm. SDA expense	3,000.00
CD6291.101 Title IIB Work Experience Wage	CD6290.802 Title IIA Adm. Staff Retirement	1,000.00
CD6690.476 Title III EDWAA Contractual	CD6291.474 Title IIA Participant support/serv.	9,000.00
CD6393.101 DSS Jobs Personal Service	CD6292.101 Title IIA Training Personal service	30,000.00
CD6690.476 Title III EDWAA Contractual	CD6292.474 Title IIA Training Contractual	18,000.00
CD6393.802 DSS/Job retirement	CD6292.802 Title IIA Training Retirement	5,000.00
CD6690.476 Title III EDWAA Contractual	CD6393.475 DSS Jobs/Contractual	6,000.00
CD6690.476 Title III EDWAA Contractual	CD6690.101 Title III EDWAA Personal Services	8,000.00
CD6690.476 Title III EDWAA Contractual	CD6690.806 Title III EDWAA Hosp/Med. Ins.	2,000.00
	TOTAL	\$86,000.00

FISCAL IMPACT:

For further information regarding this matter, contact:

Jerry L. Garmong, Employment and Training

Name and Department

268-9240

Telephone Number

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Public Safety

DATE: Oct. 20, 1998

Request a resolution by the Board to allow the following fund transfers:

From: Contingency	To: 3150.423 Jail Food	\$20,000
From: Contingency	To: 3150.447 Jail Medical	18,500
From: Contingency	To: 3170.447 Other Correctional Agencies	<u>20,000</u>
	TOTAL	\$58,500

These accounts are all affected by the size of the inmate population each year.

This year we experienced a severe overcrowding situation which led to the shortfall in each of these accounts.

FISCAL IMPACT:

Decrease to Contingency by \$58,500.

For further information regarding this matter, contact:

L.W. Scholes/ Sheriff
Name and Department

268-9200
Telephone Number

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

Committee: Human Services

Date: October 21, 1998

The Health Department requests a resolution to accept \$20,000 from the New York State Department of Health. This money is a first year grant to begin transitioning the Physically Handicapped Children's Program (PHCP) into a Children with Special Health Care Needs Program (CSHCN). The grant year is October 1, 1998 through September 30, 1999. The money will be appropriated as follows:

.1	Personal Services	\$13,000
.2	Equipment	\$1,500
.4	Contractual	\$5,500
.8	Fringe Benefits	\$ -0-

Fiscal Impact: None

For further information regarding this matter, contact:

Johannes Peeters, Public Health Director

Name and Department

X247

Telephone #

MEMORANDUM OF EXPLANATION

INTRODUCTION NO: _____
(CLERK'S USE ONLY)

COMMITTEE: PUBLIC WORKS

DATE: OCTOBER 23, 1998

Request the following transfer be made from County Road Fund to Road Machinery Fund. Transfer necessary due to numerous equipment repairs in 1998.

FROM:

County Road Account D5110.408 \$20,000.00

TO:

Road Machinery Account DM5130.408 \$15,000.00

Road Machinery Account DM5130.411 \$ 5,000.00

FISCAL IMPACT: \$0

For further information regarding this matter, contact:

**Richard A. Young
Superintendent**

(716)268-9230

RAY/ymr

John M.

**NOT
APPROVED**

WAYS & MEANS COMMITTEE

OCTOBER 26, 1998

OCT 30 1998

Present: Nielsen; Bennett; Burdick; Heineman; Regan; Myers; Saylor; Walchli;

This meeting was held at 12:30 p.m. prior to the regular session of the Board of Legislators.

A motion was made by Burdick, seconded by Bennett and carried, to go into executive session to consider the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation.

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

John m.

**NOT
APPROVED**

NOV 20 1998

WAYS & MEANS COMMITTEE

NOVEMBER 17, 1998

Present: Nielsen, Burdick, Heineman, Myers, Sylor, Truax, Walchli;

The minutes of the October 28 and October 30, 1998 meetings were approved on a motion by Sylor, seconded by Truax, and carried.

Robert Wright, Real Property Tax Director, requested a resolution in support of the resolution sponsored by the New York State Association of Counties requesting a moratorium be placed upon legislation granting real property tax and taxable status date exemptions. Approved on a motion by Burdick, seconded by Myers and carried. **Prepare resolution.**

Mr. Wright also presented an application for a refund of taxes as follows:

BOLIVAR: Fimbel, John (Doering, Albert J. & Irene E.); Parcel No. 298.-3-10.1. There was an assessment of an improvement on this parcel which was actually located on a different parcel. This is a clerical error, Real Property Tax Law Section 550(2)(a), resulting in the following refunds.

Refund of School Tax Paid to County 1998	\$ 97.49
Refund of Town & County Tax 1998	376.59
Refund of Town & County Tax 1997	393.92
Refund of Town & County Tax 1996	76.18

The refunds were approved on a motion by Truax, seconded by Burdick and carried. **Prepare resolution.**

Mr. Wright noted that his office received letters from the Genesee Valley, Fillmore, and Friendship school districts regarding automated school tax relieving computer programs. Legislator Myers suggested that letters be sent to these school districts stating that the issue is being investigated. Mr. Wright agreed to follow-up.

The committee discussed with Assistant County Attorney Daniel Guiney the referral from the Technology Committee relative to the purchase of the new telephone

system. The bid specifications require that a survey be conducted of all telephone stations in order to arrive at the final contract price. The survey would have to be conducted prior to the award of the contract, and to this end, a letter of authorization to conduct the survey should be given to Ronco. In addition, it was agreed that a joint resolution with the Technology Committee awarding the contract for the purchase of a new telephone system from Ronco and identifying the funding source, would be presented to the full board at either the December 14 or December 28 board meeting.

County Treasurer Jim Mulholland addressed the funding for the new telephone system and recommended the issuance of bond anticipation notes over a five year period. The payback would be approximately \$50,000 per year.

A motion was made by Heineman, seconded by Sylor and carried, to issue the letter of authorization and to award the contract to Ronco. **Prepare resolution.** The resolution to approve the issue of bond anticipation notes will not be required until sometime in the New Year, and will be considered by the Ways and Means Committee at its January, 1999 meeting.

John Margeson, County Administrator, addressed the committee on behalf of Christina Boss, Youth Bureau Director. Mr. Margeson presented information with referrals from the Resource Management Committee requesting the committee to co-sponsor several resolutions approving various 1999 Special Delinquency Programs, Youth Initiatives Programs, Municipal Youth Service Programs and County Contract Service Programming, which have been recommended by the Allegany County Youth Board. (See attached.) Approved on a motion by Truax, seconded by Myers and carried. **Prepare resolution.**

The following referral from the Planning and Development Committee was presented by John Margeson, County Administrator, requesting a resolution to transfer \$2,500 from A6430.474 Economic Development to A1680.429 Central Service Computer for the purpose of participating in the cost to develop, house, and maintain an Allegany County Web Page. Approved on a motion by Heineman, seconded by Truax and carried. **Prepare resolution.**

Discussion was held on the designation of the official newspapers for 1999. A motion was made by Sylor, seconded by Truax and carried, to request the County

Attorney to prepare a resolution for the Designation of Official Newspapers for the publication of local laws, etc. required to be published in 1999.

Linda Canfield, Clerk of the Board, noted she had received two bids for the printing and binding of the 1998 Journal of Proceedings. The first was from the Reporter Company of Walton, New York in the amount of \$7.35 per page. The second bid was from Sun Publishing Company of Alfred, New York in the amount of \$7.98 per page. A motion was made by Heineman, seconded by Truax and carried, to accept The Reporter Company bid of \$7.35 per page.

The following referral from the Public Works Committee was presented requesting a Capital Project be established for work to be done for the Town of New Hudson on Mount Monroe. Year #1 work includes putting binder and seal coating on .90 miles of road. The county share of \$49,240 is to be appropriated from the fund balances of the following capital projects: H5237, H5238, H5239, H5240, H5241, and H5244. Legislator Burdick moved the request with a second by Legislator Myers. After considerable discussion, Mr. Nielsen stated he could support the request if the words, "Year #1" were removed. Heineman moved and Truax seconded to amend the request by removing the words, "Year #1." The motion carried with Burdick opposing. The request as amended was approved on a motion by Truax, seconded by Myers and carried, Opposed: Saylor. Prepare resolution.

The legislators' vouchers for per diem and expenses covering the period September 29 through October 26, 1996 were reviewed and approved for payment on a motion by Burdick, seconded by Truax and carried.

A motion was made by Truax, seconded by Myers, and carried, to go into executive session in order to discuss the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. Following the executive session, there being no further business to discuss, the meeting was adjourned.

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Ways & Means

DATE: 11/1798

A resolution is requested in support of the resolution sponsored by the New York State Association of Counties requesting a moratorium be placed upon legislation granting real property tax and taxable status date exemptions.

There have been many bills introduced into the state legislature proposing new real property tax exemptions. While these exemptions help a small portion of the people in a municipality, the assessed value of these exemptions are shifted to all others in the municipality raising the tax rates. There are other forms of tax relief, such as, income tax circuit breakers, tax credits, funding provided for state mandates and programs such as STAR where the municipality would be reimbursed for exempted value.

Bills regarding exemptions and taxable status date have been on the increase. These bills would circumvent taxable status date by allowing exemptions to be applied for and granted at anytime during the year. These bills pose problems in the grievance process, administration and levy of taxes. These bills should be halted, or taxable status date should be eliminated, allowing new construction and property transfers to be added anytime during the year as well.

A moratorium should be placed on these types of legislation until these issues can be studied so as to benefit both the taxpayers and municipalities in New York State.

FISCAL IMPACT: None

For further information regarding this matter, contact:

Robert L. Wright - Real Property Tax Service
Name and Department

Ext. 381
Telephone Number

1 1998 FALL CONFERENCE
2 INTERGOVERNMENTAL RELATIONS 98-3

3
4 RESOLUTION REQUESTING A MORATORIUM BE PLACED UPON
5 LEGISLATION GRANTING REAL PROPERTY TAX AND TAXABLE STATUS
6 DATE EXEMPTIONS
7

8
9 WHEREAS, there has been a rapid increase in the number of proposed
10 bills granting real property and taxable status date exemptions; and
11

12 WHEREAS, legislation of this nature, while offering fiscal relief to a small
13 portion of the general population, collectively erodes local tax bases; and
14

15 WHEREAS, municipalities are under constant pressure to financially
16 support state mandated programs, as well as keep real property taxes at
17 reasonable levels; and
18

19 WHEREAS, other forms of financial relief can be offered to taxpayers
20 granted real property and taxable status date exemptions:
21

22 NOW, THEREFORE, BE IT RESOLVED, that the New York State
23 Association of Counties requests that a moratorium be placed upon the
24 enactment of legislation granting real property tax and taxable status date
25 exemptions until a state task force is formed to study the long term effects of
26 such legislation as well as alternative forms of tax relief; and
27

28 BE IT FURTHER RESOLVED, that the New York State Association of
29 Counties shall forward copies of this Resolution to Governor George E. Pataki,
30 the New York State Legislature and all others deemed necessary and proper.

MEMORANDUM OF EXPLANATION

INTRODUCTION NO: _____

(CLERK'S USE ONLY)

COMMITTEE: PUBLIC WORKS

DATE: NOVEMBER 4, 1998

Request Capital Project be established for work to be done for the Town of New Hudson on Mount Monroe. ~~XXXXXX~~ work includes putting binder and seal coating on .90 miles of road.

First Year Work Total Estimate	\$57,930.00
County Share 85%	\$49,240.00
Town Share 15%	\$ 8,690.00

The county share of \$49,240.00 is to be appropriated from the fund balances of the following capital projects; H5237, H5238, H5239, H5240, H5241, and H5244.

FISCAL IMPACT: \$49,240.00

For further information regarding this matter, contact:

Richard A. Young
Superintendent

(716)268-9230

RAY/ymr

NYS Office of Children & Family Services

Mission - preventing delinquency through positive youth development.

Funding - is determined annually and allocated to County Youth Bureaus.

-there are currently two funding streams accessed by Allegany County.

-the state will only reimburse municipalities; therefore not-for-profits must contract ~~with~~ with a municipality.

1999 NYS OCFS funding total is \$152,779. ~~with~~

Special Delinquency Prevention Programs (SDPP)

-funding for programs that target youth with well defined needs.

100% reimbursement.

For 1999 SDPP allocation is \$37,651.

See Appendix A

Youth Development/Delinquency Prevention (YDDP)

-programs designed to provide leisure time activities and to generally enhance the quality of life for youth. Includes four funding categories.

50% matching reimbursement.

For 1999 YDDP allocation is \$115,128.

Initiative

-for new or expanding service defined programs
1999 initiative allocation is \$14,675.

See Appendix B

Service

-organized activity which has for its purpose the detection, prevention, or treatment of delinquency of youth or other services directed toward youth development.

1999 service allocation is \$38,890.

See Appendix C & D

Recreation

-programs operated for the filling of leisure time for the purpose of athletic skill development, refreshment of strength and spirit, relaxation play, or as a diversion from the daily routines of life. Usually municipality operated.

1999 recreation allocation is \$43,660.

Administrative

-funding used to offset the administrative costs of running the youth bureau.

1999 administrative allocation is \$17,903.

Appendix A

1999 SPECIAL DELINQUENCY APPLICATIONS

AGENCY	PROGRAM TITLE	NATURE OF PROGRAM	TOTAL PROGRAM BUDGET	FUNDS REQUESTED	1998 AWARD	YOUTH BOARD RECOMMENDATION
Allegany Council on Alcoholism <i>Youth served in 1997 - 1883 Up to this point in 1998 - 892</i>	Prevention Ed/Referral	Classroom instruction and activities by drug and alcohol educator.	52,823.00	3,500.00	3,500.00	\$ 3,500.00
Whitesville Central School <i>Youth served in 1997 - 84 Up to this point in 1998 - 44</i>	Youth mentor/intern	At-risk youth will experience shadowing activities or internships both inside and outside the school.	59,219.00	3,775.00	3,775.00	\$ 3,000.00
Allegany Co. Mental Health <i>Youth served in 1997 - 105 Up to this point in 1998 - 99</i>	Compeer Program	Adult volunteer is paired up with an emotionally troubled youth. The two meet weekly to increase the youths social skills and self-esteem.	11,925.00	7,155.00	6,974.00	\$ 7,500.00
Allegany Co. Employment & Training <i>Youth served in 1998 - 6</i>	STEP/PECE	Provides academic support, life skills, and work experience to youth ages 14-18 through the summer.	13,500.00	13,500.00	7,500.00	\$13,500.00
ACCORD <i>new program</i>	Parents First	Parenting teens will be provided with educational support & follow up services to improve their parenting roles & relationship with their children.	18,600.00	9,300.00	New	\$ 5,000.00
ACCORD <i>new program</i>	TASA	At-risk teens will be provided with individual case management, educational support & follow up services.	6,302.00	6,302.00	New	\$ 3,151.00
Allegany County Youth Bureau		Conference expenses for Youth Board members to attend 1999 Youth Board Conference.		2,000.00	New	\$ 2,000.00
Gil's Hills	Cooperative Youth Club	Provides case management, Big Brother/Big Sister and vocational training for youth ages 5-17 who are involved in family conflicts, abuse and self destructive behavior.		-0-	9,000.00	Did not apply
BOCES	Environmental Educational	Summer program which employs delinquent prone youth to work in Environmental Education Center in Belmont. Youth will acquire employment skills and good work habits		-0-	3,500.00	merged w/E&T

Appendix B

1999 YOUTH INITIATIVES PROGRAMMING SUMMARY

<u>AGENCY</u>	<u>PROGRAM TITLE</u>	<u>NATURE OF PROGRAM</u>	<u>TOTAL BUDGET</u>	<u>FUNDS REQUESTED</u>	<u>1998 AWARD</u>	<u>BOARD RECOMMEND</u>
Town of Wellsville <i>Youth served in 1997 - 276 Up to this point in 1998 - 175</i>	Dance/Theatre Program	provides 26 weeks of dance lessons to area children in tap, ballet, jazz, modern. operate a children summer theatre program.	26,332.00	13,166.00	\$4,423.00	\$ 2,425.00
Literacy Volunteers <i>Youth served in 1997 -191 Up to this point in 1998 - 104</i>	Peers helping peers	high school teens tutoring other students who have an identified reading and/or writing skills difficulty.	22,105.00	4,762.00	4,500.00	\$ 4,500.00
Youth for Christ <i>Up to this point in 1998 - 160</i>	"Max" Youth Center	Teen centers located in a couple different locations to provide leisure time activities.	35,713.00	8,000.00	7,500.00	\$ 7,750.00
			\$49,339.00	\$15,720.00	\$13,941.00	\$14,675.00

Appendix C

1999 COUNTY CONTRACT SERVICE PROGRAMMING SUMMARY

AGENCY	PROGRAM TITLE	NATURE OF PROGRAM	TOTAL BUDGET	FUNDS REQUESTED	1998 AWARD	BOARD RECOMMEND
Allegheny Arts Assn. <i>Youth served in 1997 - 538</i> <i>No numbers yet for 1998</i>	Summer Arts Festival	a hands-on arts experience for children 6-20 yrs old. Will be conducted by local artists during the summer months.	\$5,000.00	\$2,500.00	\$2,000.00	\$ 2,250.00
Allegheny Council <i>Youth served in 1997 - 52</i> <i>Youth served in 1998 - 44</i>	Week of Alternatives	5-day summer camp which provides educational and entertaining activities to promote healthy self-concepts and a drug-free lifestyle.	22,730.00	4,700.00	4,700.00	\$ 4,700.00
BOCES <i>Youth served in 1997 - 19</i> <i>Youth served in 1998 - 17</i>	Government for Youth	legislative internship program for high school students.	33,331.00	4,000.00	3,300.00	\$ 3,300.00
Camp Fire Council <i>Youth served in 1997 - 360</i> <i>2nd quarter in 1998 - 107</i>	Self-Reliance Program	provide age-appropriate self-help, prevention skills to elementary age children.	3,000.00	1,500.00	1,250.00	\$ 1,250.00
Girl Scouts <i>Youth served in 1997 - 392</i> <i>Up to this point in 1998 - 150</i>	Especially for You	to prevent/reduce teen pregnancy through enhanced communication between parents and youth by providing programs in decision-making and problem-solving.	98,567.00	1,000.00	1,000.00	\$ 1,000.00
Houghton College <i>Youth served in 1997 - 123</i> <i>Up to this point in 1998- 60</i>	First STEP	building 5th-8th graders self- concept and esteem by ropes course activities outdoor living.	10,960.00	5,250.00	5,250.00	\$ 5,250.00
Houghton College <i>Youth served in 1997 - 57</i> <i>Youth served in 1998 - 64</i>	STEP	building high school teens self-concepts and esteems by doing physical work and outdoor living.	20,724.00	6,500.00	6,500.00	\$ 7,500.00
NYSO <i>Youth served in 1997 -327</i> <i>1st quarter in 1998 - 34</i>	Special Olympics	opportunity to build and develop mentally handicapped youth's athletic and social skills.	5,000.00	500.00	500.00	\$ 500.00
Allegheny Council <i>1st quarter in 1998 - 19</i>	Natural Helpers	Teens trained to help peers with coping and decision-making skills for day-to-day living.	17,054.00	3,641.00	3,641.00	\$ 3,640.00

Appendix D

1999 MUNICIPAL YOUTH SERVICE PROGRAMMING SUMMARY

<u>AGENCY</u>	<u>PROGRAM TITLE</u>	<u>NATURE OF PROGRAM</u>	<u>TOTAL BUDGET</u>	<u>FUNDS REQUESTED</u>	<u>1998 AWARD</u>	<u>BOARD RECOMMEND</u>
Village of Cuba <i>Youth served in 1997 - 56 Up to this point in 1998 - 64</i>	A Sound Beginning	a preschool and childrens story hour library awareness and activities for children.	\$9,962.00	\$4,981.00	\$2,800.00	\$ 3,000.00
Town of Wellsville <i>Youth served in 1997 - 276 Up to this point in 1998 - 175</i>	Dance/Theatre Program	provides 26 weeks of dance lessons to area children in tap, ballet, jazz, modern. operate a children summer theatre program	26,332.00	13,166.00	\$4,423.00	\$ 2,500.00
Village of Wellsville <i>Youth served in 1997 - 1500 Up to this point in 1998 - 300</i>	Youth Aid Officer	to prevent/reduce criminal and/or delinquent behavior by providing educational programs and investigating cases dealing with juvenile offenders/ attempts to divert youth away from the juvenile justice system.	34,969.00	17,484.00	\$4,000.00	\$ 4,000.00
			\$271,728.00	60,583.00	\$37,423.00	\$38,890.00

1999 Office of Children & Family Services Recreation Applications

MUNICIPALITY	1990 YOUTH POP.	1999 LOCAL ELIG.	1999 PROG. BUDGET	1999 LOCAL REQUEST	1998 AWARD	1999 AWARD
Town of Alfred	367	\$ 436.73	-	-	-	-
Village of Alfred	3039	\$ 3,616.41	\$ 4,500.00	\$ 2,250.00	\$ 2,250.00	\$ 2,250.00
Town of Allen	135	\$ 160.65	-	-	-	-
Town of Alma	288	\$ 342.72	\$ 1,200.00	\$ 345.00	\$ 340.00	\$ 350.00
Town of Almond	417	\$ 496.23	\$ 5,037.00	\$ 1,259.00	\$ 500.00	\$ 515.00
Village of Almond	136	\$ 161.84	\$ 5,037.00	\$ 1,259.00	\$ 500.00	\$ 515.00
Town of Amity	416	\$ 495.04	\$ 4,160.00	\$ 1,040.00	\$ 550.00	\$ 615.00
Village of Belmont	295	\$ 351.05	\$ 4,160.00	\$ 1,040.00	\$ 550.00	\$ 615.00
Town of Andover	287	\$ 341.53	\$ 2,440.00	\$ 876.00	\$ 300.00	\$ 450.00
Village of Andover	356	\$ 423.64	\$ 2,440.00	\$ 876.00	\$ 300.00	\$ 450.00
Town of Angelica	166	\$ 197.54	-	-	-	-
Village of Angelica	295	\$ 351.05	\$ 5,579.00	\$ 1,395.00	\$ 0.00	\$ 800.00
Town of Belfast	551	\$ 655.69	\$ 5,155.00	\$ 2,275.00	\$ 810.00	\$ 830.00
Town of Canadea	1197	\$ 1,424.43	\$ 5,155.00	\$ 375.00	\$ 375.00	\$ 375.00
Town of Birdsall	69	\$ 82.11	-	-	-	-
Town of Bolivar	411	\$ 489.09	\$ 30,595.00	\$ 2,670.00	\$ 2,400.00	\$ 2,410.00
Village of Bolivar	453	\$ 539.07	\$ 30,595.00	\$ 4,590.00	\$ 4,100.00	\$ 4,130.00
Town of Burns	180	\$ 214.20	\$ 1,000.00	\$ 250.00	\$ 250.00	\$ 250.00
Village of Canaseraga	239	\$ 284.41	\$ 1,000.00	\$ 250.00	\$ 250.00	\$ 250.00
Town of Centerville	277	\$ 329.63	-	-	-	-
Town of Clarksville	359	\$ 427.21	-	-	-	-
Town of Cuba	555	\$ 660.45	-	-	-	-
Village of Cuba	505	\$ 600.95	\$ 10,652.00	\$ 5,326.00	\$ 1,850.00	\$ 1,880.00
Town of Friendship	793	\$ 943.67	\$ 3,000.00	\$ 1,500.00	\$ 912.00	\$ 945.00
Town of Genesee	570	\$ 678.30	\$ 950.00	\$ 475.00	\$ 475.00	\$ 475.00
Town of Granger	177	\$ 210.63	\$ 3,910.00	\$ 150.00	\$ 150.00	\$ 150.00
Town of Grove	132	\$ 157.08	-	-	-	-
Town of Hume	501	\$ 596.19	\$ 3,910.00	\$ 1,805.00	\$ 970.00	\$ 980.00
Village of Fillmore	142	\$ 168.98	-	-	-	-
Town of Independence	338	\$ 402.22	\$ 2,905.00	\$ 975.00	\$ 490.00	\$ 490.00
Town of New Hudson	255	\$ 303.45	-	-	-	-
Town of Rushford	379	\$ 451.01	\$ 7,200.00	\$ 2,675.00	\$ 1,200.00	\$ 1,230.00
Town of Scio	660	\$ 785.40	\$ 1,450.00	\$ 725.00	\$ 700.00	\$ 725.00
Town of Ward	100	\$ 119.00	-	-	-	-
Town of Wellsville	844	\$ 1,004.36	\$ 56,996.00	\$ 13,000.00	\$ 10,000.00	\$ 10,000.00
Village of Wellsville	1546	\$ 1,839.74	-	-	-	-
Town of West Almond	89	\$ 105.91	-	-	-	-
Town of Willing	428	\$ 509.32	-	-	-	-
Town of Wirt	397	\$ 472.43	\$ 1,600.00	\$ 480.00	\$ 470.00	\$ 480.00
County of Allegany	18344	\$ 21,829.36	\$ 23,000.00	\$ 11,500.00	\$ 11,500.00	\$ 11,500.00
			\$ 222,691.00	\$ 59,361.00	\$ 42,192.00	\$ 43,660.00

Appendix E

John M.

NOT
APPROVED

WAYS & MEANS COMMITTEE

NOV 2 1998

OCTOBER 30, 1998

PRESENT: Nielsen; Burdick; Truax; Regan; Bennett; Myers; Heineman; Saylor;

A draft resolution entitled "Ratifying and Approving Board Chairman's Submission of Application to New York State Housing Trust Fund Corporation for Federal Grant for Home III Program; Approval of Agreement with New York State Housing Trust Fund Corporation for Home III Program; Appropriating Grant in Aid to an Account Designated by County Treasurer; Approval of Accord Corporation as Administrator of Home III Program" was presented for consideration. This resolution has been approved by the Planning and Development Committee and the appropriation of grant-in-aid funds of \$400,000 requires Ways and Means Committee approval also.

Approved on a motion by Saylor, seconded by Heineman and carried.

Meeting adjourned.

John M.

NOT
APPROVED
DEC 3 1998

WAYS & MEANS COMMITTEE

NOVEMBER 30, 1998

Present: Nielsen; Burdick; Truax; Regan; Bennett; Myers; Heineman; Sylor; Walchli;

Linda Canfield presented a request to transfer \$10,000 from Risk Retention Fund Account No. CS1933.4 Claims Approved by Supreme Court to Account No. CS1937.4 Expert or Professional Services in order to cover any further legal fees which may be submitted by Block and Colucci for fiscal year 1998. This request will be presented to the Personnel Committee for approval on December 7th. Approved on a motion by Truax, seconded by Myers and carried. Prepare resolution.

A referral was considered from the Human Services Committee requesting a resolution to appropriate additional grant funds to the Early Intervention Services Account No. A4060.4 in the amount of \$79,000, \$9,678 of which is to be provided by the county by a transfer from Health Department Account No. A4010.409 (Fees). Revenue accounts to be increased by a like amount, as detailed on the attached memorandum of explanation. Approved on a motion by Truax, seconded by Bennett and carried. Prepare resolution.

Another referral was considered from the Human Services Committee requesting a resolution to increase the Health 5-A-Day Nutrition Account No. A4082.8 to appropriate additional grant moneys received in the amount of \$457.00., with a like amount to Revenue Account No. 3474.0. Approved on a motion by Truax, seconded by Regan and carried. Prepare resolution.

A motion was made by Truax, seconded by Bennett and carried, to go into executive session in order to consider the medical, financial, credit, or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. Following the executive session, a motion was made by Truax, seconded by Heineman and carried, to return to regular session.

A motion was made by Truax, seconded by Sylor and Burdick, to appoint Daniel J. Guiney as Allegany County Attorney effective December 31, 1998, at an annual salary of \$75,000. Motion carried. Prepare resolution.

Meeting adjourned.

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Personnel and
Ways & Means

Date: November 30, 1998

Resolution is requested to transfer \$10,000 from Risk Retention Fund Account No. CS1933 Claims Approved by Supreme Court to Account No. CS1937 Expert or Professional Services. This account, from which legal fees charged by Block & Colucci are paid, is almost depleted. It is possible we may receive more invoices from Block & Colucci before year-end, but actual amounts are not known. Therefore, it is recommended that \$10,000 be transferred to cover costs for the remainder of 1998.

For further information regarding this matter, contact:

Linda J. Canfield, Clerk of the Board
Name/Department

268-9222
Telephone No.

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services DATE: 11/18/98

The Health Department requests a resolution increasing the appropriations in A4060.456 (Early Intervention Services) an additional \$79000.00.

Revenue accounts should be increased as follows:

A02.1620.05	EI-Medicaid	\$50560
A02.1620.06	EI-Private Ins	9085
A10.3401.07	State Aid	<u>9678</u>
	Total	\$69323

FISCAL IMPACT: \$9678 County monies.

For further information regarding this matter, contact:

Johannes Peeters
Name and Department

Ext 247
Telephone Number

5/94

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's Use Only)

COMMITTEE: Human Services DATE: 11/18/98

The Health Department requests a resolution transferring monies as follows:

Coroners A1185.430 (Per Diem) to A1185.100 (P. Services) \$1815.00

Community Health Assessment
 A4047.201 (Equip) to A4047.419 (Printing) 423.00

Breast Health Partnership
 A4071.409 (Fees) to A4071.800 (Fringe) 753.00

The Department also requests a resolution increasing the Nutrition Grant (A4082) appropriations by \$457.00. These monies will be appropriated to Fringe Benefit accounts. The grant is reimbursed at 100%.

FISCAL IMPACT: None

For further information regarding this matter, contact:

Johannes Peeters
Name and Department

Ext 247
Telephone Number

5/94

John m.

WAYS & MEANS COMMITTEE

NOVEMBER 10, 1998

NOT
APPROVED

DEC 3 1998

PRESENT: Nielsen; Burdick; Regan; Bennett; Myers; Heineman; Saylor; Walchli;

A motion was made by Burdick, seconded by Regan and carried, to go into an executive session in order to consider the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation.

Following the executive session, a motion was made by Bennett, seconded by Regan and carried, to appoint Brenda Hotchkiss of Belmont, New York, as Clerk of the Board of Legislators, at an annual salary of \$37,000, effective December 31, 1998. County Attorney is requested to prepare a resolution.

Meeting adjourned.

John M.

NOT
APPROVED

DEC 29 1998

WAYS & MEANS COMMITTEE

DECEMBER 23, 1998

PRESENT: Burdick; Regan; Bennett; Myers; Heineman; Saylor; Walchli;

The minutes of the November 10, 17, 30, December 14, 1998 minutes were approved on a motion by Regan, seconded by Saylor and carried.

A motion was made by Regan, seconded by Myers and carried, to have an attorney/client consultation with Dan Guiney. Following the attorney/client consultation, a motion to return to regular session was made by Heineman, seconded by Bennett and carried.

A motion was made by Heineman, seconded by Regan and carried, to approve an agreement between the County and Ronco Communications and Electronics, for the installation of a new telephone system in the amount of the base bid, i.e. \$220,528. The resolution will be presented to the full board for consideration at the December 28, 1998 board meeting.

County Treasurer Mulholland requested the renewal of the indirect cost allocation plan contract with DMG for 1998 and 1999 at a cost of \$6,500 per year. Approved on a motion by Regan, seconded by Saylor and carried. Prepare resolution. The Clerk of the Board noted that this contract is paid from her A1040.4 account and only \$6,000 was budgeted for 1999. This will require a transfer at a later date.

The Clerk of the Board requested approval to transfer \$107.00 from A1040.424 to A1040.201 to cover the balance of the cost of a computer workstation in her office. Approved on a motion by Bennett, seconded by Heineman and carried. This transfer will be handled by the County Treasurer under the year-end balancing of accounts resolution.

Robert Wright, Real Property Tax Director, reviewed with the committee various departmental charges, such as tax map fees, and computer work.

Linda Canfield presented the following committee referrals:

A referral from the Human Services Committee requesting a transfer of funds in the amount of \$33,000 from Child Welfare Account No. A6119.4 to Purchase of

Service Account No. A6070.4 as detailed on the attached Memorandum of Explanation. Approved on a motion by Heineman, seconded by Myers and carried. **Prepare resolution.**

A referral from the Resource Management Committee asking for the Ways & Means Committee's consideration, an opinion of the State Attorney General which suggests permanently affixed carports and utility sheds may be subject to property assessment and taxation. It is felt that the assessment of unsightly structures may prompt their removal and a general improvement in appearance of some properties. Legislator Lucas also distributed and discussed a memo relating to this issue. Following further discussion, a motion was made by Myers, seconded by Regan and carried, **to refer this matter to the County Attorney and the State Attorney General** to give an opinion on the enforcement of this type of assessment.

The legislators' vouchers for per diem and expenses covering the period October 27 through November 23, 1998 were approved on a motion by Regan, seconded by by Heineman and carried.

Meeting adjourned.

MEMORANDUM OF EXPLANATION

Intro No. _____
(Clerk's Use Only)

COMMITTEE: Human Services Committee DATE: 12/16/98

This is to request a transfer of funds in the amount of \$33,000 from the Child Welfare Account 6119.4 to Purchase of Service Account 6070.4.

This transfer is for the purpose of continuing funding for the CCSI (Coordinated Children's Services Initiation) Project. This project is a collaborative effort among the following groups: Office of Community Services, Finger Lakes Parent Network and DSS, with oversight by a multi-agency Unified Services Committee.

The services provided are intensive and flexible; designed to keep emotionally ill children in their homes, rather than in institutional placement. This preventive approach was shown to have saved \$135,800 in placement costs during its' 10 months of operation. This figure reflects net savings after considering the DSS \$33,700 first year contribution.

The amount of DSS contribution for 1999, we project, will be far exceeded by the reduction in the Child Welfare account caused by the transfer, based upon first year data.

The amount of DSS contribution pays for just over ½ of the CCSI budget. The balance of funds comes from a grant and the Office of Community Services.

Of 19 children served in the first 9 months of operation 17 either were in or would have been in DSS custody and placed outside the home. Only one of the 19 children served needed to be returned to care outside the home/placed in care outside the home. Please see attached report for cost savings data.

FISCAL IMPACT: The amount requested to support CCSI in 1999 is \$700 less than the \$33,700 allocated in 1998. This is 64% reimbursable. The County share is \$12,133. The projected cost savings in Child Welfare (A6119.4) by continuing the project is \$226,131, which is the actual annualized amount of DSS savings, based upon the first 9 months of actual results. The County share of those savings will be \$58,549 (apply 22% factor).

For further information regarding this matter, contact:

Margaret A. Cherre, Social Services
Name and Department

268-9307
Telephone Number

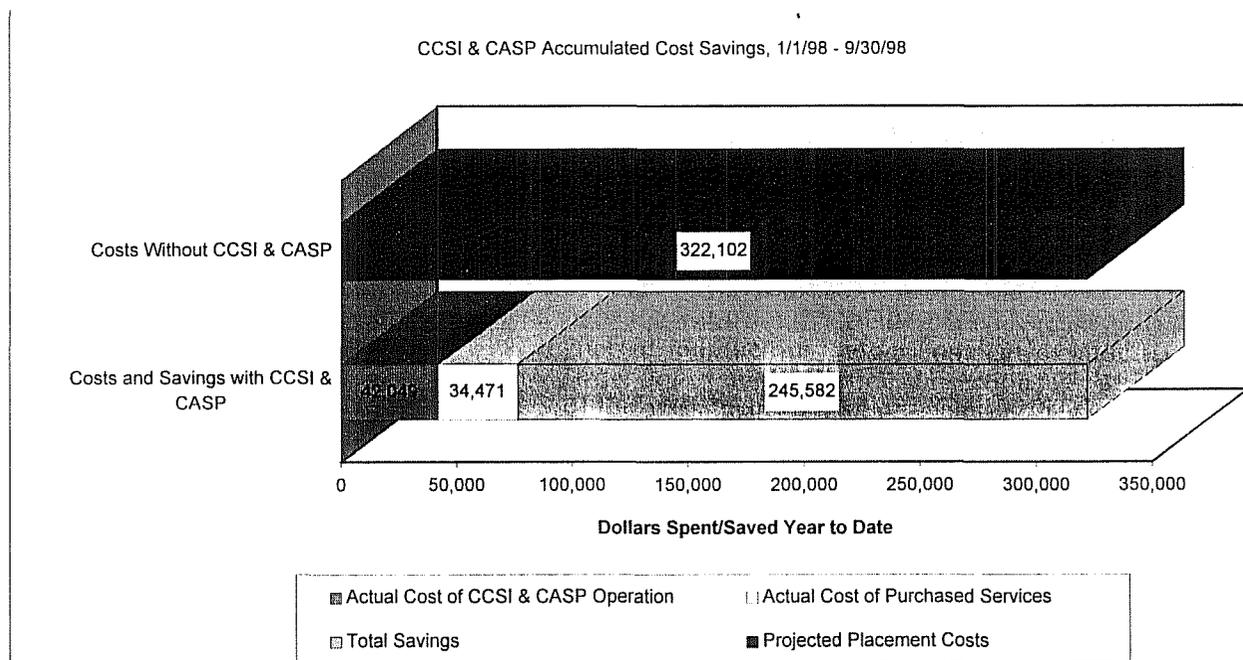
<-----Cost Savings Per Individual----->

Child	Cost at Prior/Likely Placement Level for Length of CCSI/CASP Service	Cost of DSS Purchase of Individ Aftercare Services	Cost Savings
1	56,841	0	56,841
2	108,791	15,795	92,996
3	18,018	600	17,418
4	28,566	0	28,566
5	49,813	7,290	42,523
6	2,438	2,012	427
7	19,988	5,554	14,434
8	19,988	5,554	14,434
9	4,012	3,976	35
10	710	0	710
11	8,316	0	8,316
12	440	0	440
13	440	0	440
14	440	0	440
15	440	0	440
16	440	0	440
17	1,731	1,267	464
18	410	0	410
19	280	0	280

322,102 42,049 280,053 Total YTD Gross Cost Savings

34,471 Actual YTD Cost of CCSI & CASP Operation

245,582 Net YTD Cost Savings as a Result of CCSI & CASP



To: Ways and Means Committee , members and chairman
From: Preston Lucas, Resources Committee member 
cc: John Margeson, County Administrator
Resource Committee , members
John Walchli, Chairman
Robert Wright , Director real property tax
Date: Wednesday, December 23, 1998

Subject: Economic Development Retreat , county appearance "Clean Up" by an appeal to civic pride and, property assessment ? A carrot and stick approach ?

1, Following up on the Economic Development Retreat proposals for improving the appearance of the County, the Resource Management Committee has requested the Cooperative Extension Director to explore the implementation of an ongoing education and promotion effort to enlist the county property owners and residents to manage their real properties in a way that enhances the beauty of the county's landscape and the value of all real property. The response has been positive and they believe that a program of this type can be applied to both Cattaraugus, and Allegany County.

The intent will be to appeal to a common pride and to encourage every one to be good neighbors by arranging to shield any of the items that they value , that some may consider unsightly and may lower the value of there neighbors property. This could be accomplished by planting ever green trees or by relocating these items on the property so that they could not be seen from the road .

Perhaps a phrase or slogan can be found to emphasize this common effort to enhance the value of private property and the beauty of nature , that would echo the " Good neighbors keep good fences" that was used in the past , when it was most important that fences be maintained to assure that live stock did not get into your neighbors crops or gardens.

2, The purpose of this memo and my appearance before you today is to seek the Ways and Means Committees assistance in exploring the possibility of using real property tax assessment as a way of putting some pressure on property owners, to encourage them to cooperate with the program out lined above. In discussing the difference in appearance between different areas in Pennsylvania, I learned that they have a property tax law that allows there assessors to place a value on any size building as long as it still had a roof. On discussing this with Mr. Wright , he confirmed that New York has similar laws, and produced the attached pages from the

The location of movable machinery or equipment outside a building is not a basis for denying an exemption, for which it otherwise qualifies pursuant to this section. 7 Op.Counsel S.B.E.A. No. 53.

74. Mines and minerals—Generally

Mines belonging to the state, though leased by it, are excluded from the definition of real estate. 1913, Op.Atty.Gen. 519.

Minerals in place are real property. 4 Op.Counsel S.B.E.A. No. 77.

75. — Oil and gas rights

Unexercised oil and gas rights reserved to grantor in Allegany State Park, title to the surface of which is in the State, are taxable. 1940 Op.Atty.Gen. 320.

Oil and gas rights are regarded as real property for taxation purposes. 4 Op.Counsel S.B.E.A. No. 77.

76. Mobile homes or trailers—Generally

Trailers or mobile homes may validly be classified as real property for tax purposes. New York Mobile Homes Ass'n v. Steckel, 1961, 9 N.Y.2d 533, 215 N.Y.S.2d 487, 175 N.E.2d 151, 86 A.L.R.2d 270, motion denied 10 N.Y.2d 814, 221 N.Y.S.2d 517, 178 N.E.2d 231, appeal dismissed 82 S.Ct. 685, 369 U.S. 150, 7 L.Ed.2d 782.

Prior to the enactment of former subd. 6 a of section 2 of the Tax Law, now subd. 12 of section 102 of this chapter, trailers at a trailer camp were not "realty" subject to taxation, and assessments of trailers were illegal and void. Erwin v. Farrington, 1955, 285 App.Div. 1212, 140 N.Y.S.2d 379. See, also, Stewart v. Carrington, 1953, 203 Misc. 543, 119 N.Y.S.2d 778.

Trailer or mobile homes which are or can be used for residential, business, commercial or office purposes may become taxable real property. Panarello v. Board of Assessors of Town of Newburgh, Orange County, 1970, 64 Misc.2d 967, 316 N.Y.S.2d 403.

Former subd. 6 a of section 2 of the Tax Law, defining real estate to include

house trailers and providing for assessment of trailers to the owners of the land on which they were located was valid and assessments of trailers as realty were legal. Feld v. Hanna, 1956, 4 Misc.2d 3, 158 N.Y.S.2d 94. See, also, Bengell v. Douglas, 1955, 2 Misc.2d 361, 157 N.Y.S.2d 461.

Trailer houses, like any other property, are subject to taxation. New York State Trailer Coach Ass'n v. Steckel, 1955, 208 Misc. 308, 144 N.Y.S.2d 82, reversed on other grounds 3 A.D.2d 643, 158 N.Y.S.2d 179.

Separate valuation of trailers or mobile homes may not be considered as part of all the taxable real property of lighting district unless located on exempt land and separately assessed pursuant to Town Law, § 202-c. 21 Op. State Compt. 595, 1965.

Trailers or mobile homes may be taxed as part of the real property on which they are situated. 18 Op.State Compt. 457, 1962.

A mobile home, which is taxable real property pursuant to subd. 12(g) of this section, remains subject to real property taxation despite ownership by a serviceman entitled to the protection of the Soldiers' and Sailors' Civil Relief Act, 50 U.S.C.A. App. § 501 et seq. 5 Op. Counsel S.B.E.A. No. 27.

A double-wide trailer is properly classified as real property pursuant to subd. 12(b) of this section. 4 Op.Counsel S.B.E.A. No. 62.

Dwellings or mobile homes, not owned by the state, but placed on land owned by the state or by a public authority, are taxable in the name of the owner of the improvements. 3 Op.Counsel S.B.E.A. No. 101.

A camper should be considered taxable real property if it is located in one spot on a year-round basis and if it is used as a permanent residence or for business purposes. 2 Op.Counsel S.B.E.A. No. 30.

77. — Attachments to realty

A trailer house which is mounted on a foundation and has its mobile power removed becomes a house and is taxable as real property. New York State Trail-

er Coach Ass'n v. Steckel, 1955, 208 Misc. 308, 144 N.Y.S.2d 82, reversed on other grounds 3 A.D.2d 643, 158 N.Y.S.2d 179.

Trailers on land rented for living accommodations may be taxed as real property if circumstances show that owner intends to have them there with some permanence, especially if affixed to land, even if registered with Bureau of Motor Vehicles. 5 Op.State Compt. 158, 1949.

78. — Sales tax treatment

This section's classification of mobile homes as "real property" for real estate tax purposes is not determinative of status of mobile homes under Tax Law § 1105. Broadway Mobile Home Sales Corp. v. State Tax Commission, 1979, 67 A.D.2d 1029, 413 N.Y.S.2d 231.

79. — Time within assessing unit

Trailers are taxable as real property unless located in the tax district less than 60 days or are for sale and unoccupied. 10 Op.State Compt. 354, 1954.

A "double-wide trailer", assembled in two parts, on a frame, was not the type of structure within the purview of former subd. 6-a of section 2 of Tax Law, and thus need not be located within the boundaries of an assessing unit for at least 60 days prior to taxable status date in order to be placed on the assessment roll. 4 Op.Counsel S.B.E.A. No. 62.

80. Modular home units

Model modular home units, which are situated on property for display and sale purposes only, which are unoccupied and without connections to, or provisions for sewer and water, and which are not affixed to land, do not constitute real property for tax purposes. Panarello v. Board of Assessors of Town of Newburgh, Orange County, 1970, 64 Misc.2d 967, 316 N.Y.S.2d 403.

81. Paper equipment and facilities

A concrete tank, 68 feet high and 30 feet in diameter, which is owned by a so-called 9-A corporation, and which rests on a concrete foundation and is used in processing paper pulp, is taxable

real property. 1 Op.Counsel S.B.E.A. No. 90.

82. Railroads and railroad structures

Bridge erected by railroad on its own land in order to provide an underpass for city street was owned by railroad and was taxable as such, where it was used to carry only railroad's own traffic, though city had paid more than its share for construction of the bridge in return for railroad's withdrawal of its objections to the extra width of the bridge. People ex rel. Lehigh Valley Ry. Co. v. Woodworth, 1947, 296 N.Y. 288, 73 N.E.2d 26.

Former subd. 6 of section 2 of the Tax Law [now subd. 12 of this section] while it included all railroad structures, etc., in the definition of land and real estate property, did not include equipment, and in this respect it was contrary to the definition of "railroad" contained in section 2 of the former Public Service Commission Law [now Public Service Law § 2] which specifically included equipment. People ex rel. Dexter Sulphite Pulp, etc., Co. v. Hughes, 1927, 246 N.Y. 35, 157 N.E. 922, reargument denied 246 N.Y. 539, 159 N.E. 642, remittitur denied 247 N.Y. 576, 161 N.E. 189.

A railroad's right of way, including tracks, switches and the entire superstructure, is real property. People v. Tax Com'rs, etc., 1886, 101 N.Y. 322, 4 N.E. 127. See, also, 1902, Op.Atty.Gen. 278.

The superstructure of an elevated railway is real property. People v. Tax Com'rs, etc., 1880, 82 N.Y. 459.

The tracks of a railroad laid in a highway may be assessed to the railroad as real estate. People v. Causity, 1871, 46 N.Y. 46.

Embankment, bridges, abutments, pilings, station platforms, permanent tracks and structures constructed on realty of railroad as incidental to and part of elevation of railroad pursuant to Syracuse Grade Crossing Elimination Act, L.1929, c. 656; L.1928, c. 825; L.1936, c. 439, were taxable as "realty" belonging to railroad, notwithstanding that public safety was promoted by elevation of railroad, as against contention that structures were constructed for benefit of

Chapter 260 of the Laws of 1927, adding a subdivision 3-a to then section 4 of the Tax Law. The term "taxation" was not defined statutorily until 1953 (L.1953, c.876). The latter amendment was drafted in response to requests from owners of otherwise wholly exempt real property to clarify their liability for "district" charges. Apparently, two judicial opinions construing the liability of such properties for those charges had prompted the owners of these properties to seek legislative change (cf., *People ex rel. New York School for the Deaf v. Townsend*, 173 Misc. 906, 18 N.Y.S.2d 865 (S.Ct., Westchester Co. 1940), *aff'd*, 261 App.Div. 841, 25 N.Y.S.2d 1002 (2d Dept. 1941), *aff'd*, 298 N.Y. 645, 82 N.E.2d 37 (1948); and *Rector v. Town of Eastchester*, 197 Misc. 943, 99 N.Y.S.2d 991 (S.Ct., Westchester Co., 1950)).

To eliminate any confusion, the Legislature added a definition of "taxation" to specifically include "charges whether known as 'taxes' or 'assessments'," but excluded from the definition "assessments levied to pay for the costs . . . of acquisition, installation. . . of . . . the following improvements. . .". Included in the list following were (a) water supply and distribution systems, and (b) sewer systems.

This definition of "taxation" became a law on April 20, 1953. On the same day, chapter 868 of the Laws of 1953 took effect. That chapter established authority for the creation of county water districts. Special provision was made for the "taxation" of such district property in section 271 thereof. The language of that section was identical to current section 272 of the County Law, save that the latter is applicable to county special districts of all types while the former applied only to county water districts. (Current section 272 is a generalization of specific provisions added with respect to county sewer (L.1954, c.794) and drainage districts (L.1955, c.429), as well.) We believe the Legislature must be deemed to have had knowledge of its definition of "taxation" in the Tax Law which became law the same day the assessment of county special district property was limited for purposes of "taxation."

An examination of the Governor's "Bill Jacket" with respect to chapter 876 of the Laws of 1953 (copy on file with the State Board) indicates that the issues of exemption, taxation and the like were thoroughly reviewed prior to introduction, legislative passage and executive approval. No exception was made with respect to the liability of one special district for capital costs of another special district. It is clear that this possibility had been recognized. In a memorandum dated March 27, 1953, Edward Uthe, Executive Secretary of the Association of Towns of the State of New York objected to the proposed definition of "taxation", in part, on the ground that "it is difficult to determine. . . the effect of this legislation on properties now covered by Section 4, subdivision. . . 3-a. . ." (i.e., the exemption afforded

real property of "public districts"). However, we conclude that the Legislature, by its silence on the matter, intended such property, like other wholly exempt property, to bear a share of certain charges of special districts (see, e.g., McKinney's Statutes, *supra*, §74, and cases cited therein).

Based on the facts presented, the property of the county water district is liable for town, county and school district taxes on the basis of an assessed valuation for land only (there being no improvements other than those installed by or on behalf of the district). It is liable for the special assessment, which includes an ad valorem component imposed by or on behalf of the county sewer district for the purpose of capital costs based on assessed valuation. The assessed valuation to be used in calculating the ad valorem component of this special assessment must include both land and improvements, that is, both the value of the land and the value of the water treatment plant. (As noted previously, the county water district would be liable only for the capital costs of acquisition and construction of the sewer system improvements, being exempt from charges for the cost of operation and maintenance (Real Property Tax Law, §§ 410, 490)).

April 10, 1981

7 Op. Counsel SBEA No. 30

Real property, definition of (carports) ~~(utility sheds)~~—Real Property Tax Law, §102(12)(b):

Carports or utility sheds meeting criteria for real property are not rendered personal property merely because of ease of removal.

Section 300 of the Real Property Tax Law provides that all real property in this State is subject to taxation "unless exempt therefrom by law." Real property is defined in paragraph (b) of subdivision 12 of section 102 of that Law to include "[b]uildings and other articles and structures, substructures and superstructures erected upon, under, or above the land, or affixed thereto. . . ." We have been asked whether carports and utility sheds may be assessed and taxed as real property.

The courts have generally applied a threefold test in determining whether an article or structure is so attached to the land that it constitutes real property:

1. Is it actually annexed to the realty or to something appurtenant to the realty?
2. Is it adapted to the use or purpose to which that part of the realty with which it is connected is put?
3. Did the party installing it intend to make a permanent accession to the freehold?

See, e.g., *People ex rel. National Starch Mfg. Co. v. Waldron*, 26 App. Div. 527, 50 N.Y.S. 523 (2d Dept., 1898); *People ex rel. New York Edison Co. v. Wells*, 135 App. Div. 644, 119 N.Y.S. 1057 (1st Dept., 1909), *aff'd*, 198 N.Y. 607, 92 N.E. 1097 (1910).

An examination of the property will generally suffice for the purpose of determining annexation and adaptation. Concerning the third test, it is our opinion that it is not necessary that an addition be intended to be perpetual in order for it to constitute real property. It is sufficient that the addition be intended to be affixed to the land for the period of the land's current use or until superseded by a replacement article (see, 6 Op. Counsel SBEA No. 62, regarding movability and the "useful life" of an article). The mere fact that the addition could be removed is not sufficient to exclude the addition from the real property classification. Where the addition is indistinguishable from similar additions except for this possibility of removal, it should be treated the same as these other, "permanent" additions (*People ex rel. Herzog v. Miller*, 170 Misc. 1063, 11 N.Y.S.2d 572 (S.Ct., New York Co., 1939), *aff'd*, 258 App. Div. 724, 15 N.Y.S.2d 141 (1st Dept., 1939)).

The two types of structures in question, carports which are bolted down but can be easily removed and aluminum sheds bolted to a concrete floor, would be susceptible to the same analysis. Each is attached to the land on which it sits. The carport and shed would obviously serve the convenience of some resident or user of the realty (i.e., each is designed or adapted for the use of the property to which connected). The carport appears to be a permanent addition in the sense that it is intended to remain in place so long as its usefulness continues. Likewise, sheds bolted to a concrete floor are generally intended to remain standing for their useful lives.

However, in certain situations, a shed may clearly be intended to be temporary (e.g., a storage shed at a construction site). Such transitory uses necessitate an investigation by the assessor of the purposes for which the shed is intended. Again, the mere possibility of removal does not dictate that the shed is not real property.

March 13, 1979

7 Op. Counsel SBEA No. 31

Assessment roll, form (computer printout) (microfiche record maintenance)—Real Property Tax Law, §502:

The use of microfiche for the production and public inspection of assessment rolls and tax rolls is permissible under the Real Property Tax Law. However, each assessing unit and tax collecting municipality must produce at least one hard copy of the tentative and final assessment rolls and the tax roll.

We have been asked to consider whether computer generated assessment rolls and tax rolls, supported by microfiche record maintenance, satisfy the various requirements of the Real Property Tax Law and the provisions of special acts applicable to Nassau County.

Many of the provisions of the Real Property Tax Law which mandate the form and contents of assessment rolls and tax rolls were enacted long before the development of either computers or microfiche. For example, portions of section 502, which prescribes the form of the assessment roll, are the same as they were in the last century including the requirement that the assessor make certain "entries" on the roll (see, e.g., L.1892, c.202). Section 904, which is substantially similar to another turn-of-the-century statute (see, e.g., L.1900, c.158), provides that the warrant authorizing and directing the collecting officer of a city or town to collect taxes must be "annexed" to the assessment roll.

Thus, these statutes contemplate both manual entries on the roll and a physical annexation of the warrant to the roll, at which time the assessment roll becomes the tax roll (§904(1)). Provisions in the County Government Law of Nassau County (see, e.g., §607) and the Nassau County Administrative Code (see, e.g., §§5-3.0, 6-7.0) similarly refer to a physical annexation of the warrant to the roll.

More recent statutes also provide for the physical annexation of material to the tax roll. For example, the administrative correction and errors procedure (Real Property Tax Law, Article 5, title 3), requires annexation to the tax roll or warrant of both an application for correction and the order of the tax levying body with respect thereto (§554(6)). In contrast, other recent statutes and administrative regulations make reference to and contemplate computer assisted assessment (Real Property Tax Law, Article 15-B; Local Finance Law, §11.0(53-1); see also, 9 NYCRR 192).

We are thus presented with the question of whether modern technology is compatible with an established administrative system based upon long-standing statutory law. Given the enactment of laws such as Article 15-B of the Real Property Tax Law, it is our opinion that the provisions in the Real Property Tax Law (and corresponding pro-

John M.
**NOT
APPROVED**

WAYS & MEANS COMMITTEE

DEC 15 1998

DECEMBER 14, 1998

Present: Burdick; Truax; Regan; Bennett; Myers; Heineman; Sylor; Walchli;

A motion was made by Truax, seconded by Bennett and carried, to have an attorney/client consultation with Assistant County Attorney Guiney. Following the consultation, a motion was made by Truax, seconded by Sylor and carried, to return to regular session.

Mr. Guiney noted that the Human Services Committee recently approved a two year food service contract for the Office for the Aging Nutrition program, covering the years 1999 and 2000. The 1999 County Budget includes funds for this Contract, and a resolution co-sponsored by the Ways & Means Committee, will be required to approve the Contract and to indicate it is the board's present intent to appropriate sufficient funds in the 2000 County Budget to cover the cost of the Food Service Contract for that year. Approved on a motion by Truax, seconded by Sylor and carried. Prepare resolution.

Also discussed was a referral from the Resource Management Committee to appropriate a grant of \$40,985 from the NYS Department of Parks, Recreation and Historic Preservation for the development and maintenance of snowmobile trails within the county. A motion was made by Regan, seconded by Bennett and carried, to appropriate these funds to an account to be established by the County Treasurer, and to request the County Attorney to prepare a resolution.

A motion was made by Bennett, seconded by Regan and carried, to go into executive session in order to consider the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. Following the executive session, a motion was made by Truax, seconded by Myers and carried, to return to regular session.

The Clerk of the Board requested the committee's approval to fill the Senior Account Clerk Typist position in her office which will become vacant at the end of the year. Following discussion, a motion approving this request was made by Sylor, seconded by Truax and Bennett and carried.

Meeting adjourned.