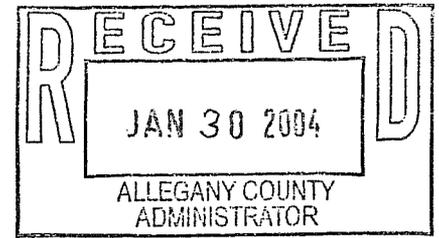


NOT
APPROVED

WAYS & MEANS COMMITTEE

January 28, 2004

 [Click to Search
or push Ctrl F](#)



Committee Members Present

K. Nielsen, C. Crandall, J. Graffrath, B. Reynolds, D. Russo, J. Palmer

Others Present

R. Bennett, E. Burdick, D. Button, M. Cherre, R. Christman, W. Dibble, J. Margeson, B. Morris, S. Myers, S. Presutti, D. Reynolds, B. Rigby, T. Ross, E. Ruckle

Media Present

A. Carlson – Cuba Patriot, D. LeBlanc – Olean Times Herald, K. Torok – Wellsville Daily Reporter

Approval of Minutes

The December 29, 2003 minutes were approved on a motion by Reynolds, seconded by Crandall and carried.

Request to Fill Position

Robert Christman, County Clerk, presented a request to fill a position that was previously tabled at the December 29 Ways and Means Committee meeting. Mr. Christman requested permission to fill the position of Senior Index Clerk. The employee who previously held this position accepted a position in another office. The employee in the County Clerk's Office with the greater seniority and skill (Index Clerk position) has been performing the Senior Index Clerk duties since July 2003 and has since passed the exam for this position. The Index Clerk position is being eliminated and will not be filled. The request was approved on a motion by Reynolds, seconded by Russo and carried.

Tax Correction

Steven Presutti, Real Property Tax Service Agency Director, presented a request to have the following parcels removed from the tax rolls because they have been combined with other parcels:

TOWN OF GENESEE
Fin Point Club

Tax Map Number: 284.-1-38./1
Charge Back: \$446.43

TOWN OF GENESEE
Fin Point Club

Tax Map Number: 284.-1-38./2
Charge Back: \$386.90

TOWN OF GENESEE
Robert W. Miller

Tax Map Number: 271.-1-46.22
Charge Back: \$1,507.40

TOWN OF GENESEE
Donald & Dora Stewart

Tax Map Number: 297.-1-28.14
Charge Back: \$570.43

TOWN OF GENESEE
Kenneth Noel Shaffer

Tax Map Number: 296.-1-6
Charge Back: \$64.48

TOWN OF GENESEE
Jerald Harrier, Sr.

Tax Map Number: 298.-1-2.3
Charge Back: \$520.83

The request was approved on a motion by Graffrath, seconded by Reynolds and carried. Pursuant to Resolution No. 97-02, a resolution would be required because the action results in a complete removal of tax. **Prepare Resolution**

Request to Attend Conference

Mr. Presutti requested approval to attend the NYS Real Property Tax Directors' Conference in Albany from February 1-3. Mr. Presutti has to maintain his certification, and attendance at the conference is part of the continuing education requirement. The New York State Office of Real Property reimburses the County for Mr. Presutti's expenses. The request was approved on a motion by Graffrath, seconded by Reynolds and carried.

Committee members requested Brenda Rigby to send a memorandum to all Department Heads requesting that they submit any requests to attend conferences now with the following information attached to any requests:

1. A list of conferences that are mandatory to maintain certifications, licenses, etc. for 2004.
2. A summary of why each conference is required and what entity requires it.
3. An estimate of how much money will be required to attend the mandatory conferences.
4. Identify where the money to finance the conferences will come from.

Real Property Tax Fee Schedule

Mr. Presutti indicated that he has been working with Attorney Daniel Guiney to increase the fees for copies of tax maps. Mr. Presutti noted that local law governs the fee schedule. A motion was made by Russo, seconded by Crandall and carried to proceed with the necessary paperwork to increase the fees. **Prepare Resolution**

Tax Sale Properties

Legislator Reynolds asked if a parcel goes for tax sale, could the County keep the property if they want it. Ms. Ross indicated that they could keep the title if they wish. We do not have to put it up for auction or sell it if we do not want to.

Request to Fill Position

Terri Ross, County Treasurer, presented a referral from the Finance Committee wherein she requested approval to fill a part-time, temporary position for approximately six weeks while two employees are out on medical leave. The request was approved on a motion by Reynolds, seconded by Graffrath and carried.

REFERRALS FROM OTHER COMMITTEES

Human Services Committee

The Social Services Department requests approval to fill an Account Clerk Typist position. The vacancy was created by a December 31, 2003 retirement. This Account Clerk Typist is responsible for paying utility vendors for temporary assistance recipients with direct utility payments, paying child care providers, and paying all bill for DSS representative payee cases. The accounting unit cannot process all required payments in a timely fashion without this position (one of four Account Clerk Typists in this unit); late payments will result in a multitude of problems for vendors, staff, and clients. The request was approved on a motion by Crandall, seconded by Palmer and carried.

The Health Department requests a resolution approving a contract with the Erie County Department of Health whereby ECDOH will provide Public Health Preparedness/Response to Bio-terrorism deliverables as specified in the contract. The contract totals \$20,250; however, no County dollars are involved. The request was approved on a motion by Crandall, seconded by Graffrath and carried. **Prepare Resolution**

The Health Department requests a resolution approving a renewal service contract with McGuinness and Associates, Inc. for the Pre-School Special Education Program software. The total cost is \$11,700 for 12 months or \$975 per month or \$75 per hour. This will save the County approximately \$7,000 per year compared to current costs and is necessary in order for the Department to utilize the software. The request was approved on a motion by Crandall, seconded by Graffrath and carried. **Prepare Resolution**

Personnel and Public Safety Committees

The Sheriff's Office requests approval to fill ten part-time Correction Officer positions. Denis Reynolds, Undersheriff, presented the request indicating that there are currently nine vacant part-time Correction Officer positions. Undersheriff Reynolds indicated that the hope is to increase the pool of available part-time Correction Officers to give the Sheriff's Office more people to contact when a spot needs to be filled. The Sheriff's Office asserts that part-time employees on an hourly basis cost less than overtime or full-time employees, and they want to make sure that there are available part-time Correction Officers to call when possible. Undersheriff Reynolds stated that the upfront costs to equip a part-time officer are \$100-\$200.

Undersheriff Reynolds stated that the Sheriff's Office is sponsoring a Correction Academy beginning February 1. The request is just to fill the pool to hire part-time officers as needed. This will enable us to get them through the Correction Academy. The Academy consists of approximately 160 hours of training and concludes the end of March. Officers do not get paid while attending the academy; the only cost of the Academy is the cost of the instructor. The Sheriff's Office currently has five part-time officers that must complete the training or they can no longer work. The Sheriff's Office would like to notify people on the list of eligible officers that this correction academy is being offered and ask them to attend in case of employment.

Committee members and others present had a lengthy discussion regarding the request to fill ten part-time Correction Officer positions. Some of the concerns expressed include:

1. Past hiring has never shown a reduction in overtime.
2. The pool of part-time Corrections Officers needs to be reduced to those that are actually available.

3. The referral needs to include a plan and written documentation outlining the benefit of increasing the pool of part-time positions. Documentation should include a chart summarizing the use of part-time officers, how many part-time hours were available, how many were used, etc.
4. There is a one-year grace period to complete the academy so there is no rush to fill these positions.
5. The scheduling of deputies still needs to be worked on. The concept and theory of the part-time positions is understandable; however, past history indicates that it will not result in a reduction of overtime.

A motion was made by Palmer, seconded by Graffrath and carried to allow prospective correction officers to participate in the academy without any promise of employment until the paperwork requested can be provided to this committee.

Public Works Committee

The Public Works Committee requests that one or two newsletters covering all County departments be prepared and mailed instead of several departments doing their own. Funds budgeted separately in each department to cover the costs of newsletters should be combined. After a brief discussion, Margaret Cherre, Social Services Commissioner, stated that the Finance Committee has asked them to take this issue to the next Department Head meeting for input.

Technology Committee

The Technology Committee requests the Ways and Means Committee to co-sponsor a resolution to amend the Board Rules last amended by Resolution No. 3-04 on January 12, 2004. On page 40, G. Technology 3.b. replace Clerk of the Board of Legislators with Information Technology Department. The request was approved on a motion by Palmer, seconded by Reynolds and carried.

Prepare Resolution

Legislators' Payroll

The legislators' vouchers for expenses covering the period November 25 through December 31, 2003 were reviewed. The vouchers for expenses covering this period were approved for payment on a motion by Graffrath, seconded by Reynolds and carried.

Executive Session

A motion was made by Graffrath, seconded by Reynolds and carried to enter into executive session to discuss the proposed acquisition, sale or lease of real property. Following the executive session, a motion to return to regular session was made by Reynolds, seconded by Russo and carried.

Sale of Property

A motion was made by Graffrath, seconded by Reynolds and carried to sell the property located at 19 Fairview Avenue in Belmont (Tax Map No.: 172.9-1-78) to the Village of Belmont for \$1.

The Village of Belmont plans to deed the property over to the Habitat for Humanity who will repair and restore the building eventually restoring it to the tax rolls. **Prepare Resolution**

Executive Session

A motion was made by Graffrath, seconded by Reynolds and carried to enter into executive session to discuss matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person. Following the executive session, a motion to return to regular session was by Reynolds, seconded by Russo and carried.

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators

TAX BILL CORRECTIONS FOR THE MONTH OF JANUARY 2004

TOWN	PROPERTY OWNER & TAX MAP #	CURRENT TAX	CORRECT TAX	AMOUNT OF CORRECTION/ REFUND
Genesee	Fin Point Club 284.-1-38./1	\$446.43	\$0.00	Charge Back \$446.43
Genesee	Fin Point Club 284.-1-38./2	\$386.90	\$0.00	Charge Back \$386.90
Genesee	Robert W. Miller 271.-1-46.22	\$1,507.40	\$0.00	Charge Back \$1,507.40
Genesee	Donald & Dora Stewart 297.-1-28.14	\$570.43	\$0.00	Charge Back \$570.43
Genesee	Kenneth Noel Shaffer 296.-1-6	\$64.48	\$0.00	Charge Back \$64.48
Genesee	Jerald Harrier, Sr. 298.-1-2.3	\$520.83	\$0.00	Charge Back \$520.83

Request to Fill Position

Date: 01/20/04 Committee of Jurisdiction: Finance

I would like to fill the following position:

Title Account Clerk/Typist Department Treasurer's

This position is an:

Existing position? Newly Created Position? created by Resolution # _____

This position will be:

Full Time? Part Time? Permanent? Temporary?

This position will be:

Non Union? Union? covered by the AFSCME bargaining unit.

Grade 7 Step 2 Hourly pay rate \$12.77

Annual salary of position \$ 2,685.00 * Cost of benefits for position \$ 538.00
* six week temporary

Does this position support a mandated program/grant? N

Name of program/grant? _____

Source of funding for position?

100 % County _____ % State _____ % Federal _____ % Other

Amount in current years budget for this position \$ 2,685.00

Reason for need to fill this position at this time?

Two employees off on medical leave at this time. Part-time position will help maintain daily operations.
Position will be part-time for 6 weeks. Costs of benefits listed at hoping to fill with an employee who currently works part-time in Tax Dept and she will then be eligible for benefits. This is 1/2 of benefits for the six weeks.

Department Head Signature 

Date 1/20/2004

BID FORM: TERMS AND CONDITIONS OF SALE

Allegany County will offer for sale various parcels at our annual tax sale held on May 1, 2004, acquired by Allegany County pursuant to the provisions of the New York Real Property Tax Law. All parcels offered for sale are sold "as is" with no representation as to the status of the title. Allegany County will provide a Quit-Claim deed to the parcel which will contain the following language:

The County of Allegany and the Allegany County Treasurer shall in no event be or become liable for any defects in or encumbrances of liens on the title hereby conveyed for any cause whatsoever. No claim or demand of any nature that arises from this sale or any of the proceedings leading hereto shall ever be made against the County of Allegany or the Allegany County Treasurer.

Allegany County will not provide an abstract of title or title insurance and does not warrant that the title is insurable.

Written bids may be submitted for each of the parcels being offered for sale. All written bids must be submitted on this form and must be received by the Allegany County Treasurer's Office no later than 5:00 PM on the day of April 31, 2004. All sealed written bids, timely received by 5pm on April 31, 2004, will be opened on May 1, 2004. A bid deposit representing ten percent (10%) of the bid amount or \$100.00 whichever is greater, must be submitted with the bid in the form of cash, certified check, or its equivalent. Within ten days of the sale, the balance of the bid price, together with any 2004 Town and County taxes (may contain relieves from previous year) and recording costs must be paid to the Allegany County Treasurer's Office by cash, certified check or its equivalent. Failure to tender this balance will result in a forfeiture of the bid deposit and the County will have the right to sell the parcel to someone else. The County of Allegany reserves the right to reject any and all bids at any time. All bids received shall be deemed to be open until final acceptance and approval by resolution of the County Board of Legislators.

Successful bidders will become responsible for all other taxes beginning with the 2004-05 village taxes (June), if applicable, and 2004-05 school taxes (September). Successful bidders also assume responsibility for evicting occupants, if any.

Upon full payment as provided above, the Allegany County Attorney's Office will prepare the Quit-Claim deed which will be recorded by the Allegany County Treasurer's Office in the Allegany County Clerk's Office. After recording, the deed will be mailed to the address as set out in the bid form.

I am the individual submitting a bid as set forth below on this bid form. I have read each of the terms and conditions of sale as set forth above, understand the terms and conditions, and agree to be bound by said terms and conditions in submitting my bid.

DATE: 1/28/04 SIGNATURE OF BIDDER: Terence E. Shively, MAYOR

BID FORM: OFFER TO PURCHASE

Pursuant to the terms and conditions of sale as set forth above, I hereby submit a bid in the amount indicated below to purchase the parcel of property as described below. I have also enclosed a bid deposit in the amount of \$ n/a representing 10% of the amount of bid or 100.00, whichever is greater..

AMOUNT OF BID \$ 1.00 ~~plus current village taxes~~

BIDDER # & NAME: VILLAGE OF BELMONT

ADDRESS: 1 SCHUYLER STREET
BELMONT NY 14813

PHONE: 268-5522

PROPERTY DESCRIPTION:
TOWN: AMITY - 19 FAIRVIEW AVE
ASSESSED TO: RETIREMENT ACCTS (FORMERLY MAYO)
TAX MAP NO: 172.9-1-78

If my bid is accepted, I would like the Quit-Claim deed made out as follows: (Please PRINT each name to be on the deed separately)

VILLAGE OF BELMONT
LAST NAME FIRST NAME MI SOC. SEC. #
LAST NAME FIRST NAME MI SOC. SEC. #

TREASURER'S USE ONLY: MO/CASH/CC/OTHER #
AMOUNT \$
NUMBER OF BIDS #

Request to Fill Position

Date: January 14, 2004 Committee of Jurisdiction: Human Services

I would like to fill the following position:

Title Account Clerk Typist Department Social Services

Will any positions be eliminated? No If yes, which one? _____

This position is an:

Existing position? Newly Created Position? _____ created by Resolution # _____

This position will be:

Full Time? Part Time? _____ Permanent? Temporary? _____

This position will be:

Non Union? _____ Union? covered by the AFSCME bargaining unit.

Grade 7 Step depends on who fills Hourly pay rate Approx. \$12.77/hr

Annual salary of position \$23,241

Cost of benefits for position 29.5% = \$6,856

Does this position support a mandated program/grant? No

Name of program/grant? _____

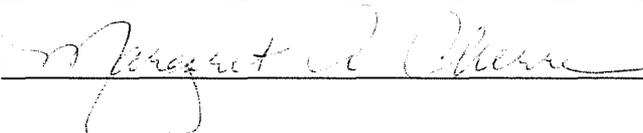
Source of funding for position?

25% County 25% State 50% Federal _____ % Other

Amount in current years budget for this position \$27,471

Reason for need to fill this position at this time?

An Account Clerk Typist retired 12/31/03. This assignment is responsible for paying utility vendors for those Temporary Assistance recipients with direct utility payments, paying child care providers, and paying all bills for our representative payee cases. The Accounting unit cannot process all required payments in a timely fashion without this position (one of four Account Clerk Typists in this unit); late payments will result in a multitude of problems for vendors, staff, and clients.
--

Department Head Signature 

Date 1/14/04

Request to Fill Position

Date: 12/29/03

Committee of Jurisdiction: Public Safety

I would like to fill the following position: 10 positions

Title Part time Correction Officer Department Sheriff

Will any positions be eliminated? NO If yes, which one? _____

This position is an:
Existing position? Newly Created Position? _____ created by Resolution # _____

This position will be:
Full Time? _____ Part Time? Permanent? _____ Temporary? _____

This position will be:
Non Union? Union? _____ covered by the _____ bargaining unit.

Grade _____ Step _____ Hourly pay rate _____

Annual salary of position \$9.00 an hour Cost of benefits for position _____

Does this position support a mandated program/grant? NO
Name of program/grant? _____

Source of funding for position?
100 % County _____ % State _____ % Federal _____ % Other

Amount in current years budget for this position _____

Reason for need to fill this position at this time?

Will save money with the availability of part-time
Correction Officers

Department Head Signature Randolph

Date 12/29/03

MEMORANDUM OF EXPLANATION

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

COMMITTEE: Human Services Committee

DATE: December 10, 2003

The Health Department requests a resolution approving a contract between the Erie County Department of Health (ECDOH) and the Allegany Department of Health, whereby ECDOH will provide Public Health Preparedness/Response to Bioterrorism deliverables as specified in the contract.

Length of Contract: September 1, 2003 – August 21, 2004

Amount of Contract: \$20,250.00

A similar contract between the two parties, as part of an effort by the Western New York Public Health Alliance to improve Public Health Preparedness/Response to Bioterrorism throughout the WNY region, was in effect for 2002-03. Amount of that contract was \$25,000.00.

FISCAL IMPACT: There are no county dollars involved. Funding for this contract is through Public Health Preparedness/Response to Bioterrorism grants provided by the Centers for Disease Control and Prevention.

For further information regarding this matter, contact:

Tom Hull, Deputy Public Health Director

_____ X254

Gary W. Ogden, M.D., Public Health Director

_____ X247

MEMORANDUM OF EXPLANATION

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

COMMITTEE: Human Services Committee

DATE: December 10, 2003

The Health Department requests permission to renew a service contract with McGuinness and Associates, Inc. for the Pre-School Special Education Program software. Total cost is \$11,700 for 12 months or \$975 per month or \$75 per hour. This will save the County approximately \$7,000 per year compared to current costs (\$100 per hour) and is necessary in order for the Department to utilize the software (McGuinness is our interface with NYS SED).

FISCAL IMPACT: Money was budgeted in the 2004 budget

For further information regarding this matter, contact:

Pamela L. Cockle, Accountant - ACDOH

_____ X458

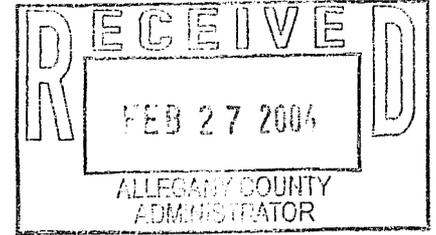
Gary W. Ogden, M.D., Public Health Director

_____ X247

NOT
APPROVED

WAYS & MEANS COMMITTEE

February 25, 2004



Committee Members Present

K. Nielsen, C. Crandall, J. Graffrath, B. Reynolds, D. Russo, R. Truax

Others Present

R. Bennett, R. Belmont, E. Burdick, M. Cherre, W. Dibble, R. Heineman, J. Margeson, B. Morris, S. Myers, T. Norton, G. Ogden, T. Parker, S. Presutti, B. Rigby, D. Roeske, T. Ross, E. Sherman, D. Vespucci

Media Present

A. McCracken – Cuba Patriot

Approval of Minutes

The January 28, 2004 minutes were approved on a motion by Graffrath, seconded by Russo and carried.

Tax Correction

Steven Presutti, Real Property Tax Service Agency Director, presented a request to have the following parcels removed from the tax rolls because the mobile home was combined with the parent parcel and this parcel should have been deleted from the roll:

TOWN OF WELLSVILLE
Miriam VanEtten

Tax Map Number: 252.-1-80./2
Charge Back: \$158.16

The request was approved on a motion by Truax, seconded by Reynolds and carried. Pursuant to Resolution No. 97-02, a resolution would be required because the action results in a complete removal of tax. Prepare Resolution

Annual Tax Sale

Terri Ross, County Treasurer, stated that the annual tax sale would be held on Saturday, May 1, 2004 at the Genesee Valley School. Ms. Ross distributed information on Summit Auction Service, a firm she contacted to consider running the auction. Summit plans to offer the following services:

- Increase Participation: develop and host an information session in the county during the evening to educate and inform prospective buyers. (The price of admission for the seminar will be included in the \$15 price of the bidder's catalog.)
- Expand Marketing and PR Reach: design and place ads in the appropriate county news outlets. Write and distribute press releases regarding the auction. The County would still be responsible for advertising costs.

- **Provide Staff Support on Auction Day:** auctioneer, bid assistants, ring men, clerk.
- **Coordinate Sale Day Technology Needs:** coordinate the addition of a slide presentation to ensure that bidders understand which property is on the auction block at all times. The auction will also be videotaped for added security and legal back up.

Ms. Ross stated that the fee for these services would be a ten (10) percent buyer's premium attached to each sale. If certain properties do not close for any reason, the County will not be obligated to pay the buyers' premium. A motion was made by Graffrath, seconded by Truax and carried approving Summit Auction Service to handle the annual tax sale.

Public Transportation Contract

John Margeson, County Administrator, stated that the contract we had with First Transit/Progressive to provide non-emergency public transportation expired at the end of 2003. There were two respondents to the Request for Proposals published in November to provide public transportation in Allegany County. The respondents were First Transit (current vendor) and MTM, Inc., Lake Saint Louis, MO.

First Transit proposed to operate six fixed routes at the following cost:

<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
\$702,853	\$702,853	\$702,853

MTM proposed to operate six fixed routes at the following cost:

<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
\$790,000	\$790,000	\$790,000

Mr. Margeson stated that there are no County dollars spent on public transportation; it is financed with state aid, federal aid and fare box collections. A motion was made by Reynolds, seconded by Truax and carried to enter into agreement with First Transit to provide non-emergency public transportation in Allegany County. **Prepare Resolution**

REFERRALS FROM OTHER COMMITTEES:

Human Services Committee

The Department of Social Services requests a resolution to revise the burial policy. The action was sought to implement changes to reduce costs in the Social Services Budget. The 2004 Budget was previously changed. Mr. Margeson stated that the Human Services Committee previously approved this referral, and it does not require Ways and Means approval. **Prepare Resolution**

The Department of Social Services requests a resolution approving an agreement with Medical Transportation Management, Inc. (MTM) for the provision of non-emergency medical transportation services in Allegany County. Mr. Margeson stated that the Human Services Committee previously approved this referral, and it does not require Ways and Means approval. **Prepare Resolution**

Public Works Committee

The Public Works Department requests a resolution approving an agreement with the NYSDOT for the preliminary engineering, final design and ROW incidental work for the following: PIN 6753.46, CR 16 over Angelica & Baker Creeks, BINs 3047800 & 3047790. The engineering firm selection process will begin at this time, and funding for the project will be in the 2005 budget. The request was approved on a motion by Graffrath, seconded by Reynolds and carried. **Prepare Resolution**

REQUESTS TO ATTEND CONFERENCES:

Sheriff's Office

NYS School Food Service Seminar
NYS Sheriff's Association Civil Supervisors' Seminar
NYS Sheriff's Association Undersheriffs' Conference

A motion was made by Reynolds, seconded by Russo and carried approving attendance at the above conferences provided that there are no expenses associated with the conferences other than transportation.

Office of Emergency Services

NYS Disaster Preparedness Commission Conference

John Tucker, Director of the Office of Emergency Services, sent correspondence indicating that the above conference is required in order for his office to receive annual federal assistance, and the registration and room are generally covered by the state. Mr. Tucker indicated that he could transfer funds from A3640.411 to cover any expenses not covered by the state. A motion was made by Truax, seconded by Reynolds and carried approving attendance at the conference.

District Attorney's Office

NYS Prosecutor's Training Institute Seminars
Summer College for District Attorneys (Syracuse Law School)
National District Attorneys' Advocacy Center Sessions
NYS District Attorneys' Association Conferences

Terrence Parker, District Attorney, indicated that attendance at these conferences enables the District Attorney and Assistant District Attorneys to obtain some of the continuing legal education credits required by the New York State Court Rules. Mr. Parker further indicated that very little, if any, County money would be used to fund attendance at any of these meetings or trainings. The only exception may be some gasoline expense for sending a departmental vehicle. A motion was made by Reynolds, seconded by Crandall and carried approving attendance at the conferences.

Public Works Department

Town Highway Superintendent's School at Ithaca

After a brief discussion, attendance at the above conference was not authorized.

NYS County Highway Superintendent's Conferences – Summer & Winter

A motion was made by Graffrath, seconded by Truax and carried to approve the attendance at the above summer conference for one employee at an estimated cost of \$700.

NYS Bridge Conference in Syracuse
ABCD – American Bridge Contractors & Designers

David Roeske, Public Works Superintendent, indicated that the above two conferences are needed in order for our engineer to obtain the required continuing education credits. Mr. Roeske stated that any costs associated with attendance at these conferences could be taken out of the Public Works Budget. A motion was made by Graffrath, seconded by Truax and carried to approve attendance at the conferences.

Legislators' Payroll

The legislators' vouchers for expenses covering the period January 1 through January 26, 2004 were reviewed. The vouchers for expenses covering this period were approved for payment on a motion by Graffrath, seconded by Crandall and carried.

Request to Fill Positions

Randal Belmont, Sheriff, requested approval to fill ten (10) vacant part-time Correction Officer positions. Sheriff Belmont distributed information evidencing that part-time employees can cover approximately 19,440 hours per year. The Sheriff stated that the ten part-time correction officers would go into a pool of correction officers that can be called to fill-in for full-time employees. Sheriff Belmont indicated that many of the part-time employees are also employed elsewhere, and part-time employees cannot be mandated to work. The Sheriff asserted that the larger the pool of part-timers the greater the chance to fill the shift with part-time employees. A part-time employee earns approximately \$10/hour whereas the average cost of overtime per full time employee is \$24.81/hour. Sheriff Belmont also distributed spreadsheets summarizing the 2003 overtime and payroll costs for his accounts.

Legislator Crandall made a motion to fill the positions indicating that we are not hiring ten full-time Correction Officers; we are creating a bigger reserve - increasing the number of replacement people on the roster. Reynolds, who indicated that the action has the potential to save taxpayer dollars, seconded the motion. A roll call was taken with Crandall, Reynolds, and Nielsen voting yes, and Russo, Graffrath and Truax voting no. Vice Chairman Bennett voted yes to break the tie and indicated that Chairman Palmer was also in favor of this. **Approval to Fill Positions**

Legislator Myers suggested canvassing for specific shifts and indicated that if the positions were advertised as either daytime or evening hours, people working elsewhere could be placed on the proper list to increase their availability. The Sheriff thought this was a good idea, and Bernard Morris, Personnel Officer, indicated that canvasses could be sent out for specific shifts.

Belvidere Property

Legislator Graffrath expressed concern regarding the appraisal of the County-owned property in Belvidere. Legislator Graffrath indicated that the property south of the Village of Belmont was

appraised as agricultural property, and he felt that the appraisal of \$135,000 for the 2.7-acre lot in Belvidere was high considering that it does not currently have water or sewer. Legislator Graffrath indicated that some developers were interested in the property and suggested that the County consider putting the property out to bid. After a brief discussion, it was noted that the issue belongs in the Facilities Planning and Management Committee. Legislator Reynolds stated that he would also like to see the matter referred to the Planning and Development Committee. **Refer to Facilities Planning and Management, Planning and Development**

Executive Session

A motion was made by Truax, seconded by Reynolds and carried to enter into executive session to discuss the proposed acquisition, sale or lease of real property. Following the executive session, a motion to return to regular session was made by Graffrath, seconded by Truax and carried.

Newsletter

Legislator Reynolds indicated that he attended a Northeast Coalition meeting this past weekend, and one of the other attendees suggested that the legislators produce a simple newsletter that could be mailed to the Supervisors and Mayors. Committee members will continue to talk about the idea.

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators



ALLEGANY COUNTY REAL PROPERTY TAX SERVICE

COURTHOUSE • 7 COURT STREET • BELMONT, NEW YORK 14813
TELEPHONE (585) 268-9381 • FAX (585) 268-9614

www.allcganyc.com

February 10, 2004

STEVEN G. PRESUTTI

Director
Allegany County Treasurer Office
Attn: Terri Ross, Treasurer

TOWN	OWNER OF RECORD	TAX MAP NUMBER	LAND/TOTAL ASSESSMENT	TAX YEAR CORRECTING
Wellsville	Miriam Van Etten	252.-1-80./2	\$8,870	2003

Pursuant to Section 554 / 556 of the Real Property Tax Law, I, as Director of the Real Property Tax Service Agency for Allegany County, am to investigate any claimed error. I am to submit a written report of my finding and my recommendations for action. The following is my report:

This mobile home was combined back in with the parent parcel and this parcel should have been deleted from the roll.

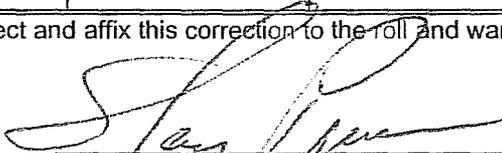
<input checked="" type="checkbox"/>	CLERICAL ERROR		ERROR IN ESSENTIAL FACT		UNLAWFUL ENTRY
-------------------------------------	----------------	--	-------------------------	--	----------------

I therefore recommend that the tax levying body, the Board of Legislators, make an order setting forth the correct tax as shown below and the County Treasurer is directed to make the following charges on her books:

	CORRECTED TAXABLE VALUE	CORRECTED TAX	CHARGE BACK	(For Treasurer Office use)
	\$0.00			
Allegany County		0.00	100.15	A342
Medicaid				A342
Town		0.00	54.71	A430
Fire		0.00	3.30	A430
Village Relevy				A441
School Relevy				A440
Special Districts				
School				A440 (All School \$'s)
Library				A440 (All School \$'s)
Interest & Penalties				A1090 - Interest
				A430 - 2 nd Notice
Total		\$0.00	\$158.16	

I also direct the officer having jurisdiction of the Tax Roll to correct and affix this correction to the roll and warrant, and therefore shall become part thereof.

THIS CORRECTION NEEDS BOARD APPROVAL
(over \$1,000 and/or complete removal of parcel)



Steven G. Presutti, Director RPTS

(For County Administrators Use Only for Refund/Corrections \$1,000 and below, per Res # 97 - 02)

The tax in the amount of \$158.16 was not paid.

A corrected tax in the amount of \$0.00 is due from the applicant.

Dated: _____

Approved by _____

John E. Margeson, County Administrator

OFFICE OF THE
COUNTY ADMINISTRATOR

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

TELEPHONE 585-268-9217

JOHN E. MARGESON, *County Administrator*

FAX 585-268-9623

There were two respondents to the Request for Proposal to provide public transportation in Allegany County. The respondents were First Transit (current vendor) and MTM, Inc., Lake Saint Louis, MO.

First Transit proposed to operate six fixed routes at the following cost:

<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
\$702,853	\$702,853	\$702,853

MTM proposed to operate six fixed routes at the following cost:

<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
\$790,000	\$790,000	\$790,000

It is recommended we contract with First Transit.

MEMORANDUM OF EXPLANATION

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

COMMITTEE: Human Services Committee

Date: February 23rd 11, 2004

The Department of Social Services is seeking action by the County Legislature to revise the burial policy. This action is being sought to implement changes I proposed to reduce costs in my budget.

The details of our proposed changes to payments are attached.

Changes previously made to the budget:

<u>Line Item</u>		<u>Amount</u>
6140	Safety Net	-31,200

FISCAL IMPACT: The budget has already been adjusted, and does not need further modification unless the Legislature chooses not to adopt this or a similar resolution.

For further information regarding this matter contact

Margaret A. Cherre, Department of Social Services
Name & Department

268-9303
Telephone

MEMORANDUM OF EXPLANATION

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

COMMITTEE: Human Services Committee

Date: February 23, 2004

The Allegany County Administrator requests approval of a contract with Medical Transportation Management, Inc. (MTM) to provide public transportation to Allegany County residents. This contract will operate in conjunction with a separate contract with MTM for non-emergency medical transportation services. The contract will be valid from April 1, 2004 through March 31, 2005, with opportunities for three annual extensions. Annual costs are \$310,000 with the potential for modification if the number of riders changes by 10% or more.

The County Attorney will prepare, review, and/or approve of the actual written contract for such services. A partial summary of services to be provided follows.

Customer Services

- Arrange for all non-emergency medical transportation
- At least monthly contact with case managers for behavioral health clients
- Direct contact if repeated no shows
- Quarterly meetings with County staff
- Health care provider education

Administrative Services

- Receive calls requesting transportation 24/7
- Ride eligibility, reservations, trip assignment
- Quality improvement activities
- Vendor recruitment, training, monitoring
- Oversight & expanded reporting
- Contract with and pay vendors and self-transport

Changes to Budget

<u>Budget Line</u>	<u>Original Amount</u>	<u>New Amount</u>	<u>Difference</u>
6101.475	\$552,000 (12 mo)	\$232,500 (9 mo)	(319,500)
4601	\$276,000	\$116,250	(159,750)
3601	\$138,000	\$58,125	(\$79,875)
County Cost	\$138,000	\$58,125	(\$79,875)

FISCAL IMPACT: As shown above on the budget line changes, the County will realize a net savings of \$79,875 with this contract. In addition, we will be able to begin to realize our projected revenue from increased attention to our collection/recoupment activities.

For further information regarding this matter contact

Margaret A. Cherre, Department of Social Services
Name & Department

268-9303
Telephone

MEMORANDUM OF EXPLANATION

INTRODUCTION NO: _____
(CLERK'S USE ONLY)

COMMITTEE: PUBLIC WORKS

DATE: February 04, 2004

Request resolution be prepared approving an agreement with NYSDOT for the Preliminary Engineering, Final Design and ROW incidental work on the above project.

The engineering firm selection process will be begin at this time. Funding for this project will be in the 2005 budget.

FISCAL IMPACT: \$0 at this time

For further information regarding this matter, contact:

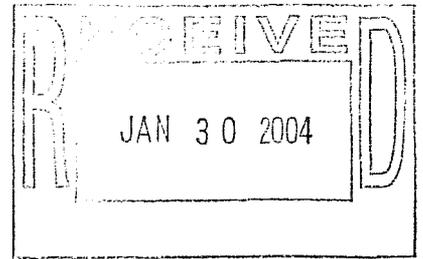
David S. Roeske
Superintendent

(585)268-9230

DSR/ymr



STATE OF NEW YORK
DEPARTMENT OF TRANSPORTATION
107 BROADWAY
HORNELL, N.Y. 14843



PETER E. WHITE, P.E.
REGIONAL DIRECTOR

JOSEPH H. BOARDMAN
ACTING COMMISSIONER

January 28, 2004

Mr. Dave Roeske
Commissioner
Allegany County DPW
7 Court Street
Belmont, New York 14813

Re: **PIN 6753.46**
CR 16 over Angelica & Baker Creeks
BINs 3047800 & 3047790
Allegany County

Dear Mr. Roeske:

Enclosed please find five (5) copies of an agreement and supporting sample resolution and an additional three (3) signature pages covering the preliminary engineering, final design and ROW Incidental work on the above noted project.

Would you please review this material and present it to the County Legislature for their action, returning four (4) signed copies of the agreement and resolution and three (3) additional signed signature pages to this office. A fully executed copy will be returned to you at a later date for your records. The agreements are required to be signed by the Chairperson of the Legislature and the Municipal Attorney and to be notarized. Also a sample resolution is provided noting the County of Allegany's participation in the project. The resolution should be completed by the County of Allegany and returned with the signed agreements.

If you have any questions regarding this material, please contact me at (607) 324-8413.

Sincerely,

A handwritten signature in cursive script that reads "Martin E. Butler".

Martin E. Butler, PE
Local Projects Liaison
MEB:lf
Enclosures

Memorandum of Explanation

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

Committee: Public Safety

Date: February 23, 2004

I request the filling of 10 vacant part-time Correction Officer positions. There has been vacancies created through resignations which put our substitute list for part-time Correction Officers to a very low level. Without the availability of a substantial list of substitute part-time Correction Officers, the mandated time that can be given to the part-time Correction Officers has to go to full time officers at an overtime rate.

Please review the attached documentation.

Fiscal Impact: See enclosed documentation

For further information regarding this matter, contact

Randal J. Belmont, Sheriff
Name and Department

Ext. 200
Telephone Number

By the new contractual agreement employees get the following time off that can be covered by part time employees

Comp. time	240 hours	x	48 jail employees	=	11,520 hours per year
Personal time	32 hours	x	48 jail employees	=	1,536 hours per year
Vacation time	133 hours	x	48 jail employees	=	6,384 hours per year

(Vacation time is an average)

Total hours that can be covered contractual by part time employees **19,440 hours**

Average cost of overtime per full time employee is \$24.81 per hour

The cost to cover the 19,440 hours by overtime is $(19,440 \times \$24.81) =$ **\$485,879.04**

Part time employees:

The number of part time employees needed to cover 19,440 hours is = **19 C.O.'s**
($19,440 / 1040$ hours)

The average cost of part time rate is \$10.00 per hour

The cost to cover the 19,440 hours by part time is $(19,440 \times \$10.00) =$ **\$194,400.00**

It should be noted that our part-time employees support full time employment elsewhere. With employment elsewhere it makes it difficult for our part-time employees to work A-line (12:00 AM to 8:00 AM) and B-line (8:00 AM to 4:00 PM) shifts. Part time employees can not be mandated to work, the larger the pool of part timers the greater the chance to fill the shift with part time employees.

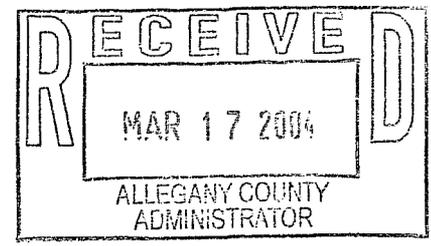
In the last contractual agreement, union members had the ability to build comp. time in excess of 700 hours comp. time per year. The average comp. time hours used in 2003 was 242 hours per union member.

John Margeson

NOT APPROVED

WAYS & MEANS COMMITTEE

March 15, 2004



Committee Members Present

K. Nielsen, C. Crandall, D. Russo, J. Palmer

Others Present

R. Bennett, D. Button, M. Cherre, M. Damiano, W. Dibble, J. Garmong, R. Heineman, J. Margeson, B. Morris, S. Myers, B. Rigby, D. Roeske, T. Ross, E. Sherman, K. Toot

Request to Fill Position

David Roeske, Public Works Superintendent, requests approval to fill an open HMEO-I position. The opening was created when an employee retired, and the Public Works Department would like to fill the position by promoting from within. Filling the HMEO-I position and allowing an entry-level position to become vacant will provide greater flexibility as the remaining employees can perform a wider, more versatile range of duties. The request was approved on a motion by Crandall, seconded by Palmer and carried (Voting No: Russo). Legislator Russo indicated that he was concerned about the appearance of promoting some employees while other positions will be abolished.

Executive Session

A motion was made by Crandall, seconded by Russo and carried to enter into executive session to discuss matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person. Following the executive session, a motion to return to regular session was made by Russo, seconded by Crandall and carried.

Potential Abolishment of 25 Positions

Bernard Morris, Personnel Officer, briefly reviewed the status on the potential abolishment of 25 AFSCME Union positions. Mr. Morris reiterated that the AFSCME Executive Board indicated that they are not interested in reopening the current contract to avoid the possibility of layoffs.

Mr. Morris stated that many of the positions are not entry-level, and there will be employees bumping from one position to another. It is estimated that approximately \$240,000 a year will be saved if the 25 positions are abolished.

Chairman Palmer indicated that a few other legislators and he met with four union representatives this morning, and they requested a statement in writing regarding what the County might accept in lieu of abolishing positions. Committee members requested John Margeson, County Administrator, to send a letter to AFSCME regarding the matter with a request that they respond by March 24.

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators

Request to Fill Position

Date: 03/04/04

Committee of Jurisdiction: Public Works

I would like to fill the following position:

Title HMEOI

Department County Road Fund

Will any positions be eliminated? No If yes, which one? _____

This position is an:

Existing position? X Newly Created Position? _____ created by Resolution # _____

This position will be:

Full Time? X Part Time? _____ Permanent? _____ Temporary? _____

This position will be:

Non Union? _____ Union? X covered by the AFSCME bargaining unit.

Grade 13 Step _____ Hourly pay rate \$12.57 – \$15.23 per hour

Annual salary of position \$26,145.60 – \$31,678.40

Cost of benefits for position \$10,492 - \$12,712

Does this position support a mandated program/grant? No

Name of program/grant? _____

Source of funding for position?

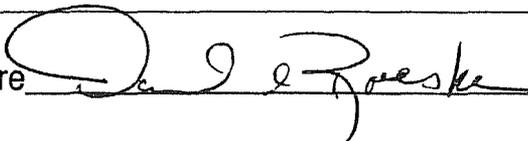
100 % County _____ % State _____ % Federal _____ % Other

Amount in current years budget for this position 100%

Reason for need to fill this position at this time?

To replace the position that became vacant due to the retirement of an employee. This position is vital to this road maintenance crew and is currently being filled with an employee who is being compensated with "Out of Class" pay. This is an internal promotion. There will be no new hires.

Department Head Signature



Date 03/04/05

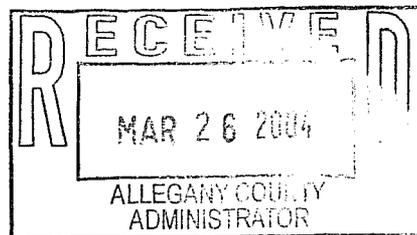
06/17/03

John Margeson

NOT
APPROVED

WAYS & MEANS COMMITTEE

March 24, 2004



Committee Members Present

C. Crandall, J. Graffrath, B. Reynolds, D. Russo, R. Truax, R. Bennett (*Board Vice Chairman*)

Others Present

E. Burdick, J. Case, M. Cherre, W. Dibble, J. Foels, D. Guiney, R. Heineman, J. Margeson, T. Miner, B. Morris, S. Myers, S. Presutti, B. Rigby, D. Roeske, T. Ross -- Members of the Public, AFSCME Union Representatives, Sheriff's Union Representatives

Media Present

A. McCracken – Cuba Patriot; S. Liebler – Wellsville Daily Reporter

Approval of Minutes

A motion was made by Truax, seconded by Russo and carried to amend and approve the February 25, 2004 minutes to include a statement by Legislator Russo. Legislator Russo stated that the second paragraph under "Request to Fill Positions" on page 4 of the February 25 Ways and Means minutes should include a statement that he voted no because he felt that a yes vote would be sending the wrong message to employees whose positions have been and will be abolished.

AFSCME Union Statement

Linda Palmer, Vice President of the AFSCME Union, addressed committee members stating that they have been reviewing committee minutes and looking at expenditures. Ms. Palmer asserted that current spending does not reflect a fiscal crunch, and that the Legislators should be rethinking the appropriations being made. Ms. Palmer indicated that the AFSCME Union membership is appalled at many of the expenditures being approved and asked committee members to justify the expenditures especially when they are proposing the abolishment of 25 AFSCME positions. Ms. Palmer stated that the legislators' votes on various appropriations do not match their claims of a fiscal crisis. Some of the specific issues that Ms. Palmer mentioned included the following:

- Consideration of hiring 17 summer employees for approximately \$67,800. Ms. Palmer believes that the money might better be used to retain positions and indicated that Job trak workers or others might be able to do some of the work.
- Relocation of Development, Planning and Tourism Offices. Ms. Palmer stated that these offices already have office space with all of the needed supporting services right in the County Office Building. Ms. Palmer asked committee members to justify the benefits and necessity of the relocation.
- Expenditures on tourism. Ms. Palmer expressed concern that Tourism has not been cut and indicated that you need a healthy county with a tax base before you extend to tourism – tourism should be considered a luxury for Allegany County right now. Even though Tourism is partially reimbursed, Jesse Case is well paid considering what he does, and the County's Tourism Program should take a second seat to some of our other services that are partially reimbursed.

Legislator Reynolds responded regarding the relocation of offices and indicated that the decision goes into deeper detail than they can imagine. Legislator Reynolds stated that they are trying to create office space so that a public defender can be hired on a full-time basis asserting that assigned counsel could cost us thousands more. Legislator Reynolds also stated that the monthly lease of \$500 a month was no where near the cost of moving the offices, but the IDA is picking up the rest of the cost. Legislator Reynolds stated that the County is trying to create economic development on I-86, and it's a good place for development if we can get infrastructure out there. Legislator Reynolds also responded to Ms. Palmer's concerns regarding tourism stating that Tourism brings in thousands of dollars from I LOVE NY funding so the program is basically funded.

Legislator Crandall, Chairman of Finance and Vice Chairman of Ways and Means, stated that the abolishment of positions was just one option out of a number that have been discussed, but everything has funneled down to the headline issue of 25 positions being eliminated. The personal involvement makes it a difficult issue, and we understand that. There are also many other issues that need to be addressed.

Tax Corrections

Steven Presutti, Real Property Tax Service Agency Director, requested that the committee renew resolution 97-2002 (Delegating Authority for Certain Real Property Tax Refunds and Correction of Tax Bills and Tax Rolls) authorizing the County Administrator to approve real property tax refunds and correction of tax bills and tax rolls under \$1,000. The request was approved on a motion by Truax, seconded by Graffrath and carried. **Prepare Resolution**

Rental or Lease of Real Property

Brenda Rigby, Clerk of the Board, asked if committee members wanted to amend Resolution 74-01 (Authorizing County Administrator, Superintendent of Public Works and County Attorney to Review and Approve Rental or Lease of Real Property) to change paragraph 3 to read a resolution of the Facilities Planning and Management Committee rather than Ways and Means. A motion was made by Truax, seconded by Reynolds and carried approving the suggested amendment. **Prepare Resolution**

Legislators' Payroll

The legislators' vouchers for expenses covering the period January 27 through February 23, 2004 were reviewed. The vouchers for expenses covering this period were approved for payment on a motion by Truax, seconded by Graffrath and carried.

Attorney/Client Consultation

A motion was made by Graffrath, seconded by Reynolds and carried to enter into attorney/client consultation. Following the attorney/client consultation, a motion was made by Graffrath, seconded by Truax and carried to return to regular session.

Tax Sale Properties

Melanie Stuck requested committee members to remove the following properties from the upcoming tax sale auction and allow her to purchase the properties:

Tax Map #172.-1-36.21, Town of Amity, Henry Piwowarczyk
Tax Map #172.-1-36.22, Town of Amity, Henry Piwowarczyk

A motion was made by Truax, seconded by Graffrath and carried approving the purchase contingent on payment of all back taxes, 2004 taxes, \$250 fee, \$75 for attorney fees, plus recording fees (Total Due = \$3,633.74+\$831.95) by April 2, 2004. **Prepare Resolution**

Eva Ricketts requested committee members to remove the following property from the upcoming tax sale auction and allow her to purchase the property:

Tax Map #5.-1-22.2, Town of Hume, Eva Ricketts

A motion was made by Reynolds, seconded by Truax and carried approving the purchase contingent on payment of all back taxes, 2004 taxes, \$100 fee, \$75 for attorney fees, plus recording fees (Total Due = \$2,709.32) by April 2, 2004. **Prepare Resolution**

David Grant requested committee members to remove the following property from the upcoming tax sale auction and allow him to purchase the property:

Tax Map #4.-1-26.3, Town of Hume, David A. Grant

A motion was made by Truax, seconded by Graffrath and carried approving the purchase contingent on payment of all back taxes, 2004 taxes, \$250 fee, \$75 for attorney fees, plus recording fees (Total Due = \$10,746.26) by April 2, 2004. **Prepare Resolution**

It was noted that if the total due is not received in the County Treasurer's Office by 5:00 p.m. on April 2, the properties would be sold at the public auction on May 1.

Relocation of Development, Planning & Tourism Offices

The Planning and Development Committee requests a resolution approving a lease agreement between the Allegany County Industrial Development Agency and Allegany County for the offices of Development, Planning and Tourism to relocate to the Crossroads Commerce & Conference Center located at Route 19, Belmont, New York. A motion was made by Graffrath, seconded by Truax and carried to move the request to the full board for consideration after approval of the lease agreement by the County Attorney. **Prepare Resolution**

Executive Session

A motion was made by Graffrath, seconded by Truax and carried to enter into executive session to discuss matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person.

Status of Abolishing 25 Positions

Legislator Crandall announced that no action would be taken on the proposed abolishment of 25 AFSCME positions today. There are many other issues relative to Allegany County's financial situation that also need to be addressed. The Finance Committee is dealing with the 2004 budget and looking into the 2005 budget. The Ways and Means Committee feels that this is where the issue of abolishing the 25 positions should be addressed. The original intent was to save dollars, and the proposed abolishment of positions has funneled down to be more of an issue than originally intended. Legislator Crandall emphasized that the legislators want to keep the lines of communication with the unions open. Legislator Crandall stated that the decision to abolish positions may have to be addressed later, but legislators are looking to squeeze all they can from the 2004 budget first. There may have to be some changes in positions, but committee members do not feel eliminating 25 positions all at once is the wise thing to do. Legislator Crandall added that today is not the time to do that – we are turning it into more of a dollar and cents thing and plan to look at it from that point of view. A motion was made by Graffrath, seconded by Truax and carried to refer the matter to the Finance Committee with a starting figure of \$200,000 in cuts from the 2004 budget. **Refer to Finance Committee**

DPW Summer Positions

The Public Works Department requests approval to hire seasonal laborers starting in May 2004. Mr. Roeske indicated that the positions are necessary to augment their workforce during the summer months. The positions routinely perform the menial tasks, allowing our fulltime employees to perform other duties. The 17 requested seasonal positions would cost approximately \$67,800.

Legislator Graffrath, Chairman of Public Works, stated that the cost of the positions is about \$10,000 less than last year's. The seasonal employees are as much a part of the workforce of the County as other employees. In the summer months we have additional needs that must be filled – outside work, mowing, parks, etc.

Linda Palmer interjected that the positions are funded 100 percent by the County. Ms. Palmer stated that if it is truly necessary to fill the positions, it would be better to maintain the current DPW staff rather than hiring the seasonal employees.

Legislator Reynolds made a motion, seconded by Russo to table the matter. The motion to table was defeated with Truax, Graffrath, and Crandall voting no.

The original request was approved on a motion by Graffrath, seconded by Truax and carried. (Voting No: Reynolds) **Approval to Fill Positions**

Attorney/Client Consultation

A motion was made by Reynolds, seconded by Graffrath and carried to enter into attorney/client consultation. Following the consultation, a motion to return to regular session was made by Reynolds, seconded by Russo and carried.

Representation for the Indigent

A motion was made by Reynolds, seconded by Russo and carried to sponsor a resolution adopting a plan for representation of the indigent and persons financially unable to afford counsel in criminal, family and surrogate's courts in Allegany County. **Prepare Resolution**

Agreement with Southern Tier Legal Services

A motion was made by Reynolds, seconded by Russo and carried to sponsor a resolution approving an agreement with Southern Tier Legal Services (a/k/a Legal Aid of Western New York, Inc.) for family court legal representation of indigent persons; authorizing Chairman to execute such agreement, and adjusting various appropriation accounts. **Prepare Resolution**

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators

MEMORANDUM OF EXPLANATION

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

COMMITTEE: Ways and Means

DATE: March 24, 2004

Town of Amity

Assessed to Henry and Ruth Piwowarczyk/Sharon Stuck

Tax Map # 172.-1-36.21

Back Taxes 2001-2003 interest thru 4/2/04	\$ 2,485.38 ** purchase price
2004 Current Year's Taxes thru 4/2/04	\$ 724.36 assuming to be unpaid
Recording Costs -	\$ 89.00
Transfer Tax -	\$ 10.00 based on **
County Attorney Fee -	\$ 75.00
Administrative Fee -	\$ 250.00
Total Due 4/2/04	\$ 3,633.74

Cash, Certified Check or Money Order (no personal checks) should be made payable to:

**Allegany County Treasurer
7 Court Street
Belmont, NY 14813**

Total Due must be received IN office by 5PM on April 2, 2004 or the property will be sold at public auction on May 1, 2004.

For further information regarding this matter, contact:

Terri Ross, Allegany County Treasurer

268-9290

Ruth Piwowarczyk
c/o Melanie Stuck
5078 Noble Street
Belmont, NY 14813

corrected copy

MEMORANDUM OF EXPLANATION

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

DATE: March 24, 2004

COMMITTEE: Ways and Means

Town of Amity

Assessed to Henry and Ruth Piwowarczyk/Sharon Stuck

Tax Map # 172.-1-36.22

Back Taxes 2001-2003 interest thru 4/2/04	\$	359.04	** purchase price
2004 Current Year's Taxes thru 4/2/04	\$	58.91	assuming to be unpaid
Recording Costs -	\$	89.00	
Transfer Tax -	\$	0	based on **
County Attorney Fee -	\$	75.00	
Administrative Fee -	\$	<u>250.00</u>	
<u>Total Due 4/2/04</u>	\$	<u>831.95</u>	

Cash, Certified Check or Money Order (no personal checks) should be made payable to:

**Allegany County Treasurer
7 Court Street
Belmont, NY 14813**

Total Due must be received IN office by 5PM on April 2, 2004 or the property will be sold at public auction on May 1, 2004.

For further information regarding this matter, contact:

Terri Ross, Allegany County Treasurer

268-9290

Ruth Piwowarczyk
c/o Melanie Stuck
5078 Noble Street
Belmont, NY 14813

MEMORANDUM OF EXPLANATION

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

COMMITTEE: Ways and Means

DATE: March 24, 2004

Town of Hume

Assessed to Eva R Ricketts

Tax Map # 5.-1-22.2

Back Taxes 2002-2003 interest thru 4/2/04	\$ 2,435.32** purchase price
2004 Current Year's Taxes thru 4/2/04	\$ 0 paid to collector 2/26/04
Recording Costs –	\$ 89.00
Transfer Tax -	\$ 10.00 based on **
County Attorney Fee -	\$ 75.00
Administrative Fee -	\$ <u>100.00</u>
<u>Total Due 4/2/04</u>	<u>\$ 2,709.32</u>

Cash, Certified Check or Money Order (no personal checks) should be made payable to:

**Allegany County Treasurer
7 Court Street
Belmont, NY 14813**

Total Due must be received IN office by 5PM on April 2, 2004 or the property will be sold at public auction on May 1, 2004.

For further information regarding this matter, contact:

Terri Ross, Allegany County Treasurer

268-9290

Eva Ricketts
6572 Wiscoy Mills Mills Rd
Fillmore, NY 14735

MEMORANDUM OF EXPLANATION

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

COMMITTEE: Ways and Means

DATE: March 24, 2004

Town of Hume

Assessed to David A. Grant

Tax Map # 4.-1-26.3

Back Taxes 2002-2003 interest thru 4/2/04	\$ 7,077.37 ** purchase price
2004 Current Year's Taxes thru 4/2/04	\$ 3,224.89 assuming to be unpaid
Recording Costs –	\$ 89.00
Transfer Tax -	\$ 30.00 based on **
County Attorney Fee -	\$ 75.00
Administrative Fee -	\$ <u>250.00</u>
<u>Total Due 4/2/04</u>	<u>\$ 10,746.26</u>

Cash, Certified Check or Money Order (no personal checks) should be made payable to:

**Allegany County Treasurer
7 Court Street
Belmont, NY 14813**

Total Due must be received IN office by 5PM on April 2, 2004 or the property will be sold at public auction on May 1, 2004.

For further information regarding this matter, contact:

Terri Ross, Allegany County Treasurer

268-9290

David Grant
C/o J. Timothy Embser, Atty
164 North Main Street
Wellsville, NY 14895

Request to Fill Position

Date: March 22, 2004

Committee of Jurisdiction: Public Works

I would like to fill the following position:

Title – Seasonal Laborers

Department - Public Works

Will any positions be eliminated? NO If yes, which one? _____

This position is an:

Existing position? Newly Created Position? _____ created by Resolution # _____

This position will be:

Full Time? _____ Part Time? _____ Permanent? _____ Temporary?

This position will be:

Non Union? _____ Union? _____ covered by the _____ bargaining unit.

Grade _____ Step _____ Hourly pay rate \$7.00

Annual salary of position _____ Cost of benefits for position _____

Does this position support a mandated program/grant? No

Name of program/grant? _____

Source of funding for position?

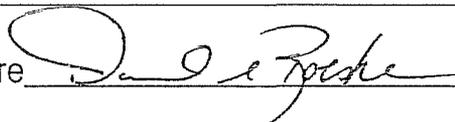
100 % County _____ % State _____ % Federal _____ % Other

Amount in current years budget for this position See Attached

Reason for need to fill this position at this time?

These positions are necessary to augment our workforce during the summer months. These positions routinely perform the menial tasks, allowing our full time employees to perform other duties.

Department Head Signature _____



Date 3/22/04

2004 SUMMER HELP

COLLEGE MAXIMUM 14 WEEKS

14 X 40 HOURS X \$7 PER HOUR

\$3,920

BUDGET

BUILDINGS AND GROUNDS

\$11,800

3 AT \$3,920

\$11,760

COUNTY ROAD

\$40,000

10 AT \$3,920

\$39,200

ROAD MACHINERY

\$4,000

1 AT \$3,920

\$3,920

SOLID WASTE

\$12,000

3 AT \$3,920

\$11,760

TOTAL OF 17 SEASONAL

\$66,640

\$67,800

MEMORANDUM OF EXPLANATION

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

COMMITTEE: Planning & Development

DATE: 3/8/04

A RESOLUTION IS REQUESTED AUTHORIZING THE ALLEGANY COUNTY BOARD OF LEGISLATORS TO APPROVE A LEASE AGREEMENT BETWEEN THE ALLEGANY COUNTY INDUSTRIAL DEVELOPMENT AGENCY AND ALLEGANY COUNTY FOR THE OFFICES OF DEVELOPMENT, PLANNING AND TOURISM TO RELOCATE TO THE CROSSROADS COMMERCE & CONFERENCE CENTER LOCATED AT ROUTE 19, BELMONT, NEW YORK.

BE RESOLVED:

1. That the Allegany County Board of Legislators will enter into a lease agreement with the Allegany County Industrial Development Agency for \$500.00 per month for the Offices of Development, Planning and Tourism to relocate to the Crossroads Commerce and Conference Center building. Funding for 2004 will be appropriated from the County Contingency Fund for the time period April 1, 2004 to December 31, 2004 in the amount of \$4,500.00.
2. That the Allegany County Industrial Development Agency will provide a premium location for and partner with the Offices of Tourism and Development in the establishment and operation of a Visitor Information Center.
3. That the Staff and all equipment, computers, filing cabinets and office furniture assigned to the Offices of Development, Planning and Tourism be relocated to the Crossroads Commerce and Conference Center building, located at Route 19, Belmont, New York 14813.
4. That the Lease Agreement between Allegany County and the Allegany County Industrial Development Agency will be in effect for a period of three years at a rate of \$500.00 per month gross (all utilities and all maintenance included).
5. That a T-1 line (provided at no additional expense by ACIDA) will be linked to the County Data Processing system to provide service to the Offices of Development, Planning and Tourism.

FISCAL IMPACT:

For further information regarding this matter, contact:

JOHN E. FOELS, Director of Development
Name and Department

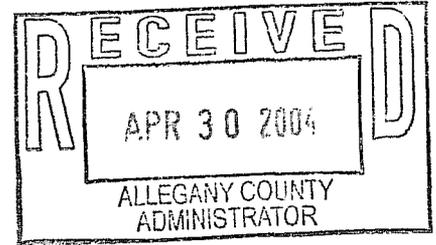
268-9229
Telephone Number

John Margeson

NOT
APPROVED

WAYS & MEANS COMMITTEE

April 28, 2004



Committee Members Present

K. Nielsen, C. Crandall, J. Graffrath, D. Russo, J. Palmer

Others Present

R. Bennett, D. Button, M. Cherre, W. Dibble, J. Garmong, J. Margeson, B. Morris, S. Myers, T. Norton, B. Rigby, D. Roeske, T. Ross, E. Sherman

Approval of Minutes

The March 24, 2004 minutes were approved on a motion by Russo, seconded by Graffrath and carried.

Summer Counselors

Jerry Garmong, Director of the Employment and Training Center, requested approval to hire three of the four temporary summer positions. The summer counselors will work through the period of May 24 through August 19, 2004 to assist with the operation of the Summer Youth Employment Program. The positions are 100 percent funded through federal and state resources, and the funds are already in the 2004 Employment and Training budget. The request was approved on a motion by Graffrath, seconded by Crandall and carried.

Public Works Summer Temporary Help

At the March 24 Ways and Means Committee meeting, the Public Works Department was granted approval to hire 17 seasonal laborers for the summer. Bernard Morris, Personnel Officer, requested that one of those positions convert to a recall opportunity for the full-time Public Works employee that was laid off earlier this year. The recall would be just for the summer. The request was approved on a motion by Graffrath, seconded by Crandall and carried.

Real Property Tax Issue

Legislator Edgar Sherman indicated that he has been receiving phone calls from senior citizens regarding their real property taxes. Legislator Sherman had Resolution No. 258-87 (Adoption of Local Law Intro. No. 3, Print No. 1, To Provide for a Partial Tax Exemption of Real Property Owned by Certain Persons With Limited Annual Income Who Are Sixty-five Years of Age or Over and to Repeal Local Law Number Four or Nineteen Hundred Seventy-one, as Amended) distributed to committee members. Legislator Sherman also distributed exemption statistics from five other counties. Legislator Sherman requested committee members to review the information for discussion at the next meeting. Some items for consideration include: revision of income eligibility requirements, number of citizens affected, knowledge of availability. Legislator Sherman plans to meet with Steven Presutti, Real Property Tax Director, regarding this issue and to determine the number of people affected. Terri Ross, County Treasurer, stated that many citizens might not know that they are eligible for this exemption and suggested the County consider issuing a statement. Legislator Graffrath

mentioned that assessors are contacting citizens reminding them to apply for Enhanced Star. Committee members plan to discuss this matter again at the next Ways and Means Committee meeting.

Tax Sale

Terri Ross, County Treasurer, spoke about a letter received regarding 111.7 acres located on Alma Hill Road in Alma, New York, that is scheduled to be sold at the tax auction this coming Saturday, May 1, 2004. Ms. Ross noted that the owner, Richard Collette, received a certified notice along with several other notices regarding the delinquent taxes on this property. Ms. Ross stated that there is nothing filed or recorded in the County Clerk's Office regarding any exchange of property with this parcel. Ms. Ross informed them that they could come to the sale and bid on the property if they would like it.

Ms. Ross also mentioned a letter from Dave Maciejewski wherein he expresses concern regarding the practice of taking properties off the tax sale list once they have been put on the list.

Ms. Ross indicated that we would be selling 14 more parcels this year than last year.

Legislator Crandall indicated that he discussed a parcel in Belfast that connects in Caneadea with Ron Abraham from the DEC. Mr. Abraham is looking at 2.4 acres that the DEC would like to have become a part of the Genesee Trail. Legislator Crandall informed Mr. Abraham that it was too late to pull that parcel. Legislator Dibble mentioned that the parcel has some historic significance, and he believes it should be public land if possible.

Legislator James Palmer, Chairman of the Board, stated that he was approached by two different people that attended the schooling associated with the tax sale auction, and they were very impressed. Ms. Ross stated that the schooling was well attended with 90-100 people showing up.

REFERRAL FROM OTHER COMMITTEE:

Human Services Company

The Allegany County Office for the Aging requests approval to hire a part-time Luncheon Center Manager for the Cuba Luncheon Center starting May 24, 2004 to replace an individual who has resigned effective May 31, 2004. The request was approved on a motion by Crandall, seconded by Graffrath and carried.

Mortgage Tax Apportionment

Brenda Rigby reported that the mortgage tax figures for the period October 1, 2003 through March 31, 2004, have been received and the apportionment to the towns and villages made in the Clerk's Office. A motion was made by Crandall, seconded by Bennett and carried to request the County Attorney to prepare a resolution authorizing the apportionment to the towns and villages.

Prepare Resolution

Proposed Jail

Legislator James Graffrath, Chairman of the Public Works Committee, indicated that he voted to move forward with the construction plans for the proposed jail; however, he is not very happy with the price. The construction plans should be ready in about six weeks, and Legislator Graffrath suggested that they consider putting the construction of the jail out to bid before bonding a specific amount for the project. John Margeson, County Administrator/Budget Officer, commented that we usually commit to borrowing money before we go to bid. Mr. Margeson also mentioned that the Building Committee meets tomorrow (04/29/04) at 10 a.m.

County Clean Up

Legislator Graffrath stated that he believes that Countywide clean up efforts are going well, and that he has personally noticed that there are fewer junk cars and piles of metal lying around. Legislator Graffrath noted that people are paying \$90+ for junk cars, and that the price for steel right now is high.

Legislator Sherman mentioned a few reports of people dumping garbage in the country, but he didn't feel that it had anything to do with the new permit fees as the people that were reported were Cattaraugus County residents.

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's use only)

COMMITTEE: Human Services

DATE: 4/14/04

The Allegany County Office for the Aging requests permission to hire a part-time Luncheon Center Manager for the Cuba Luncheon Center starting May 24, 2004.

FISCAL IMPACT: \$5,408 in the budget for 2004/ \$1,622 County dollars

For further information regarding this matter, contact:

Kimberley Toot

Name and Department

ext. 392

Telephone

Request to Fill Position

Date: 4/14/04

Committee of Jurisdiction: Human Services

I would like to fill the following position:

Title Cuba Luncheon Center Manager

Department Office for the Aging

Will any positions be eliminated? no If yes, which one? _____

This position is an:

Existing position? x Newly Created Position? _____ created by Resolution # _____

This position will be:

Full Time? _____ Part Time? x Permanent? _____ Temporary? _____

This position will be:

Non Union? x Union? _____ covered by the _____ bargaining unit.

Grade _____ Step _____ Hourly pay rate _____

Annual salary of position \$5,408 Cost of benefits for position \$524 (no health ins.)
(FICA, Worker's Comp, Disability)

Does this position support a mandated program/grant? no

Name of program/grant? Senior Luncheon Program – IIIC-1

Source of funding for position?

30 % County 0 % State 70 % Federal 0 % Other

Amount in current years budget for this position \$5,824

Reason for need to fill this position at this time?

The current Luncheon Center Manager, Jennifer Burdsall, has resigned effective 5/31/04.

Department Head Signature _____

Date 4/14/04

Request to Fill Position

Date: 4/12/04

Committee of Jurisdiction: Planning & Development

I would like to fill the following position:

Title Summer Counselor/Remedial Teacher Department Employment & Training

Will any positions be eliminated? NO If yes, which one? _____

This position is an:

Existing position? Newly Created Position? _____ created by Resolution # _____

This position will be:

Full Time? Part Time? _____ Permanent? _____ Temporary? _____

This position will be:

Non Union? Union? _____ covered by the _____ bargaining unit.

Grade _____ Step _____ Hourly pay rate \$10.75/hr.

Annual salary of position \$4,890.00 Cost of benefits for position 490.00

Does this position support a mandated program/grant? yes

Name of program/grant? WIA Title I youth/TANF 200% / DFY

Source of funding for position?

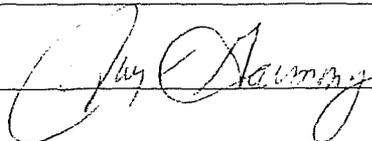
_____ % County 50 % State 50 % Federal _____ % Other

Amount in current years budget for this position _____

Reason for need to fill this position at this time?

Seeking permission to hire three summer counselors to work through the period 5/25/04 to 8/19/04. Additional staff is necessary to assist with the operation of the Summer Youth Employment Program.

Department Head Signature _____



Date 4/12/04

ATTACHMENT TO
RESOLUTION NO. _____

TO: THE TREASURER OF ALLEGANY COUNTY, NEW YORK

Pursuant to the authority conferred by the Tax Law of the State of New York, the Board of Legislators of Allegany County, New York, does hereby order and direct that there be paid by you to the proper officers of the several tax districts entitled thereto, the mortgage tax moneys now in your hands and belonging to the several towns and villages of the county for the period October 1, 2003 through March 31, 2004.

<u>TOWN</u>	<u>AMOUNT OF TAX</u>	<u>PAYABLE TO TOWN</u>	<u>PAYABLE TO VILLAGE</u>	<u>NAME OF VILLAGE</u>
Alfred	13,580.25	10,763.38	2,816.87	Alfred
Allen	2,088.43	2,088.43		
Alma	3,663.76	3,663.76		
Almond	10,715.83	9,777.31	938.52	Almond
Amity	8,474.45	7,024.98	1,449.47	Belmont
Andover	8,923.11	7,231.00	1,692.11	Andover
Angelica	16,003.50	13,063.92	2,939.58	Angelica
Belfast	9,174.95	9,174.95		
Birdsall	257.95	257.95		
Bolivar	12,327.77	9,641.59	2,505.72	(Bolivar)
			180.46	(Richburg)
Burns	5,409.40	4,667.75	741.65	Canaseraga
Caneadea	12,371.88	12,371.88		
Centerville	3,504.63	3,504.63		
Clarksville	5,461.61	5,461.61		
Cuba	16,331.45	13,569.58	2,761.87	Cuba
Friendship	5,310.34	5,310.34		
Genesee	9,133.10	9,133.10		
Granger	1,773.63	1,773.63		
Grove	2,526.60	2,526.60		
Hume	25,476.06	25,476.06		
Independence	3,246.49	3,246.49		
New Hudson	4,846.88	4,846.88		
Rushford	10,209.92	10,209.92		
Scio	7,040.50	7,040.50		
Ward	2,405.58	2,405.58		
Wellsville	40,788.40	29,546.03	11,242.37	Wellsville
West Almond	1,598.79	1,598.79		
Willing	6,943.41	6,943.41		
Wirt	3,723.98	3,443.30	280.68	Wirt
	-----	-----	-----	
	253,312.65	225,763.35	27,549.30	

DATED: _____

Brenda A. Rigby, Clerk
Allegany County Board of Legislators

MORTGAGE TAX APPORTIONMENT

For Period: October 1, 2003 - March 31, 2004

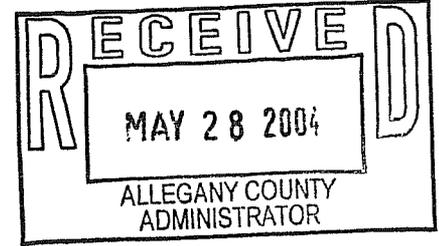
TOWNS	TOWN ASSESSMENT (1)	VILLAGE ASSESSMENT (2)		RATE FOR VILLAGE SHARE (3)	AMOUNT ALLOCATED FOR EACH TAX DISTRICT		TOWN SHARE (5)	VILLAGE SHARE (6)		VILLAGES
					Rate: (4a)	0.99984374 (4b)				
Alfred	160,337,818 80,168,909	33,257,936		20.7424	13,582.37	13,580.25	10,763.38	2,816.87		Alfred
Allen	20,679,564				2,088.76	2,088.43	2,088.43			
Alma	27,028,499				3,664.33	3,663.76	3,663.76			
Almond	88,749,174 44,374,587	7,772,881		8.7583	10,717.50	10,715.83	9,777.31	938.52		Almond
Amity	94,775,626 47,387,813	16,210,437		17.1040	8,475.76	8,474.45	7,024.98	1,449.47		Belmont
Andover	98,312,704 49,156,352	18,643,269		18.9632	8,924.50	8,923.11	7,231.00	1,692.11		Andover
Angelica	82,794,090 41,397,045	15,207,930		18.3684	16,005.99	16,003.50	13,063.92	2,939.58		Angelica
Belfast	36,627,251				9,176.38	9,174.95	9,174.95			
Birdsall	12,450,880				258.00	257.95	257.95			
Bolivar	88,652,930 44,326,465	19,317,213	18,019,444 1,297,769	21.7897	12,329.70	12,327.77	9,641.59	2,686.18	2,505.72 180.46	Bolivar Richburg
Burns	63,641,958 31,820,979	8,725,603		13.7105	5,410.25	5,409.40	4,667.75	741.65		Canaseraga
Caneadea	54,130,857				12,373.82	12,371.88	12,371.88			
Centerville	22,066,187				3,505.18	3,504.63	3,504.63			
Clarksville	30,133,680				5,462.46	5,461.61	5,461.61			
Cuba	212,588,678 106,344,339	35,968,482		16.9113	16,334.00	16,331.45	13,569.58	2,761.87		Cuba
Friendship	39,647,815				5,311.17	5,310.34	5,310.34			
Genesee	43,440,665				9,134.53	9,133.10	9,133.10			
Granger	18,467,739				1,773.91	1,773.63	1,773.63			
Grove	28,160,198				2,527.00	2,526.60	2,526.60			
Hume	47,199,521				25,480.04	25,476.06	25,476.06			
Independence	45,402,196				3,247.00	3,246.49	3,246.49			
New Hudson	22,029,310				4,847.64	4,846.88	4,846.88			
Rushford	72,226,603				10,211.52	10,209.92	10,209.92			
Scio	42,466,845				7,041.60	7,040.50	7,040.50			
Ward	15,491,968				2,405.96	2,405.58	2,405.58			
Wellsville	427,592,280 213,796,140	117,855,789		27.5627	40,794.76	40,788.40	29,546.03	11,242.37		Wellsville
West Almond	14,364,780				1,599.04	1,598.79	1,598.79			
Willing	63,748,208				6,944.50	6,943.41	6,943.41			
Wirt	58,722,720 29,361,360	4,426,000		7.5371	3,724.57	3,723.98	3,443.30	280.68		Wirt
					253,352.24	253,312.65	225,763.35	27,549.30		

John Margeson

**NOT
APPROVED**

WAYS & MEANS COMMITTEE

May 26, 2004



Committee Members Present

K. Nielsen, C. Crandall, J. Graffrath, B. Reynolds, R. Truax, J. Palmer

Others Present

R. Belmont, R. Bennett, S. Dennison, J. Margeson, B. Morris, S. Myers, S. Presutti, D. Reynolds, B. Rigby, T. Ross, S. Schieder

Media Present

A. McCracken—Cuba Patriot, D. LeBlanc—Olean Times Herald, S. Liebler—Wellsville Daily Reporter

Approval of Minutes

The April 28 and May 10, 2004 minutes were approved on a motion by Truax, seconded by Crandall and carried.

Part-Time Dispatchers

Bernard Morris, Personnel Officer, distributed a handout summarizing the approved staffing levels and costs associated with staffing our E-911 Center.

Mr. Morris' handout shows that we have six full-time EMS Dispatchers working Monday through Friday, and eighteen part-time EMS Dispatcher positions authorized to staff Saturday and Sunday as well as fill in during vacations and sick time. Since 1989, weekend hours have always been filled with part-time staff. The full-time EMS Dispatchers have a Monday through Friday work schedule and receive time and one-half or double time whenever they work weekends.

Mr. Morris stated that through attrition, we only have available about 10 out of 18 part-time EMS Dispatchers. Mr. Morris indicated that actual availability is most likely less. Committee members requested Mr. Morris to determine exactly how many vacancies exist on the approved 18 part-time EMS Dispatcher positions. Committee members briefly discussed maintaining an accurate list of available part-time Dispatchers that can be called in or scheduled to work. Mr. Morris plans to report his findings at the June meeting.

Mr. Morris recommends authorizing the Sheriff to solicit to fill the known 8 vacant part-time EMS Dispatcher positions. Legislator Reynolds suggested authorizing the Sheriff to fill part-time EMS Dispatcher positions on an ongoing basis so that the 18 approved part-time positions could always be maintained. No action was taken on Legislator Reynolds' suggestion at this time. It was noted that the 18 part-time EMS Dispatcher positions do not cost us anything unless the employee is actually working.

A motion was made by Truax, seconded by Reynolds and carried authorizing the Sheriff to fill four of the vacant part-time EMS Dispatcher positions. Committee members agreed to revisit this issue after Mr. Morris reports on the actual number of part-time EMS Dispatcher vacancies.

Tax Sale Results

Terri Ross, County Treasurer, introduced Sandy Dennison, owner and lead auctioneer for Summit Auction Service, and Stacie Schieder, broker for Real, Inc. Ms. Ross stated that the auction went very well and distributed spreadsheets summarizing the bids and results of the May 1 tax sale auction.

Ms. Ross stated that the proceeds from the auction exceeded the back taxes owed on the parcels sold, and reported that the County realized a gain of \$317,962, the largest gain ever experienced. Ms. Ross attributes much of this success to Summit Auction Service who offered a training seminar and different advertising techniques. Ms. Ross noted that all fees associated with the auction were absorbed in the buyer's premium.

Of the 72 parcels listed, 60 parcels were completed and paid for, 2 parcels were withdrawn (1 for bankruptcy, 1 for assessment error), and 10 parcels were forfeited. It was noted that the parcel with the assessment error would be offered back to the number one bidder once the assessment has been fixed, and the backup bidders on the forfeited parcels were notified and have until May 28 to complete their sale. A motion was made by Truax, seconded by Crandall and carried to accept the bids. **Prepare Resolution**

Part-time Meal-on-Wheels Driver

The Human Services Committee referred a request from the Office for the Aging to hire a part-time Meals-on-Wheels driver noting that the driver in this position resigned effective May 7, 2004. The request was approved on a motion by Truax, seconded by Graffrath and carried.

Legislators' Payroll

Committee members discussed whether or not it was necessary for the Ways and Means Committee to individually review every legislator's payroll voucher. Committee members requested Brenda Rigby, Clerk of the Board, to review the vouchers and only forward items of question or concern to the Ways and Means Committee. It was noted that the Finance Committee now approves the payment of all other vouchers, and a motion was made by Truax, seconded by Reynolds and carried to transfer the authority to approve the payment of the legislators' payroll vouchers to the Finance Committee.

Executive Session

A motion was made by Reynolds, seconded by Truax and carried to enter into executive session to discuss pending litigation. Following the executive session a motion to return to regular session was made by Truax, seconded by Reynolds and carried.

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators

EMS Dispatchers

Wage Range

Starting Rate	Time & one half	Double Time
\$11.82 hr.	\$17.73 hr.	\$23.64 hr.
Top Rate	Time & one half	Double Time
\$14.47 hr.	\$21.71 hr.	\$28.94 hr.

The additional cost for a full time EMS Dispatcher to fill-in for a part-time EMS Dispatcher on Saturday ranges from \$5.91 to \$7.24 hr. Sundays at Double Time the additional cost ranges from \$11.82 hr. to \$14.47 hr.

We have six (6) full-time EMS Dispatchers working Monday – Friday.

Eighteen (18) part-time EMS Dispatcher positions are authorized to staff Saturday and Sunday and fill in during vacations and sick time during the week.

BJM

5/26/2004

MEMORANDUM OF EXPLANATION

Intro. No. _____
(Clerk's use only)

COMMITTEE: Human Services

DATE: 5/12/04

The Allegany County Office for the Aging requests permission to hire a part-time Meals-on-Wheels driver. The driver in this position resigned effective 5/7/04.

FISCAL IMPACT: \$5,436 in the budget for 2004/ 100% state funded – no county match

For further information regarding this matter, contact:

Kimberley Toot

Name and Department

ext. 392

Telephone

Request to Fill Position

Date: 5/12/04

Committee of Jurisdiction: Human Services

I would like to fill the following position:

Title Driver Department Office for the Aging

Will any positions be eliminated? no If yes, which one? _____

This position is an:

Existing position? X Newly Created Position? _____ created by Resolution # _____

This position will be:

Full Time? _____ Part Time? X Permanent? X Temporary? _____

This position will be:

Non Union? X Union? _____ covered by the _____ bargaining unit.

Grade _____ Step _____ Hourly pay rate \$5.15

Annual salary of position \$4,956 Cost of benefits for position \$480

Does this position support a mandated program/grant? no

Name of program/grant? Meals-on-wheels/SNAP (State grant)

Source of funding for position?

_____ % County 100 % State _____ % Federal _____ % Other

Amount in current years budget for this position \$5,436

Reason for need to fill this position at this time?

The Wellsville Route driver resigned effective May 7, 2004. This route delivers 30 meals a day on average.

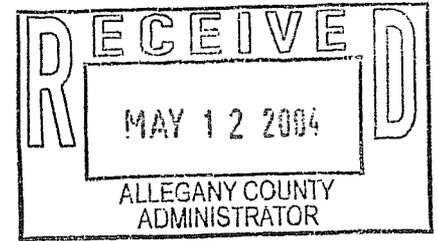
Department Head Signature _____

Date 5/12/04

**NOT
APPROVED**

WAYS & MEANS COMMITTEE

May 10, 2004



Committee Members Present

K. Nielsen, C. Crandall, J. Graffrath, B. Reynolds, D. Russo, J. Palmer

Elimination of the Sunset Provisions

Robert Christman, County Clerk, requested a resolution of support for the elimination of the Sunset Provisions of the Local Government Records Management Improvement Fund (LGRMIF) and the Cultural Education Fund (CEF).

Mr. Christman indicated that James Tammaro, Regional Advisory Officer for the Local Government Records Services NYS Archives and Records Management, requested that all counties in New York State consider passing a similar resolution.

By eliminating the sunset provisions, the LGRMIF and CEF would become permanent enabling the continuation of technical assistance, and grants to establish, improve or enhance records management programs. It was noted that Allegany County has secured five grants totaling \$100,952.

The request was approved on a motion by Reynolds, seconded by Crandall and carried.

Prepare Resolution

Public Defender

Pursuant to Resolution No. 146-03, Establishing Procedure of Filling of Positions, committee members were requested to confirm the appointment of Beth Farwell as full-time Public Defender at a salary of \$70,350 effective June 1, 2004. The request was approved on a motion by Reynolds, seconded by Crandall and carried. (*The position of Public Defender already exists and no resolution is required at this time.*)

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

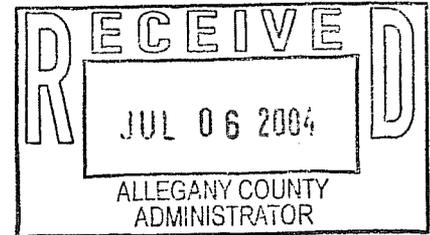
Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators

NOT
APPROVED

WAYS & MEANS COMMITTEE

June 23, 2004



Committee Members Present

K. Nielsen, C. Crandall, J. Graffrath, B. Reynolds, D. Russo, J. Palmer

Others Present

D. Aumick, R. Belmont, E. Burdick, W. Dibble, D. Guiney, J. Margeson, B. Morris, S. Presutti, B. Rigby, D. Roeske, T. Ross, R. Sobeck

Media Present

A. McCracken—Cuba Patriot, D. LeBlanc—Olean Times Herald, S. Liebler—Wellsville Daily Reporter

Approval of Minutes

The May 26, 2004 minutes were approved on a motion by Russo, seconded by Reynolds and carried.

Forms of Government

At the June 14 Board meeting, Resolution Intro. No. 117-04 (Resolution Setting Date of Public Hearing on a Local Law Amending Local Law No. 3 of the Year 1993 Providing for a Permanent Plan of Reapportionment for the Allegany County Board of Legislators) was referred to the Ways and Means Committee for further investigation. Legislator James Palmer, Chairman of the Board, noted during the meeting that the resolution was referred – not tabled.

Daniel Guiney, County Attorney, reviewed various forms of county government that are available to us stating that the Alternative County Government Law recognizes four basic county government structures as follows:

1. *County Administrator Form of Government.*
2. *County Manager Form of Government.*
3. *County Director Form of Government.*
4. *County President Form of Government.*

Attorney Guiney described each form of government highlighting the similarities and differences. Mr. Guiney stated that with all of these forms of government, certain other requirements such as the creation of particular departments must be met.

Attorney Guiney stated that the form of government most recently mentioned in the newspapers and by individuals addressing the Board, is the County Charter/County Executive form of government. Many of the larger counties are charter counties. This type of county government requires the enactment of a county charter pursuant to the County Charter Law. The proposed charter is usually prepared by a charter commission appointed by the legislature. The membership of the charter commission is not limited to legislators or other county officials, but can include members from the private sector. The charter would set forth the structure of the county government including how it will function. The charter provides for appointment or election of county officials, and sets their

powers and duties, terms of office, etc. A county charter can assign specific governmental functions to particular officials, empower a County Executive to veto resolutions and provide for the transfer of functions to or from towns and villages. Attorney Guiney stated that a charter form of government creates a clear separation between the legislative and executive functions. In effect, it adds an additional layer of county government in the creation of the County Executive and his necessary staff.

Prior to taking effect, any change in the form of county government must be approved by the Board and the electorate.

Request to Attend Conference

Steven Presutti, Real Property Tax Director, requested approval to attend the Real Property Tax Summer Conference in August. Mr. Presutti stated that he attends the conferences twice a year to obtain the required continuing education credits. Mr. Presutti indicated that the state usually reimburses the County about 90 percent of the cost. A motion was made by Reynolds, seconded by Graffrath and carried approving Mr. Presutti's attendance at the conference.

Requests to Fill Positions

David Roeske, Superintendent of Public Works, indicated that an account clerk in his office will be taking a one-year educational leave of absence and requested approval to fill that position. Mr. Roeske indicated that a part-time employee in the Real Property Tax Department would like to take the temporary position. The request to fill the position was approved on a motion by Reynolds, seconded by Graffrath and carried.

Steve Presutti noted that he will be losing a part-time employee to the Public Works Department and indicated that he plans to hold off from hiring until the school bills need to be done in August.

Terri Ross, County Treasurer indicated that the Abstractor/Title Searcher in her office would be out on medical leave for six to eight weeks beginning in September. Ms. Ross indicated that the employee does all of the tax sale searches – her abstracts are time sensitive and must be completed before October. Ms. Ross requested approval to hire someone for three days a week for eight weeks this summer to help the Abstractor get everything done before September 1. Ms. Ross indicated that if the part-time person were approved for this summer, it would not be necessary to fill the position while the Abstractor is on medical leave. Ms. Ross's request to hire a part-time person to assist the Abstractor was approved on a motion by Graffrath, seconded by Reynolds and carried.

Tax Sale Parcels

Ms. Ross stated that we had nine tax sale parcels left over from the May 1 tax auction where both the first and second bidders did not end up taking the property. After a brief discussion, a motion was made by Crandall, seconded by Russo and carried to take sealed bids for the parcels. Committee members requested Ms. Ross to send notices to all bidders notifying them of our intentions.

Ms. Ross stated that she received a letter from the second bidder on a particular parcel indicating that he did not want the parcel for the forfeited bid of \$3,200, but he would be willing to pay \$1,500 if all costs could be included. It was noted that the book listing the tax sale properties indicated that a mobile home was on the property, and it was not. After a brief discussion, a motion was made by Graffrath, seconded by Reynolds and carried to make a counter-offer of \$1,500 plus

fees in the amount of \$314.10. (Town of Scio, Tax Map #223.-1-8.122) If the counter-offer is accepted, a resolution will be required. **Prepare Resolution** (possible)

Ms. Ross stated that the Woodworth property was pulled from the tax sale for an assessment problem that has now been clarified. The house should not be included with the tax sale parcel. Ms. Ross is notifying the previous owner of the assessment correction and will report back to the committee next month.

Referral from Personnel Committee

At the June 8 Personnel Committee meeting, committee members approved Margaret Cherre's request to be paid 70 hours of sick time at her resignation. Committee members in favor of the payment mentioned the find job Ms. Cherre has done for the County and noted that sick time has been paid a few times in the past. Legislator Russo indicated that he voted "no" in Personnel because he does not want to set a bad precedent. Legislator Russo also expressed concern of how future requests for payment of sick time would be handled. Bernard Morris, Personnel Officer, confirmed that the written policy provides that sick time can only be collected when an employee retires. A motion was made by Reynolds, seconded by Crandall to pay Ms. Cherre 70 hours of sick time. The motion was defeated with Graffrath, Russo, and Nielsen voting no.

Executive Session

A motion was made by Graffrath, seconded by Reynolds and carried to enter into executive session to discuss matters leading to the employment of a particular person. Following the executive a session a motion was made by Graffrath, seconded by Reynolds and carried to return to regular session.

Attorney/Client Consultation

A motion was made by Graffrath seconded by Reynolds and carried to enter into attorney/client session to consult with Attorney Guiney. Following the attorney/client session, a motion was made by Graffrath, seconded by Reynolds and carried to return to regular session.

Part-time Dispatchers

A motion was made by Reynolds, seconded by Graffrath and carried authorizing Sheriff Randal Belmont to fill seven part-time dispatcher positions to be placed on a list to be called when needed.

Reduction of Legislators/Elected County Executive

Legislator Curt Crandall distributed a memo comparing Legislative Board statistics with other counties. The memo lists county population, board size, board budget, form of government, and legislator/supervisor salaries for each county in New York State.

Legislator Crandall asserts that addressing the size of our Board and changing the structure of our government, such as going to an elected county executive are two different issues that present different problems and cost factors.

Some comments regarding this issue included the following:

Legislator Daniel Russo – stated that he was never 100 percent convinced that five is the right number of legislators but believes that less than 15 would be ideal. Whether or not we will operate more or less efficiently with fewer legislators is a matter of opinion. Suggested creating a commission of legislators and others to research the matter to present the pros and cons.

Legislator James Graffrath – stated that he sees a lot of micromanaging and considering the financial position we are in, reducing the Board to ten might be a good idea. We have a lot of legislators for the size of us. Agreed with Legislator Russo about creating a commission to further investigate the issue. Added that these are frustrating times and some people feel that the Board is not responding to their concerns.

Legislator Curt Crandall – believes having a diversified group is a good thing. Stated that he keeps hearing, “run it like a business.” It’s not a business – we can’t do that here – it’s government – it’s a different operation than business. Believes our system would get watered down if we had fewer legislators.

Legislator Brent Reynolds – stated that the thrust of this is coming from Wellsville, it’s a Wellsville-based issue. Expressed concern that it might be too easy to get a majority -- just a few people would be running or governing the whole county.

Legislator Robert Sobeck – commented that the issue of reducing the number of legislators was suggested by the Committee of 44, noting that many of the members are not from Wellsville. Added that Wellsville is the largest town, produces the most sales tax, and employs the most people and believes that some of the issues Wellsville faces (city status, sharing sales tax, etc.) should receive more consideration and attention.

Committee members requested Legislator Kenneth Nielsen, Chairman of Ways and Means, and Legislator James Palmer, Chairman of the Board, to appoint a group of people to further investigate this matter and report back to the committee.

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators

Request to Fill Position

Date: June 15, 2004

Committee of Jurisdiction: Public Works

I would like to fill the following position:

Title Account Clerk Department Public works

Will any positions be eliminated? No If yes, which one? _____

This position is an:

Existing position? Newly Created Position? _____ created by Resolution # _____

This position will be:

Full Time? Part Time? _____ Permanent? _____ Temporary?

This position will be:

Non Union? _____ Union? covered by the _____ bargaining unit.

Grade 7 Step _____ Hourly pay rate _____

Annual salary of position \$23,241.40 Cost of benefits for position ^{4.8%} \$9,296.

Does this position support a mandated program/grant? No

Name of program/grant? _____

Source of funding for position?

100 % County _____ % State _____ % Federal _____ % Other

Amount in current years budget for this position _____

Reason for need to fill this position at this time?

Current Account Clerk on Educational leave for a 1 year period.

Department Head Signature [Signature]

Date 6/15/04

Request to Fill Position

Date: June 14, 2004 Committee of Jurisdiction: Ways and Means

I would like to fill the following position:

Title Abstractor/Title Searcher Department Treasurer's

This position is an:

Existing position? Newly Created Position? created by Resolution # _____

This position will be:

Full Time? Part Time? Permanent? Temporary?
6-8 weeks

This position will be:

Non Union? Union? covered by the _____ bargaining unit.

Grade 15 Step base Hourly pay rate \$15.28

Annual salary of position @ \$2600 6-8 weeks Cost of benefits for position _____

Does this position support a mandated program/grant?

Name of program/grant? _____

Source of funding for position?

100% County _____% State _____% Federal _____% Other

Amount in current years budget for this position 100%

Reason for need to fill this position at this time?

Current employee will be out on medical leave for 6-8 weeks beginning in September. Her abstracts are time sensitive and must be completed before Oct. I would like to insure that searches are completed before her leaving. This is always a crunch time for this position and often requires overtime. Since this employee will not be able to work during this crunch time I would like to hire a temporary employee to work 3 days a week for 6-8 weeks with current employee, beginning in July and ending in August, to insure that all the searches are complete before Sept 1. This position requires knowledge of abstracting and currently I know of an individual qualified to do this work that would be able to begin in July. Money is in current budget to cover costs as a result of current employee collecting disability when off for 8 weeks.

If approved to hire now, I would not need to fill this position during the 6-8 weeks of medical leave.

Department Head Signature _____

Date _____

Request to Fill Position

Date: June 14, 2004 Committee of Jurisdiction: Ways and Means

I would like to fill the following position:

Title Abstractor/Title Searcher Department Treasurer's

This position is an:

Existing position? Newly Created Position? created by Resolution # _____

This position will be:

Full Time? Part Time? Permanent? Temporary?
6-8 weeks

This position will be:

Non Union? Union? covered by the _____ bargaining unit.

Grade 15 Step base Hourly pay rate \$15.28

Annual salary of position @ \$2600 6-8 weeks Cost of benefits for position _____

Does this position support a mandated program/grant?

Name of program/grant? _____

Source of funding for position?

100% County _____% State _____% Federal _____% Other

Amount in current years budget for this position 100% _____

Reason for need to fill this position at this time?

Current employee will be out on medical leave for 6-8 weeks beginning in September. Her abstracts are time sensitive and must be completed before Oct. I would like to insure that searches are completed before her leaving. This is always a crunch time for this position and often requires overtime. Since this employee will not be able to work during this crunch time I would like to hire a temporary employee to work 3 days a week for 6-8 weeks with current employee, beginning in July and ending in August, to insure that all the searches are complete before Sept 1. This position requires knowledge of abstracting and currently I know of an individual qualified to do this work that would be able to begin in July. Money is in current budget to cover costs as a result of current employee collecting disability when off for 8 weeks.

If approved to hire now, I would not need to fill this position during the 6-8 weeks of medical leave.

Department Head Signature [Signature]

Date 6/23/04



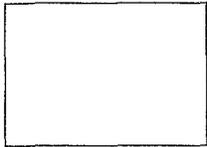
ALLEGANY COUNTY TREASURER

7 COURT ST., BELMONT, NEW YORK 14813
TELEPHONE 585-268-9289 • FAX 585-268-7506
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TERRI L. ROSS
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Ext. 290
rosstl@alleganyco.com

JOSEPH L. BUDINGER
Deputy Treasurer
Ext. 285
budingj@alleganyco.com

LISA R. WUERSIG
Accountant
Ext. 283
wuersil@alleganyco.com



SERIAL : 943-02
TOWN: SCIO
ASSESSED TO: COUNTY OF ALLEGANY/PENDLETON
TAX MAP # 223.-1-8.122

The following is the balance due as a result of your bid today, 6/24/04, on the property described above.

CERTIFIED CHECKS, CASHIER'S CHECKS, MONEY ORDERS OR CASH must be in our office by 7/9/04 made out as follows:

ALLEGANY COUNTY TREASURER

Bid	1500.00	
10% Buyers Premium	0.00	
2004 T & C taxes	220.10	
Recording Costs	89.00	
Transfer Tax	6.00	
sub total	1815.10	
Minimum Due Today		
Amount Received		Ck#
Balance Due by 7/9/04	1815.10	

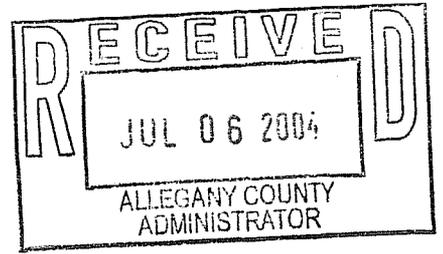
Upon full payment of the above, we will then proceed with the necessary paperwork. The entire process may take up to 2 months. We appreciate your patience. If you should have any questions, please feel free to call.

Sincerely,
Terri L Ross
Allegany County Treasurer

**NOT
APPROVED**

WAYS & MEANS COMMITTEE

June 28, 2004



Committee Members Present

C. Crandall, J. Graffrath, B. Reynolds, R. Truax, J. Palmer

Request to Fill Position

Randal Belmont, Sheriff, requested approval to fill an Emergency Services Dispatcher position vacant because of the promotion of Russ Hall to the position of Emergency Communications Coordinator. The request was approved on a motion by Reynolds, seconded by Graffrath and carried.

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

Respectfully submitted,

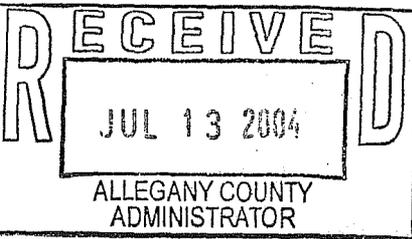
Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators

**NOT
APPROVED**

WAYS & MEANS COMMITTEE

SPECIAL MEETING

Minutes of July 12, 2004



Committee Members Present

K. Nielsen, C. Crandall, J. Graffrath, B. Reynolds, D. Russo, R. Truax, J. Palmer

Substitute Official Newspaper

Brenda Rigby, Clerk of the Board, reported that the Alfred Sun notified her that they will not be publishing July 29 or August 5. A motion was made by Russo, seconded by Truax and carried to designate the Cuba Patriot & Free Press as substitute official newspaper for the week of July 25 and August 1. Prepare Resolution

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

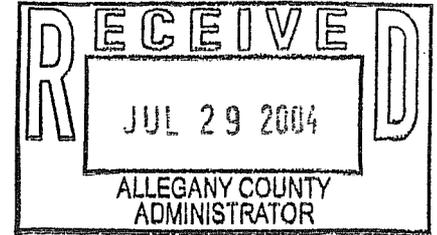
Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators

**NOT
APPROVED**

WAYS & MEANS COMMITTEE

July 28, 2004



Committee Members Present

K. Nielsen, C. Crandall, J. Graffrath, B. Reynolds, R. Truax, J. Palmer

Others Present

R. Belmont, J. Margeson, B. Morris, D. Reynolds, B. Rigby, T. Ross

Approval of Minutes

The June 23, 2004 minutes were approved on a motion by Truax, seconded by Reynolds and carried.

Tax Sale Properties

Terri Ross, County Treasurer, distributed a list of properties leftover from the 2004 tax sale that were sent to prospective bidders inviting them to submit bids on the parcels. Bids were received on five of the nine parcels. A motion was made by Truax, seconded by Reynolds and carried to accept the high bid on each of the properties listed on the attached summary. The total cost to the bidder will include the bid amount, 2004 tax, recording cost, and transfer taxes.

Prepare Resolution

Positions in the Sheriff's Office

Randal Belmont, Sheriff, presented a referral from the Public Safety Committee approving the Sheriff's request to create and fill positions.

Sheriff Belmont requested approval to fill one position of Deputy Sheriff that became vacant when Deputy Derek Ward was recently killed. The request was approved on a motion by Truax, seconded by Reynolds and carried.

Sheriff Belmont requested approval to fill one position of Correction Officer that will become vacant when one of the current Correction Officers is used to fill the above Deputy Sheriff position. The request was approved on a motion by Truax, seconded by Reynolds and carried.

Sheriff Belmont requested approval to fill two temporary Correction Officer positions for two employees who are currently off due to injuries (207-C) for an undetermined amount of time. The request was approved on a motion by Truax, seconded by Reynolds and carried.

Sheriff Belmont indicated that two of his Corrections Officers would be assigned to the Transition Team that is mandated by the Commission of Corrections on the jail project. Sheriff Belmont requested a resolution to temporarily create two Correction Officer positions to serve until the Transition Team is done. Committee members discussed the fact that the COC originally wanted four Correction Officers for the Transition Team, but they agreed to settle for two as a result of the County agreeing not to lay off three Correction Officers during the budget process last

year. Sheriff Belmont stated that the COC would be coming to train officers for the Transition Team and explain exactly what is expected on August 31. Legislators are invited to attend the presentation from 9:00 a.m. to 12 noon on August 31 in Room 8.

Bernard Morris, Personnel Officer, cautioned committee members regarding the use of the term temporary and part-time noting that they are not interchangeable. If the position will end or expire, the position is temporary regardless of whether it's a part-time or full-time position.

A motion was made by Reynolds, seconded by Crandall and carried to create two temporary Correction Officer positions in the Sheriff's Office to replace the Correction Officers assigned to the Transition Team. Once the Transition Team is no longer needed, the two Correction Officer positions will be abolished. (Voting No: Truax) **Prepare Resolution**

It was noted that expenses associated with the Transition Team would be included in the bond for the jail.

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators

Memorandum of Explanation

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

Committee: Public Safety

Date: July 9, 2004

I am requesting to fill six (6) positions:

- Two (2) Correction Officers positions need to be created. They will be the replacement for the Transition Team that is mandated by the Commission of Corrections on the jail project.
- One (1) position of Deputy Sheriff is a replacement for Deputy Derek P. Ward. One (1) Correction Officer will be needed to fill the slot created by the deputy position.
- The two (2) temporary positions are to fill positions that the employees are off due to injuries (207-c) for an unknown amount of time.

At the present time these vacant positions are being filled with overtime to meet the minimum staffing levels.

Please see the attached Request to Fill Position forms.

Fiscal Impact: See attachments

For further information regarding this matter, contact

Randal J. Belmont, Sheriff
Name and Department

Ext. 200
Telephone Number

Request to Fill Position

Date: July 9, 2004

Committee of Jurisdiction: Public Safety

I would like to fill the following position:

Title: **Correction Officer (#1)**

Department: Sheriff

Will any positions be eliminated? **No**

If yes, which one?

This position is an:

Existing position?
Resolution #

Newly Created Position? Yes

Created by

This position will be:

Full Time? **Yes**

Part Time?

Permanent?

Temporary?

This position will be:

Non Union?
bargaining unit.

Union? Yes

Covered by the Council 62

Grade: **see attached**

Step

Hourly pay rate

Annual salary of position

Cost of benefits for position

Does this position support a mandated program/grant? Yes

Name of program/grant? – New York State Commission of Corrections minimum staffing level

Source of funding for position?

100 % County

% State

% Federal

% other

Amount in current year's budget for this position

Reason for need to fill this position at this time? **This position will be one of the two positions for the replacement of the transition team members for the new jail project. The funds for this position were incorporated in the amount needed for the jail.**

Department Head Signature:

Date:

Randy Short
7/9/04

Request to Fill Position

Date: July 9, 2004
Safety

Committee of Jurisdiction: Public

I would like to fill the following position:

Title: **Correction Officer (#2)**

Department: Sheriff

Will any positions be eliminated? No

If yes, which one?

This position is an:

Existing position?
Resolution #

Newly Created Position? **Yes**

Created by

This position will be:

Full Time? **Yes**

Part Time?

Permanent?

Temporary?

This position will be:

Non Union?
bargaining unit.

Union? **Yes**

Covered by the Council 62

Grade **see attached**

Step

Hourly pay rate

Annual salary of position

Cost of benefits for position

Does this position support a mandated program/grant? **Yes**

Name of program/grant? – New York State Commission of Corrections minimum staffing level

Source of funding for position?

100 % County

% State

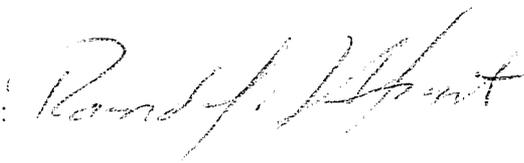
% Federal

% other

Amount in current year's budget for this position

Reason for need to fill this position at this time? **This position will be one of the two positions for the replacement of the transition team members for the new jail project. The funds for this position were incorporated in the amount needed for the jail.**

Department Head Signature:



Date:

7/9/04

Request to Fill Position

Date: July 9, 2004

Committee of Jurisdiction: Public Safety

I would like to fill the following position:

Title: **Deputy Sheriff**

Department: Sheriff

Will any positions be eliminated? **No**

If yes, which one?

This position is an:

Existing position? **Yes**
Resolution #

Newly Created Position?

Created by

This position will be:

Full Time? **Yes**

Part Time?

Permanent?

Temporary?

This position will be:

Non Union?
Bargaining unit.

Union? **Yes**

Covered by the Council 62

Grade: **see attached**

Step

Hourly pay rate

Annual salary of position

Cost of benefits for position

Does this position support a mandated program/grant? **No**

Name of program/grant? –

Source of funding for position?

100 % County

% State

% Federal

% other

Amount in current year's budget for this position

Reason for need to fill this position at this time? This position will replace the vacant position created by Deputy Derek P. Ward. If this position does not filled the hours will have to be covered by overtime to meet minimum staffing levels and other mandatory obligations.

Department Head Signature



Date:

7/9/04

Request to Fill Position

Date: July 9, 2004

Committee of Jurisdiction: Public Safety

I would like to fill the following position:

Title: **Correction Officer (#3)**

Department: Sheriff

Will any positions be eliminated? No

If yes, which one?

This position is an:

Existing position? **Yes**

Newly Created Position?

Created by

Resolution #

This position will be:

Full Time? **Yes**

Part Time?

Permanent? **Yes**

Temporary?

This position will be:

Non Union?

Union? **Yes**

Covered by the Council 62

bargaining unit.

Grade: **see attached**

Step

Hourly pay rate

Annual salary of position

Cost of benefits for position

Does this position support a mandated program/grant? **Yes**

Name of program/grant? – New York State Commission of Corrections minimum staffing level

Source of funding for position?

100 % County

% State

% Federal

% other

Amount in current year's budget for this position

Reason for need to fill this position at this time? **This position will be to replace the Correction Officer promoted to replace the Deputy Sheriff vacancy.**

Department Head Signature: *Randolph Hunt*

Date: *7/9/04*

Request to Fill Position

Date: July 9, 2004

Committee of Jurisdiction: Public Safety

I would like to fill the following position:

Title: **Correction Officer (#4)**

Department: Sheriff

Will any positions be eliminated? No

If yes, which one?

This position is an:

Existing position? **Yes**
Resolution #

Newly Created Position?

Created by

This position will be:

Full Time?

Part Time?

Permanent?

Temporary? **Yes**

This position will be:

Non Union?
bargaining unit.

Union? **Yes**

Covered by the Council 62

Grade: **see attached**

Step

Hourly pay rate

Annual salary of position

Cost of benefits for position

Does this position support a mandated program/grant? **Yes**

Name of program/grant? – New York State Commission of Corrections minimum staffing level

Source of funding for position?

100 % County

% State

% Federal

% other

Amount in current year's budget for this position

Reason for need to fill this position at this time? **This position will be used to fill a position that the employee is off on workman compensation, at the present time the slot is being filled with overtime.**

Department Head Signature:



Date:

7/9/04

Request to Fill Position

Date: July 9, 2004

Committee of Jurisdiction: Public Safety

I would like to fill the following position:

Title: **Sergeant Correction Officer (#5)**

Department: Sheriff

Will any positions be eliminated? No

If yes, which one?

This position is an:

Existing position? **Yes**
Resolution #

Newly Created Position?

Created by

This position will be:

Full Time?

Part Time?

Permanent?

Temporary? **Yes**

This position will be:

Non Union?
bargaining unit.

Union? **Yes**

Covered by the Council 62

Grade: **see attached**

Step

Hourly pay rate

Annual salary of position

Cost of benefits for position

Does this position support a mandated program/grant? **Yes**

Name of program/grant? – New York State Commission of Corrections minimum staffing level

Source of funding for position?

100 % County

% State

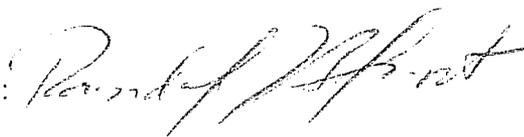
% Federal

% other

Amount in current year's budget for this position

Reason for need to fill this position at this time? **This position will be used to fill a position that the employee is off on workman compensation, at the present time the slot is being filled with overtime.**

Department Head Signature:



Date:

7/9/04

Fiscal Impact of Request to Fill Positions

Transition Team

Corrections Officer # 1

New Position - Transition Team		
Grade	55	
Step	0	
Hourly Pay Rate	\$ 14.62	
Annual Salary of Position	\$ 30,414.00	
Cost of Benefits for Position	\$ 12,205.14	
Annual Fiscal Impact of Position		\$ 42,619.14

Corrections Officer # 2

New Position - Transition Team		
Grade	55	
Step	0	
Hourly Pay Rate	\$ 14.62	
Annual Salary of Position	\$ 30,414.00	
Cost of Benefits for Position	\$ 12,205.14	
Annual Fiscal Impact of Position		\$ 42,619.14

Subtotal - Transition Team \$ 85,238.28

207C Vacancies

Corrections Officer # 3

Existing Position - 207C Replacement		
Grade	55	
Step	0	
Hourly Pay Rate	\$ 14.62	
Annual Salary of Position	\$ 30,414.00	
Cost of Benefits for Position	\$ 12,205.14	
Estimated Decrease in Overtime	\$ (51,261.60)	
Annual Fiscal Impact of Position		\$ (8,642.46)

Sergeant Corrections Officer # 4

Existing Position - 207C Replacement (Promote existing CO & Hire new CO)		
Increase due to promotion		
Grade	88	
Step	X	
Hourly Pay Rate	\$ 1.53	
Annual Salary of Position	\$ 3,184.00	
Cost of Benefits for Position	\$ 1,277.74	
Annual Fiscal Impact of Position		\$ 4,461.74

New Position

Grade	55	
Step	0	
Hourly Pay Rate	\$ 14.62	
Annual Salary of Position	\$ 30,414.00	
Cost of Benefits for Position	\$ 12,205.14	
Annual Fiscal Impact of Position		\$ 42,619.14

Estimated Decrease in Overtime \$ (51,261.60)

Subtotal - Sergeant \$ (4,180.72)

Subtotal 207C Vacancies \$ (12,823.18)

Fiscal Impact of Request to Fill Positions

Deputy Sheriff Vacancy

(Promote existing CO & Hire new CO)

No Fiscal Impact Due to Loss of Deputy Sheriff

Grade		66	
Step		X	
Hourly Pay Rate	\$	15.00	
Annual Salary of Position	\$	31,205.00	
Cost of Benefits for Position	\$	12,522.57	
Annual Fiscal Impact of Position	\$	-	

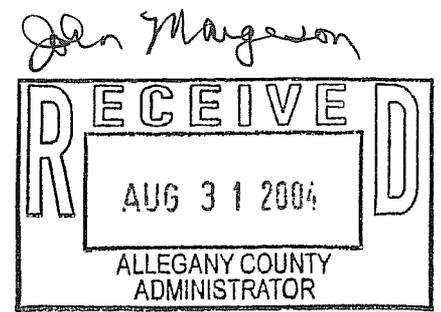
Subtotal Deputy Sheriff Vacancy	\$	-
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Total Request Amount	\$	72,415.09
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**NOT
APPROVED**

WAYS & MEANS COMMITTEE

August 25, 2004



Committee Members Present

K. Nielsen, C. Crandall, J. Graffrath, B. Reynolds, D. Russo, R. Truax, J. Palmer

Others Present

J. Margeson, S. Myers, S. Presutti, B. Rigby, P. Schmelzer

Approval of Minutes

A motion was made by Russo, seconded by Graffrath and carried to amend the last line on page one of the July 28, 2004 minutes to read three deputies, rather than three correction officers. The amended July 28 minutes were then approved on a motion by Russo, seconded by Graffrath and carried.

Tax Corrections

Steven Presutti, Real Property Tax Service Agency Director, presented a request to have the following parcels removed from the tax rolls:

TOWN OF ALMOND	Tax Map Number: 125.-1-21.2
Jason Burdick	Charge Back: \$1,123.32

This parcel is a duplicate parcel and should not have received a bill.

TOWN OF SCIO	Tax Map Number: 224.-1-30.3
Allegany Co. Chapter NYSARC Inc.	Charge Back: \$4,716.94

This parcel should have received an exemption under 420-A RPTL that was not applied.

The request was approved on a motion by Crandall, seconded by Reynolds and carried. Pursuant to Resolution No. 97-02, a resolution is required because the corrections are over \$1,000. **Prepare Resolution**

Amend Resolution No. 258-87

Legislator Edgar Sherman distributed copies of Resolution No. 258-87 (ADOPTION OF LOCAL LAW INTRO. NO. 3, PRINT NO. 1, TO PROVIDE FOR A PARTIAL TAX EXEMPTION OF REAL PROPERTY OWNED BY CERTAIN PERSONS WITH LIMITED ANNUAL INCOME WHO ARE SIXTY-FIVE YEARS OF AGE OR OVER AND TO REPEAL LOCAL LAW NUMBER FOUR OF NINETEEN HUNDRED SEVENTY-ONE, AS AMENDED). Mr. Sherman also provided copies outlining the exemptions that surrounding counties offer.

Mr. Sherman indicated that he told his constituents that he would bring the matter to the committee with the request that they consider amending the annual income levels. Mr. Sherman noted that the resolution has not been amended in 17 years, our financial qualifications are the lowest of surrounding counties, and some senior citizens can't qualify because they draw more social security than what the limits allow.

Committee members questioned Mr. Presutti regarding the potential financial impact. Although Mr. Presutti believes the impact would be minimal, he does not know the income of senior citizens that haven't qualified using the old financial guidelines.

A motion was made by Reynolds, seconded by Russo and carried (Voting No: Truax) to amend Resolution No. 258-87 so that the lowest annual income starts at \$12,000 and continues through the current steps at \$500 increments. It was noted that we will be amending a local law, and a motion was made by Reynolds, seconded by Russo and carried requesting a resolution setting the date for a public hearing on the amended local law. Legislator Ronald Truax stated that he is not opposed to the exemption or increasing the financial guidelines, but he feels that we should know the financial impact of our actions before requesting a resolution. **Prepare Resolution**

DSS Approval to Fill Typist Position

The Human Services Committee referred a request from the Department of Social Services to fill a Typist position that was left vacant when an employee resigned. Patricia Schmelzer, Acting Commissioner of Social Services, stated that we recently eliminated a Community Service Aide position to accommodate this Typist position when CAP moved to the main building. The Typist resigned on August 6 for other employment. The request was approved on a motion by Truax, seconded by Graffrath and carried. (Voting No: Russo)

Change in Board Rules

Brenda Rigby, Clerk of the Board, stated that Resolution No. 157-04 approved on August 23 amended the Board Rules by abolishing the Technology and Resource Management Committees. Ms. Rigby requested a resolution amending Rule 250. *Audit of Claims*. Ms. Rigby indicated that D.3.-Technology and E.3.-Resource Management under Rule 250 should also be deleted to reflect the action taken on August 23. The request was approved on a motion by Truax, seconded by Russo and carried. **Prepare Resolution**

Number of Legislators

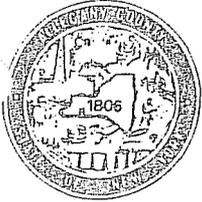
Legislator Kenneth Nielsen, Chairman of the Ways and Means Committee, stated that Ed Coll called him this morning regarding the Board's referral to the Ways and Means Committee to investigate the ramifications of reducing the number of legislators to five. At the June Ways and Means Committee meeting, committee members requested Mr. Nielsen and James Palmer, Chairman of the Board, to appoint a group of people to further investigate the matter and report back to the committee. Mr. Nielsen stated that they plan to appoint a group of five people and currently have a representative from the business, educational, and political sectors. Mr. Nielsen asked committee members to notify him if they have any recommendations. (It was mentioned that the Committee of 44 now has 60 members.)

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators



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TELEPHONE (585) 268-9381 • FAX (585) 268-9614

www.alleganyco.com

STEVEN G. PRESUTTI

Allegany County Treasurer Office
Attn: Terri Ross, Treasurer

August 11, 2004

TOWN	OWNER OF RECORD	TAX MAP NUMBER	LAND/TOTAL ASSESSMENT	TAX YEAR CORRECTING
Scio	Allegany Co. Chapter NYSARC Inc	224.-1-30.3	\$4,500/\$83,500	Town & County 2004

Pursuant to Section 554 of the Real Property Tax Law, I, as Director of the Real Property Tax Service Agency for Allegany County, am to investigate any claimed error. I am to submit a written report of my finding and my recommendations for action. The following is my report: (reason for correction)

This parcel should have received an exemption under 420-A RPTL that was not applied.

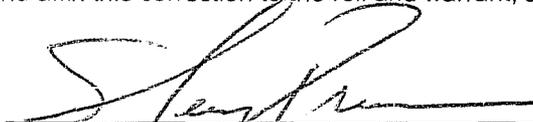
XX	CLERICAL ERROR	ERROR IN ESSENTIAL FACT	UNLAWFUL ENTRY
XX			

I therefore recommend that the tax levying body, the Board of Legislators, make an order setting forth the correct tax as shown below and the County Treasurer is directed to make the following charges on her books:

	CORRECTED TAXABLE VALUE	CORRECTED TAX	CHARGE BACK	(For Treasurer Office use)
	\$4,500/\$83,500			
Allegany County		.00	601.37	A342
Medicaid		.00	565.55	A342
Town		.00	814.49	A430
Fire		.00	125.14	A430
Village Relevy				A441
School Relevy		.00	2610.39	A440
Special Districts				
Interest & Penalties				A1090 – Interest
				A430 - 2 nd Notice
Total		\$.00	\$4,716.94	

I also direct the officer having jurisdiction of the Tax Roll to correct and affix this correction to the roll and warrant, and therefore shall become part thereof.

XXX THIS CORRECTION NEEDS BOARD APPROVAL
(over \$1,000 and/or complete removal of tax)


Steven G. Presutti, Director RPTS

(For County Administrators Use Only for Refund/Corrections \$1,000 and below, per Res # 97 - 02)

The tax in the amount of \$ _____ was not paid

A corrected tax in the amount of \$ _____ is to be paid by the applicant.

Dated: _____

Approved by _____

John E. Margeson, County Administrator



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August 25, 2004

STEVEN G. PRESUTTI

Allegany County Treasurer Office
Attn: Terri Ross, Treasurer

TOWN	OWNER OF RECORD	TAX MAP NUMBER	LAND/TOTAL ASSESSMENT	TAX YEAR CORRECTING
Almond	Jason Burdick	125.-1-21.2	\$20,000/\$20,000	2004 Town/County

Pursuant to Section 554 of the Real Property Tax Law, I, as Director of the Real Property Tax Service Agency for Allegany County, am to investigate any claimed error. I am to submit a written report of my finding and my recommendations for action. The following is my report: (reason for correction)

This parcel is a duplicate parcel and should not have received a bill.

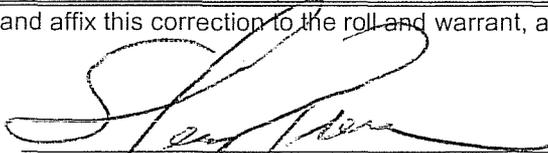
XXX	CLERICAL ERROR	ERROR IN ESSENTIAL FACT	UNLAWFUL ENTRY
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I therefore recommend that the tax levying body, the Board of Legislators, make an order setting forth the correct tax as shown below and the County Treasurer is directed to make the following charges on her books:

	CORRECTED TAXABLE VALUE	CORRECTED TAX	CHARGE BACK	(For Treasurer Office use)
	\$0/\$0			
Allegany County		.00	154.34	A342
Medicaid		.00	145.14	A342
Town		.00	200.90	A430
Fire		.00	11.38	A430
Village Relevy				A441
School Relevy		.00	611.56	A440
Special Districts				
Interest & Penalties				A1090 – Interest
				A430 - 2 nd Notice
Total		\$.00	\$1,123.32	

I also direct the officer having jurisdiction of the Tax Roll to correct and affix this correction to the roll and warrant, and therefore shall become part thereof.

XXX THIS CORRECTION NEEDS BOARD APPROVAL
(over \$1,000 and/or complete removal of tax)


 Steven G. Presutti, Director RPTS

(For County Administrators Use Only for Refund/Corrections \$1,000 and below, per Res # 97 - 02)

The tax in the amount of \$ _____ was not paid
 A corrected tax in the amount of \$ _____ is to be paid by the applicant.

Dated: _____ Approved by _____
John E. Margeson, County Administrator

Request to Fill Position

Date: 8/11/04

Committee of Jurisdiction: Human Services

I would like to fill the following position:

Title Typist Department Social Services

Will any positions be eliminated? no If yes, which one? eliminated in July

This position is an:

Existing position? Newly Created Position? created by Resolution # _____

This position will be:

Full Time? Part Time? Permanent? Temporary?

This position will be:

Non Union? Union? covered by the AFSCME bargaining unit.

Grade 4 Step min Hourly pay rate \$11.31

Annual salary of position _____ Cost of benefits for position _____

Does this position support a mandated program/grant? no

Name of program/grant? _____

Source of funding for position?

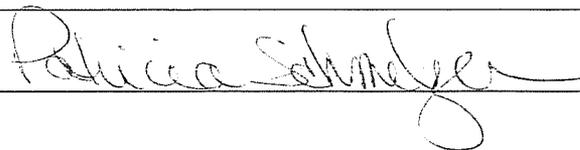
25 % County 25 % State 50 % Federal _____ % Other

Amount in current years budget for this position \$21,895

Reason for need to fill this position at this time?

The Department of Social Services is requesting permission to fill a Typist position, due to a recent Resignation. We recently eliminated a Community Service Aide position, to accommodate this Typist position, when CAP moved to the main building. On August 6, 2004, the Typist resigned for other employment.

Department Head Signature

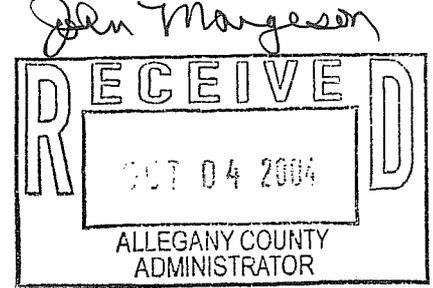


Date 8/11/04

**NOT
APPROVED**

WAYS & MEANS COMMITTEE

September 29, 2004



Committee Members Present

K. Nielsen, C. Crandall, J. Graffrath, B. Reynolds, D. Russo, R. Truax, J. Palmer

Others Present

R. Bennett, R. Christman, W. Dibble, D. Guiney, J. Margeson, S. Myers, T. Norton, S. Presutti, B. Rigby, T. Ross, K. Toot

Media Present

A. McCracken – Cuba Patriot; D. LeBlanc – Olean Times Herald; S. Liebler – Wellsville Daily Reporter

Approval of Minutes

The August 25, 2004 Ways and Means Committee minutes were approved on a motion by Reynolds, seconded by Crandall and carried.

Attorney/Client Session

A motion was made by Reynolds, seconded by Crandall and carried to enter into attorney/client session. Following the attorney/client session, a motion was made by Truax, seconded by Crandall and carried to return to regular session.

Tax Corrections

Steven Presutti, Real Property Tax Service Agency Director, presented a request to have the following parcel removed from the tax rolls:

TOWN OF ANDOVER
Lee, Gregory

Tax Map Number: 216.-1-942.2
Charge Back: \$2,684.61

This parcel is a duplicate parcel and should not have received a bill.

The request was approved on a motion by Crandall, seconded by Reynolds and carried. Pursuant to Resolution No. 97-02, a resolution is required because the correction is over \$1,000 and results in a complete removal of tax. Prepare Resolution

Tax Bills

Committee members briefly discussed the County tax bills with Mr. Presutti. Mr. Presutti will report back to the committee regarding additional statements that can be made on or included with the tax bills.

Certificate of Prospective Cancellation

Terri Ross, County Treasurer, requested a resolution for a Certificate of Prospective Cancellation for the following parcel:

TOWN OF GENESEE
Assessed to: County of Allegany
(Formerly Desert Gas Exploration)

Tax Map Number: 188.-1-946

Ms. Ross indicated that the parcel has delinquent taxes for the year 2002, and no production for the 2003 and 2004 tax years. To avoid any further environmental concerns, it was determined that this parcel should be removed from any further tax sale proceedings. A Certificate of Withdrawal was filed in the County Clerk's Office on August 21, 2004. Ms. Ross stated that it should be removed from any further assessment of taxes until it has been determined to be a productive well. The requested resolution was approved on a motion by Reynolds, seconded by Truax and carried. **Prepare Resolution**

Tax Sale Parcel

Ms. Ross updated committee members on the Woodworth parcel that was withdrawn from the tax sale auction due to an assessment problem. Ms. Ross indicated that the assessment problem has been fixed, and the main house has been removed from the parcel. The first two bidders and the former owner are not interested in obtaining the parcel for the previously bid amount.

Ms. Ross stated that the parcel would be sold at auction on October 7, 2004 at 6:30 p.m. The property is currently assessed at \$68,000, and includes the retail shop, greenhouse, trailer, garage apartment building and nine acres of land. The minimum bid is \$20,000. A sign regarding the auction has been posted on the property, and Ms. Ross has received many calls regarding the property. A buyer's premium will cover all expenses including advertising, and there will be no cost to the County.

Composition of Board of Legislators

Legislator Kenneth Nielsen (*District 1*), Chairman of the Ways and Means Committee, provided copies of a draft letter to be distributed to members of the committee appointed to research the ideal number of legislators to sit on the Board.

Committee members had a lengthy discussion regarding the proposed ad hoc committee. Some of the issues discussed included:

- Number of citizens to sit on the ad hoc committee.
- Selection of committee members for the ad hoc committee.
- Potential for committee members with a pre-formed opinion.
- Whether or not such a committee is necessary.
- Goals of ad hoc committee.

A motion was made by Graffrath, seconded by Russo (Voting No: Reynolds, Truax, Crandall, Nielsen) to sponsor a resolution reducing the Allegany County Board of Legislators from 15 members to 10 members. *Motion defeated.*

Legislator Curt Crandall (*District 1*) suggested that a "report card" be prepared summarizing where our Board stands compared to other counties our size. Some issues that should be compared include: departmental budget amount, how many meetings are attended, salary, full-time vs. part-time, etc. Mr. Crandall volunteered to prepare a "report card" for committee members to review.

REFERRALS FROM OTHER COMMITTEES:

Human Services Committee

The Allegany County Office for the Aging requests approval to hire a part-time Meals-on-Wheels driver. The driver in this position resigned effective September 3, 2004. The position is 100 percent state funded. The request was approved on a motion by Truax, seconded by Reynolds and carried.

The Department of Social Services requests approval to fill a Community Service Aide position for the HEAP season, effective October 1, 2004. This position is 100 percent federally funded under the HEAP Program. The request was approved on a motion by Truax, seconded by Crandall and carried.

Transfer of Funds

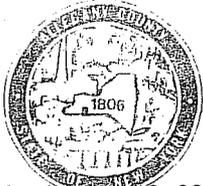
Brenda Rigby, Clerk of the Board, requested a resolution to transfer \$1,300 from A1990.4 (Contingency) to A1040.424 (Clerk, Legislative Board – Legal Advertising) to cover the estimated overage in this account. Ms. Rigby noted that the cost to publish the Notice of Public Hearing for the Solid Waste Flow Law was almost \$1,500. The request was approved on a motion by Reynolds, seconded by Crandall and carried. *Refer to Finance*

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators



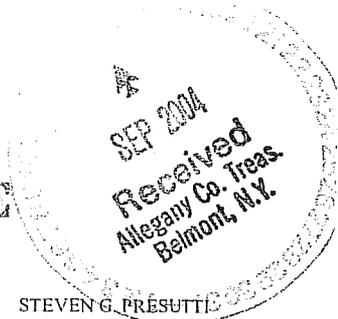
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STEVEN G. PRESUTTI
Director

Allegany County Treasurer Office
Attn: Terri Ross, Treasurer



September 13, 2004

TOWN	OWNER OF RECORD	TAX MAP NUMBER	LAND/TOTAL ASSESSMENT	TAX YEAR CORRECTING
Andover	Lee, Gregory	216.-1-942.2	\$100/\$49,000	2004 County/Town

Pursuant to Section 554 of the Real Property Tax Law, I, as Director of the Real Property Tax Service Agency for Allegany County, am to investigate any claimed error. I am to submit a written report of my finding and my recommendations for action. The following is my report: (reason for correction)

This parcel was combined with another parcel and should not have received a tax bill.

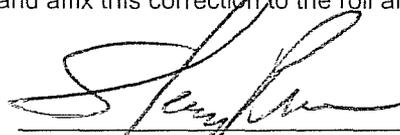
XXX	CLERICAL ERROR	ERROR IN ESSENTIAL FACT	UNLAWFUL ENTRY

I therefore recommend that the tax levying body, the Board of Legislators, make an order setting forth the correct tax as shown below and the County Treasurer is directed to make the following charges on her books:

	CORRECTED TAXABLE VALUE	CORRECTED TAX	CHARGE BACK	(For Treasurer Office use)
	\$.00/\$.00			
Allegany County		.00	335.56	A342
Medicaid		.00	315.57	A342
Town		.00	456.10	A430
Fire		.00	42.44	A430
Special Districts				
School Relevy		.00	1,534.94	
Interest & Penalties				A1090 – Interest
				A430 - 2 nd Notice
Total		\$.00	\$2,684.61	

I also direct the officer having jurisdiction of the Tax Roll to correct and affix this correction to the roll and warrant, and therefore shall become part thereof.

XXX THIS CORRECTION NEEDS BOARD APPROVAL
(over \$1,000 and/or complete removal of tax)



Steven G. Presutti, Director RPTS

(For County Administrators Use Only for Corrections \$1,000 and below, per Res # 97 - 02)

The tax in the amount of \$ \$2,684.61 was not paid

A corrected tax in the amount of \$.00 is to be paid by the applicant.

Dated: _____

Approved by _____

John E. Margeson, County Administrator

MEMORANDUM OF EXPLANATION

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

COMMITTEE: Ways and Means

DATE: September 29, 2004

Requesting a resolution for a CERTIFICATE OF PROSPECTIVE CANCELLATION for the following described parcel:

TOWN OF GENESEE
ASSESSED TO: COUNTY OF ALLEGANY
(formerly DESERT GAS EXPLORATION)
TAX MAP #188.-1-946

This parcel has delinquent taxes for the year 2002. (No production for 2003 and 2004 tax years.)

To avoid any future environmental concerns, it was determined that this parcel should be removed from any further tax sale proceedings.

A CERTIFICATE OF WITHDRAWAL was filed in the County Clerk's Office on August 21, 2004.

Requesting to remove it from any further assessment of taxes until it has been determined to be a productive well.

FISCAL IMPACT: no future taxes to be levied, town, county nor school, until further determination made.

For further information regarding this matter, contact:
Terri Ross, Allegany County Treasurer

268-9290

Request to Fill Position

Date: 9/8/04

Committee of Jurisdiction: Human Services

I would like to fill the following position:

Title Driver Department Office for the Aging

Will any positions be eliminated? no If yes, which one? _____

This position is an:

Existing position? Newly Created Position? _____ created by Resolution # _____

This position will be:

Full Time? _____ Part Time? Permanent? Temporary? _____

This position will be:

Non Union? Union? _____ covered by the _____ bargaining unit.

Grade _____ Step _____ Hourly pay rate \$5.15

Annual salary of position \$4,956 Cost of benefits for position \$480

Does this position support a mandated program/grant? no

Name of program/grant? Meals-on-wheels/SNAP (State grant)

Source of funding for position?

_____ % County 100 % State _____ % Federal _____ % Other

Amount in current years budget for this position \$5,436

Reason for need to fill this position at this time?

The Wellsville Route driver resigned effective 9/3/04. This route delivers 30 meals a day on average.

Department Head Signature _____

Date 9/8/04

Request to Fill Position

Date: 9/8/04

Committee of Jurisdiction: Human Services

I would like to fill the following position:

Title Community Service Aide Department Social Services

Will any positions be eliminated? no If yes, which one? _____

This position is an:

Existing position? Newly Created Position? _____ created by Resolution # _____

This position will be:

Full Time? Part Time? _____ Permanent? _____ Temporary? _____

This position will be:

Non Union? _____ Union? covered by the AFSCME bargaining unit.

Grade 4 Step min Hourly pay rate \$11.31

Annual salary of position _____ Cost of benefits for position _____

Does this position support a mandated program/grant? no

Name of program/grant? _____

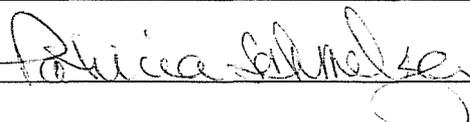
Source of funding for position?

_____ % County _____ % State 100 % Federal _____ % Other

Amount in current years budget for this position \$10,300

Reason for need to fill this position at this time?

The Department of Social Services is requesting permission to fill a Community Service Aide position for HEAP season (6 months), effective 10/1/04. This is a 100% federally 100% funded position through the HEAP program. This position has been budgeted for 2004/2005.

Department Head Signature 

Date 9/8/04

MEMORANDUM OF EXPLANATION

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

COMMITTEE: Ways & Means

DATE: September 29, 2004

The Clerk of the Board's Office requests a resolution to transfer \$1,300 from A1990.4 (Contingency) to A1040.424 (Clerk, Legislative Board – Legal Advertising) to cover the estimated overage in this account.

The high cost to publish the Notice of Public Hearing for the Solid Waste Flow Law was almost \$1,500, and the expense was not included when estimating the 2004 legal advertising budget/

FISCAL IMPACT: \$1,300

For further information regarding this matter, contact:

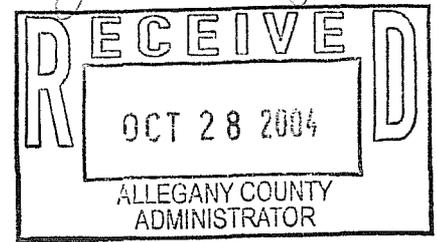
**Brenda A. Rigby, Clerk
Allegany County Board of Legislators**

268-9220

NOT
APPROVED

WAYS & MEANS COMMITTEE

October 26, 2004



Committee Members Present

K. Nielsen, C. Crandall, D. Russo, J. Palmer

Others Present

J. Margeson, B. Morris, S. Myers, S. Presutti, B. Rigby, E. Sherman

Media Present

D. LeBlanc – Olean Times Herald; S. Liebler – Wellsville Daily Reporter

Approval of Minutes

The September 29, 2004 Ways and Means Committee minutes were approved on a motion by Russo, seconded by Crandall and carried.

Tax Correction

Steven Presutti, Real Property Tax Service Agency Director, presented a request to have the following parcel removed from the tax rolls:

TOWN OF ANDOVER
Lynch, Brian

Tax Map Number: 216.-1-73
Charge Back: \$997.62

This parcel was combined with parcel 216.-1-42 in March 2002 and should not have received a bill.

The request was approved on a motion by Russo, seconded by Crandall and carried. Pursuant to Resolution No. 97-02, a resolution is required because the correction results in a complete removal of tax. **Prepare Resolution**

Partial Tax Exemption

On September 27, 2004, Resolution No. 186-04 (Adoption of Local Law Intro. No. 3-2004, Print No. 1, in Relation to a Local Law Amending Local Law No. 4 of 1987 to Provide for a Partial Tax Exemption of Real Property Owned by Certain Persons with Limited Annual Income Who are Sixty-five Years of Age or Over) was approved.

Mr. Presutti stated that the local law provides partial real property tax exemptions based on an annual income scale starting at \$12,000 and increasing by \$500 increments up to \$15,000. This scale creates technical problems for the Real Property Tax Department because it does not conform to the computer programs created to comply with the Real Property Tax Law. Mr. Presutti requested committee members to amend the local law to follow the Real Property Tax Law guidelines as follows:

ANNUAL INCOME

\$12,000

PERCENTAGE ASSESSED VALUATION
EXEMPT FROM TAXATION

50 per centum

(Continued from page 1)

ANNUAL INCOME	PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION
\$13,000	45 per centum
\$14,000	40 per centum
\$15,000	35 per centum
\$15,900	30 per centum
\$16,800	25 per centum
\$17,700	20 per centum
\$18,600	15 per centum
\$19,500	10 per centum
\$20,400	5 per centum

The request was approved on a motion by Russo, seconded by Crandall and carried. **Amend Local Law – Prepare Resolutions**

Medicaid Line on Tax Bills

Mr. Presutti informed committee members that they would need to decide if they want to include a separate line on the tax bills for Medicaid as they did last year. Committee members briefly discussed the matter and decided that it would be clearer and more informative to distribute a fact sheet. Mr. Presutti indicated that although a fact sheet could not be mailed in the same envelope as the tax bills, they could be distributed to the tax collectors at the same time.

Change in Board Date

A motion was made by Russo, seconded by Crandall and carried to change the second Board meeting in December from Monday, December 27, to Thursday, December 30. **Prepare Resolution**

Tax Sale Bid

Terri Ross, County Treasurer, forwarded information to committee members regarding the Woodworth property (Tax Map #225.-1-13.1) sold at auction on October 7, 2004. There were nine bidders, and the high bid amount was \$59,000. The buyer was responsible for the 10 percent buyer's premium, 2004-2005 school taxes, recording costs, and transfer tax. A motion was made by Crandall, seconded by Nielsen and carried to accept the bid. **Prepare Resolution**

Year End Resolutions

Brenda Rigby, Clerk of the Board, presented the following requests for resolutions that will need to be prepared for consideration at Board meetings in December as follows:

A resolution fixing the date of the Organization Meeting for Monday, January 3, 2005 – **December 27, 2004** Board meeting. The request was approved on a motion by Russo, seconded by Crandall and carried. **Prepare Resolution**

A resolution suspending the Board rules affecting proposed resolutions for the Organization meeting. – **December 27, 2004** Board meeting. The request was approved on a motion by Crandall, seconded by Nielsen and carried. **Prepare Resolution**

It was noted that the Ways and Means Committee plans to sponsor a resolution to change the date of the last Board meeting in December.

Transfer of Funds

The Clerk of the Board's Office requests a resolution transferring \$972 from A1010.402 (Legislative Board – Mileage) to A1010.101 (Legislative Board – Personnel Services) to cover a shortfall caused by a transfer in May 2004 (per Resolution No. 115-04) and accrued liability days at year's end. The request was approved on a motion by Russo, seconded by Crandall and carried.

Prepare Resolution

Executive Session

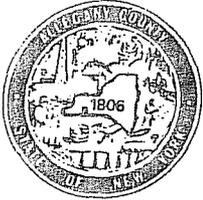
A motion was made by Russo, seconded by Crandall and carried to enter into executive session to discuss collective negotiations. Following the executive session, a motion to return to regular session was made by Russo, seconded by Crandall and carried.

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators



ALLEGANY COUNTY REAL PROPERTY TAX SERVICE

COURTHOUSE • 7 COURT STREET • BELMONT, NEW YORK 14813
TELEPHONE (585) 268-9381 • FAX (585) 268-9614

October 11, 2004

www.alleganyco.com

STEVEN G. PRESUTTI

Director

Terri Ross, Treasurer
Allegany County

TOWN	OWNER OF RECORD	TAX MAP NUMBER	LAND/TOTAL ASSESSMENT	TAX YEAR CORRECTING
Andover	Lynch, Brian	216.-1-73	\$4,100/\$18,800	2003 County/Town

Pursuant to Section 554 of the Real Property Tax Law, I, as Director of the Real Property Tax Service Agency for Allegany County, am to investigate any claimed error. I am to submit a written report of my finding and my recommendations for action. The following is my report:

This parcel was combined with parcel 216.-1-42 in March 2002 and should not have received a bill.

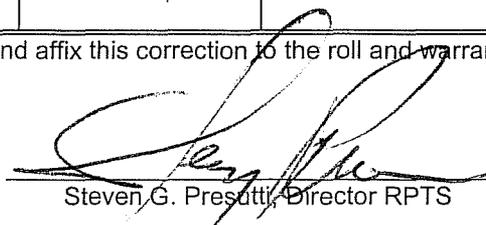
CLERICAL ERROR	XXX	ERROR IN ESSENTIAL FACT	UNLAWFUL ENTRY
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I therefore recommend that the tax levying body, the Board of Legislators, make an order setting forth the correct tax as shown below and the County Treasurer is directed to make the following charges on her books:

	CORRECTED TAXABLE VALUE	CORRECTED TAX	CHARGE BACK	(For Treasurer Office use)
	\$00/\$00			
Allegany County		.00	223.29	A342
Town		.00	168.50	A430
Fire		.00	17.99	A430
Village Relevy				A441
School Relevy		.00	587.84	A440
Special Districts				
School				A440 (All School \$'s)
Library				A440 (All School \$'s)
Interest & Penalties				A1090 – Interest
				A430 - 2 nd Notice
Total		\$.00	\$997.62	

I also direct the officer having jurisdiction of the Tax Roll to correct and affix this correction to the roll and warrant, and therefore shall become part thereof.

THIS CORRECTION NEEDS BOARD APPROVAL
(over \$1,000 and/or complete removal of parcel)


Steven G. Presutti, Director RPTS

(For County Administrators Use Only for Refund/Corrections \$1,000 and below, per Res # 97 - 02)

The tax in the amount of \$ was not paid.

A corrected tax in the amount of \$ is due from the applicant.

Dated: _____

Approved by _____

John E. Margeson, County Administrator

CC: Tax Collector, Assessor

APPLICATION FOR CORRECTED TAX ROLL FOR THE YEAR 2003

Part 1: To be completed in duplicate by Applicant. APPLICANT MUST SUBMIT BOTH COPIES TO COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES. (In Nassau and Tompkins Counties submit to Chief Assessing Officer).

NOTE: To be used only prior to expiration of warrant for collection. For wholly exempt parcel, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll.

Form fields for owner information: 1a. Name of owner (Lynch, Brian), 1b. Mailing address (Andover, NY 14806), 2. Telephone No., 3. Parcel Location (E. Greenwood St), 4. Description of real property as shown on tax roll or tax bill (#216.-1-73)

5. Account no. 00000000923, 6. Amount of Taxes Currently Billed \$997.62

7. I hereby request a correction of tax levied by Town of Andover for the following reason (use additional sheets if necessary): This parcel was combined with parcel #216.-1-42 in March 2002 and should not have received a bill.

Date 10/25/04, Signature of Applicant Martha Thompson, Assessor

Part II: For use by County director:

Note: County Director shall attach written report (including documentation of error in essential fact) and recommendation. Indicate type of error and paragraph of subdivision 2,3 or 7 of Section 550 under which error falls.

Date application received: 10/16/04, Period of warrant for collection of taxes: 11/03 - 12/31/03, Recommendation: X Approve application, Signature of County Director

Part III: For use by TAX LEVYING BODY or OFFICIAL DESIGNATED BY RESOLUTION

Form fields for resolution: APPLICATION APPROVED, Amount of taxes currently billed, Notice of approval-date mailed to applicant, Corrected tax, APPLICATION DENIED, Reasons:

Seal of Office, Date, Signature of Chief Executive Officer or Official Designated by Resolution

2004 TAX SALE BIDS

TOWN	OWNER(S)/FORMER OWNERS(S)	TAX MAP #	ASSESSED VALUE	BID AMOUNT	10% BUYER PREMIUM	2004 TAX	BACK TAXES	PROFIT <LOSS>
SCIO	WOODWORTH, DAVID	225.-1-13.1	\$68,220.00	\$59,000.00	\$5,900.00	\$5,463.80	\$8,741.21	\$44,794.99

* Buyer was responsible for 10% Buyers Premium, 04-05 School Tax, recording costs, and transfer tax.

MEMORANDUM OF EXPLANATION

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

COMMITTEE: _____

DATE: _____

The Clerk of the Board's Office is requesting a transfer of funds from Appropriation Account A1010.402 (Legislative Board Mileage) to A1010.101 (Legislative Board Personnel Services) in the amount of \$972 to cover a shortfall caused by a transfer in May 2004 (per Resolution No. 115-04) and five Accrued Liability days at year's end (December 27 through 31).

FISCAL IMPACT: None

For further information regarding this matter, contact:

Brenda A. Rigby, Clerk of the Board
Name and Department

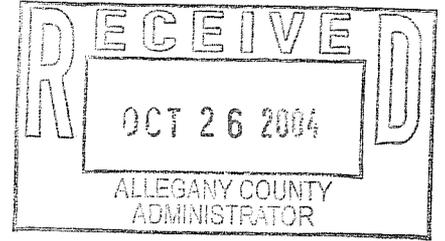
X 220
Telephone Number

NOT
APPROVED

WAYS & MEANS COMMITTEE

October 25, 2004

John Mageson



Committee Members Present

K. Nielsen, C. Crandall, B. Reynolds, J. Palmer

Public Works Engineer Position

David Roeske, Superintendent of Public Works, requested approval to fill the open Public Works Engineer position. Mr. Roeske indicated that the position would be shared with the Health Department. The request was approved on a motion by Truax, seconded by Crandall and carried.

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

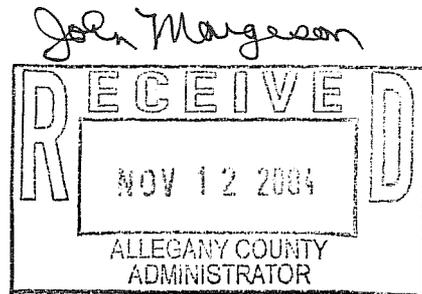
Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators

NOT
APPROVED

WAYS & MEANS COMMITTEE

November 8, 2004



Committee Members Present

K. Nielsen, C. Crandall, J. Graffrath, B. Reynolds, D. Russo, R. Truax, J. Palmer

Attorney/Client Session

A motion was made by Reynolds, seconded by Graffrath and carried to enter into attorney/client session. Following the attorney/client session, a motion was made by Reynolds, seconded by Truax and carried to return to regular session.

Legislative Board Comparisons

Legislator Curt Crandall distributed copies of information summarizing a comparison of the size, compensation and form of government of Allegany County to other counties. Mr. Crandall also provided a description of the various types of county government. Committee members will review the material and plan to discuss it at their next meeting.

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

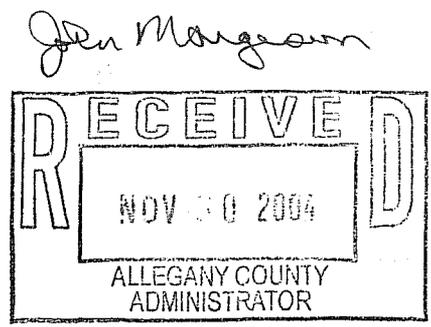
Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators

NOT
RECORDED

WAYS & MEANS COMMITTEE

November 24, 2004



Committee Members Present

K. Nielsen, C. Crandall, J. Graffrath, B. Reynolds, D. Russo, R. Truax, J. Palmer

Others Present

R. Bennett, J. Margeson, B. Morris, B. Rigby

Media Present

S. Liebler – Wellsville Daily Reporter

Approval of Minutes

The October 26 and November 8, 2004 Ways and Means Committee minutes were approved on a motion by Truax, seconded by Reynolds and carried.

Employee Evaluations

Legislator Daniel Russo, Chairman of the Personnel Committee, distributed copies of employee evaluation forms for committee members to review for further discussion and approval at a special Ways and Means Committee meeting to be held on December 13 at 1:00 p.m. Committee members briefly discussed the following issues relative to employee evaluations:

- Evaluators should be trained.
- If the evaluations will be used for disciplinary purposes with union employees, the matter would need to be part of negotiations.
- Department heads can deny a non-unit employee an increment if it's warranted.
- There needs to be an appeal process.

Structure of Legislative Board

At a special Ways and Means Committee meeting on November 8, Legislator Curt Crandall distributed copies of information summarizing a comparison of the size, compensation and form of government of Allegany County to other counties.

Mr. Crandall indicated that he would like the current number of legislators and committee system to remain in place. Mr. Crandall believes that reducing the number of legislators will result in a very minuscule if any financial savings. Considering the number of County departments and standing committees, Mr. Crandall believes the County is best served with 15 legislators. Mr. Crandall also mentioned the potential for a large turnover in legislators at the election next year and felt that a reduction in the number of legislators could create additional problems and confusion.

Legislator Daniel Russo commented that once the new legislature is in place, the issue should be reevaluated. Mr. Russo believes that a reduction in the number of legislators will improve efficiency as many issues get caught in committees. Both Mr. Russo and Legislator James Graffrath indicated that they would like the legislature reduced to ten.

Legislator Ronald Truax indicated that he believes the matter should be decided by the full Board.

A motion was made by Crandall, seconded by Reynolds and carried to leave the number of legislators at 15. (Voting No: Graffrath, Russo)

Charge Backs to Towns for Tax Supplies

The Real Property Tax Department requests a resolution ordering that the cost of the assessment rolls, field books and various other tax supplies purchased or provided by the County to the Towns within Allegany County shall be charged back to the towns on the 2005 tax rolls. The total charge back is \$39,964.80. (A list of each town and the respective charge back amount is attached to the original minutes.) The request was approved on a motion by Reynolds, seconded by Truax and carried. **Prepare Resolution**

Copier Bids

Brenda Rigby, Clerk of the Board, stated that the lease on the small central service copier expires in February and her office recently requested bids from various copier vendors. Ms. Rigby plans to present the bids with a recommendation at the next Ways and Means Committee meeting.

Mr. Graffrath commented on the high cost of some maintenance agreements. Mr. Graffrath indicated that tremendous savings could sometimes be obtained when an old refurbished copier is used instead of leasing a new one.

REFERRALS FROM OTHER COMMITTEES:

Human Services Committee

The Social Services Department requests approval to fill a Senior Social Welfare Examiner position that became vacant when an employee retired and a Caseworker position that became vacant when an employee resigned. The requests were approved on a motion by Truax, seconded by Crandall and carried.

A motion was made by Truax, seconded by Crandall and carried to abolish one vacant Social Welfare Examiner position in the Social Services Department. **Prepare Resolution**

The Health Department requests approval to fill a Public Health Nurse position vacated for a leave of absence and subsequent resignation. The request was approved on a motion by Truax, seconded by Crandall and carried.

Planning & Development and Finance Committees

The Planning & Development and Finance Committees request a resolution approving an amended Interlocal Agreement between Allegany County and the County of Cattaraugus Workforce Investment Act of 1998 and authorizing the Chairman of the Board to executive said agreement. The request was approved on a motion by Truax, seconded by Reynolds and carried. **Prepare Resolution**

The Planning and Development Committee requests a resolution approving an agreement between the Workforce Investment Board and Allegany County for operation of the One Stop Center and authorizing the Chairman of the Board to execute said agreement. The term is from July 1, 2004 through June 30, 2005. The request was approved on a motion by Graffrath, seconded by Reynolds and carried. *Prepare Resolution*

Public Works Committee

The Public Works Department requests approval to fill the newly created County Engineer position. It was noted that the amount of time spent on approving septic systems would be charged back to the Health Department. The request was approved on a motion by Truax, seconded by Graffrath and carried.

Medicaid Money for Recruitment and Retention of Nurses

Legislator Brent Reynolds questioned how the \$15,000-\$16,000 that the County expects to receive from Medicaid for the recruitment and retention of nurses will be distributed or spent. It was noted that last year it was distributed to the nurses as a bonus. Terri Ross, County Treasurer, has indicated that any disbursement of the funds will require committee approval.

Committee members briefly discussed a few options including using the money for educational purposes and paying the money out as a bonus to the nurses. Committee members also discussed the obligation to pay FICA and retirement costs associated with distributing the money as a bonus.

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators

TAX CHARGES FOR 2005 TOWN AND COUNTY TAXES

Number of Parcels X \$1.20 (Town on its own P/C)

TOWN	# OF PARCELS	PER PARCEL	TOTAL
ALFRED	1,241	\$ 1.20	\$ 1,489.20
ALLEN	552	\$ 1.20	\$ 662.40
ALMA	1,022	\$ 1.20	\$ 1,226.40
ALMOND	1,126	\$ 1.20	\$ 1,351.20
AMITY	1,418	\$ 1.20	\$ 1,701.60
ANDOVER	1,329	\$ 1.20	\$ 1,594.80
ANGELICA	1,075	\$ 1.20	\$ 1,290.00
BELFAST	1,162	\$ 1.20	\$ 1,394.40
BIRDSALL	564	\$ 1.20	\$ 676.80
BOLIVAR	1,594	\$ 1.20	\$ 1,912.80
BURNS	793	\$ 1.20	\$ 951.60
CANEADEA	1,382	\$ 1.20	\$ 1,658.40
CENTERVILLE	612	\$ 1.20	\$ 734.40
CLARKSVILLE	1,077	\$ 1.20	\$ 1,292.40
CUBA	2,233	\$ 1.20	\$ 2,679.60
FRIENDSHIP	1,282	\$ 1.20	\$ 1,538.40
GENESEE	1,195	\$ 1.20	\$ 1,434.00
GRANGER	584	\$ 1.20	\$ 700.80
GROVE	669	\$ 1.20	\$ 802.80
HUME	1,205	\$ 1.20	\$ 1,446.00
INDEPENDENCE	804	\$ 1.20	\$ 964.80
NEW HUDSON	751	\$ 1.20	\$ 901.20
RUSHFORD	1,681	\$ 1.20	\$ 2,017.20
SCIO	1,217	\$ 1.20	\$ 1,460.40
WARD	435	\$ 1.20	\$ 522.00
WELLSVILLE	3,741	\$ 1.20	\$ 4,489.20
WEST ALMOND	504	\$ 1.20	\$ 604.80
WILLING	1,085	\$ 1.20	\$ 1,302.00
WIRT (no P/C)	971	\$ 1.20	\$ 1,165.20
TOTAL	33,304		\$ 39,964.80

John Margeson
RECEIVED
DEC 20 2004
ALLEGANY COUNTY
ADMINISTRATOR

WAYS & MEANS COMMITTEE

December 13, 2004

Committee Members Present

K. Nielsen, C. Crandall, J. Graffrath, B. Reynolds, D. Russo, J. Palmer

Others Present

D. Button, D. Guiney, J. Margeson, B. Rigby

Media Present

S. Liebler – Wellsville Daily Reporter

Attorney/Client Session

A motion was made by Crandall, seconded by Reynolds and carried to enter into attorney/client session. Following the attorney/client session, a motion to return to regular session was made by Reynolds, seconded by Russo and carried.

Legal Proceedings to Recover Medicaid Overpayments

A motion was made by Crandall, seconded by Russo and carried to sponsor a resolution authorizing the County Attorney to institute legal proceedings against pharmaceutical companies, manufacturers, wholesalers, retailers and/or other responsible parties as may be necessary and appropriate to recover overpayments incurred by Allegany County as a result of a scheme among pharmaceutical companies to artificially inflate the average wholesale price of Medicaid prescription drugs provided to Allegany County residents. Prepare Resolution

Cellular One Contract

Deborah Button, Information Technology Director, requested approval to sign a two-year contract with Cellular One. Ms. Button stated that the new contract provides for new technology, and although we will require new phones, we should save approximately \$300 per month. Cellular One has recently constructed new towers in Friendship, Belmont and Alfred. Several departments have tested the new phones and reported excellent results. Ms. Button indicated that with a two-year commitment, Cellular One would provide the new phones for \$.99 each. Ms. Button stated that we currently have 111 phones. The request was approved on a motion by Crandall, seconded by Russo and carried.

Maximus Contract

Brenda Rigby, Clerk of the Board, requested a resolution approving an agreement with Maximus, Inc. to prepare County wide cost allocation plans and related indirect cost rate proposals for 2004 and 2005 for federal aid. Ms. Rigby indicated that their fee of \$14,400 for two years (\$7,200 payable each year) remains the same as the previous contract. The request was approved on a motion by Russo, seconded by Crandall and carried. Prepare Resolution

The Reporter Company Agreement

Brenda Rigby, Clerk of the Board, received two bids for the printing and binding of the 2004 Journal of Proceedings. The bid from the Reporter Company of Walton, New York, was for \$2.89 per page. The bid from Two Brothers Printing in Moravia, New York, was for \$3.56 per page. Ms. Rigby indicated that due to a change in the New York State Law, the proceedings may now be recorded and distributed electronically which reduces the number of printed volumes required. Ms. Rigby indicated that they are now printing the proceedings for about one-third of what is cost several years ago. A motion was made by Reynolds, seconded by Crandall and carried to accept the low bid from the Reporter Company. **Prepare Agreement (No Resolution Required)**

Copier Bids

Ms. Rigby indicated that her office received a total of eleven bids for a copier to replace the small central service copier. The eleven bids included eight different machines from six different vendors. Ms. Rigby indicated that several of the quotes are for less than we are currently paying, and she hopes to be able to save approximately \$100 per month depending on which machine is chosen.

After a brief discussion, committee members requested Ms. Rigby to investigate the possibility of using a refurbished machine before a final decision is made.

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators

AUTHORIZING COUNTY ATTORNEY TO INSTITUTE LEGAL PROCEEDINGS

Offered by: Ways and Means Committee

RESOLVED:

1. The County Attorney be and hereby is authorized to institute legal proceedings against pharmaceutical companies, manufacturers, wholesalers, retailer and/or other responsible parties as may be necessary and appropriate to recover overpayments incurred by Allegany County as a result of a scheme among pharmaceutical companies to artificially inflate the average wholesale price of Medicaid prescription drugs provided to Allegany residents.

2. The County Attorney or his duly designated representative is hereby authorized and empowered to undertake such legal proceedings and prepare all documents necessary or desirable to accomplish the purpose of this Act.

3. This resolution shall take effect immediately.

MEMORANDUM OF EXPLANATION

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

COMMITTEE: Ways & Means

DATE: December 13, 2004

A resolution is requested to approve an agreement with Maximus, Inc. in the amount of \$14,400 to prepare the County-wide cost allocation plan and related indirect cost rate proposals for 2004 and 2005 for federal aid. The proposal is consistent with prior agreements, and their fee of \$14,400 (\$7,200 each year) remains the same as the previous contract.

FISCAL IMPACT: \$7,200 (In 2005 budget – account A1040.429)

For further information regarding this matter, contact:

**Brenda A. Rigby, Clerk
Allegany County Board of Legislators**

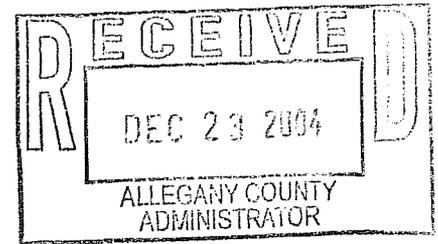
268-9220

NOT
APPROVED

WAYS & MEANS COMMITTEE

December 22, 2004

John Margeson



Committee Members Present

K. Nielsen, C. Crandall, J. Graffrath, B. Reynolds, D. Russo

Others Present

C. Braack, J. Margeson, B. Rigby

Media Present

D. LeBlanc – Olean Times Herald

Approval of Minutes

The November 24 and December 13, 2004 Ways and Means Committee minutes were approved on a motion by Crandall, seconded by Reynolds and carried.

Records Storage

Craig Braack, Records Management Officer, updated committee members on the progress at the records storage building. Mr. Braack indicated that the secured area of the building has been full for a few years. The purchase of security gates for the other half of the storage area was recently authorized, and a bid from Portville Storage was accepted. The security gates were installed about two weeks ago.

Mr. Braack indicated that the records storage building provides 7,400 square feet of storage and is currently about 96 percent full. The County Clerk's Office plans to start transferring files to the new secured area after the first of the year. With the addition of these new records, the building will be about 98 percent full. Mr. Braack asserted that in about six to eight months lack of storage would once again become an issue, and we will need to start looking for more available space.

Mr. Braack expressed hope that once the new Public Safety Complex is completed and the current jail is vacated that the space might be available to meet our storage needs. Mr. Braack said it would provide the most secure storage in the area. No decisions have been made regarding the use of the current jail space. Some of the current facilities such as the elevator to the jail will continue to be used by the Sheriff's Office.

Mr. Braack briefly explained the Records Retention Schedule and the requirement to permanently keep many records. Mr. Braack also described the process to store and retrieve material in the records storage building.

Committee members briefly discussed options for permanent storage such as the use of pallets and shrink-wrap for files that normally don't need to be accessed. The current method of storing boxes on shelves requires more space than what the pallets would require.

Official Newspapers

Brenda Rigby, Clerk of the Board, stated that the Republican Party members of the Board of Legislators requested a resolution designating official newspapers for the publication of local laws, notices and other matters required by law to be published in 2004. It was noted that the law provides that the last newspaper designation made by members of the minority party shall remain the designated newspaper of the Democrat Party. On a motion by Graffrath, seconded by Crandall and carried the committee authorized the following newspaper designations: **Prepare Resolution**

Concurrent Resolutions for the Legislature:

Cuba Patriot & Free Press, Cuba, NY (Republican)
The Alfred Sun, Alfred, NY (Democrat)

Election Notices and Official Canvass:

Wellsville Daily Reporter, Wellsville, NY (Republican)
The Alfred Sun, Alfred, NY (Democrat)

Official Newspapers:

Wellsville Daily Reporter, Wellsville, NY (Republican)
The Alfred Sun, Alfred, NY (Democrat)

Adjournment

There being no further business to come before the committee, the meeting was adjourned.

Respectfully submitted,

Brenda A. Rigby, Clerk of the Board
Allegany County Board of Legislators