

**ALLEGANY COUNTY BOARD OF LEGISLATORS
REGULAR SESSION
JUNE 8, 2015**

****APPROVED ****

CALL TO ORDER: The regular meeting of the Board of Legislators was called to order at 2:05 p.m. by Chairman Curtis W. Crandall.

PLEDGE OF ALLEGIANCE TO THE FLAG: The Pledge of Allegiance was led by former United States Army Specialist Fifth Class Leonard C. Gasiewicz.

INVOCATION: The Invocation was given by Legislator Pullen.

ROLL CALL: 14 Legislators Present: Scott Burt, Curtis Crandall, David Decker, Dwight Fanton, Karl Graves, Dwight "Mike" Healy, Theodore Hopkins, Charles Jessup, Kevin LaForge, Aaron McGraw, Timothy O'Grady, David Pullen, Debra Root, Norman Ungermann, Jr. Absent: Philip Curran

APPROVAL OF MINUTES:

The Board meeting minutes of May 26, 2015, were approved on a motion made by Legislator Decker, seconded by Legislator Graves, and carried.

PUBLIC HEARING:

Chairman Crandall closed the regular meeting to hold a public hearing on Local Law Intro. No. 2-2015, entitled "A Local Law Establishing the Office of Planning." Comments from the public included the following:

Lee Gridley from Wellsville, member of the Allegany County Planning Board, strongly encouraged the Legislative Board to support the establishment of the Office of Planning. She feels Planning is far different from Development, and should be separate.

Ed Eicher from Wellsville, Chairman of the Allegany County Comprehensive Plan Implementation Group, urged support for the establishment of the Planning Office. He believes the Comprehensive Plan has allowed the County to take a proactive approach to handling planning issues, and feel an Office of Planning would be beneficial.

As there were no further comments, the public hearing was declared closed, and the Board reconvened in regular session.

PRIVILEGE OF THE FLOOR:

Chairman Crandall presented a certificate to Leonard C. Gasiewicz, former United States Army Specialist Fifth Class, in grateful appreciation of his service to our country. Mr.

Gasiewicz's service dates were from August 23, 1961, to August 23, 1964. Following Basic Training at Fort Dix, NJ, assignments included: Fort Gordon, GA, South Korea, and Fort Carson, CO. Commendations he received included: Good Conduct Medal, Overseas Ribbon, and Marksmanship Badge. Mr. Gasiewicz led the Pledge of Allegiance to the Flag at the beginning of the meeting as part of the Veterans' Honorary Pledge of Allegiance Program.

United Way Executive Director Barbara Bates addressed the group regarding United Way Day. She noted that one in three Allegany County residents is touched by United Way support. Ms. Bates encouraged those in attendance to support the United Way. Give Allegany Day will be held on June 12, 2015. On that day, everyone is encouraged to donate five dollars to the United Way, and tell five friends to do the same. Donations can be made online at www.ACUW.com.

ACCORD Domestic Violence Program Manager Heather M. Frost spoke to the group regarding Elder Abuse Awareness Month. Ms. Frost stated that there are about thirty cases of elder abuse reviewed each year in Allegany County. Many cases are not reported. The most prominent form of abuse is self-neglect. Abuse from a significant other or child is also prominent. June 15, 2015, is World Elder Abuse Awareness Day. She encouraged everyone to wear purple that day to help raise awareness.

ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:

1. Report of Tax Bill Corrections Approved by the County Administrator in May.
2. Report of IntraFund Transfers Approved by the County Administrator in May.
3. Notice of next InterCounty Association meeting to be hosted by Ontario County in Naples on June 19.
4. Bare Knuckle Box Hall of Fame Induction Day – August 1, 2015, Program.

PROCLAMATION:

Chairman Curtis W. Crandall proclaimed June 12, 2015, as **UNITED WAY DAY** in Allegany County.

Chairman Curtis W. Crandall Proclaimed June 2015 as **ELDER ABUSE AWARENESS MONTH** in Allegany County.

RESOLUTIONS:

RESOLUTION NO. 134-15

**ADOPTION OF LOCAL LAW INTRO. NO. 2-2015, PRINT NO.1, A LOCAL LAW
ESTABLISHING THE OFFICE OF PLANNING**

Offered by: Planning & Economic Development Committee

RESOLVED:

1. That proposed Local Law, Intro. No. 2-2015, Print No. 1, is adopted without any change in language, to wit:

COUNTY OF ALLEGANY

Intro. No. 2-2015

Print No. 1

A LOCAL LAW ESTABLISHING THE OFFICE OF PLANNING

BE IT ENACTED, by the Board of Legislators of the County of Allegany, State of New York, as follows:

Section 1. Office of Planning. There is hereby created within the County government an Office of Planning to conduct research and analysis on behalf of the Board of Legislators, County Departments and Offices, and oversee the preparation of plans and reports concerned with County planning and development programs.

Section 2. Head of Office of Planning. The head of such office shall be the Director of Planning who shall be appointed by the County Board of Legislators and serve during the pleasure of the Board and until a successor is appointed and has qualified.

Section 3. Qualifications. At the time of appointment, the Director of Planning shall have the following education, training and/or experience:

a. Graduation from a regionally accredited college or university or one accredited by the New York State Board of Regents to grant degrees with a Master's degree in planning, architecture, engineering, environmental studies, geosciences, or a closely related field and two (2) years of experience in planning or economic development; or

b. Graduation from a regionally accredited college or university or one accredited by the New York State Board of Regents to grant degrees with a Bachelor's degree in planning, architecture, engineering, environmental studies, geosciences, or a closely related field and three (3) years of experience in planning or economic development; or

c. Graduation from a regionally accredited college or university or one accredited by the New York State Board of Regents to grant degrees with an Associate's degree in

planning, architecture, engineering, environmental studies, geosciences, or a closely related field and four (4) years of experience in planning or economic development.

Section 4. Salary. The Director of Planning shall receive an annual salary to be fixed by the Board of Legislators.

Section 5. Powers and Duties. Without curtailing, diminishing or transferring the powers of any elected County official, the Director of Planning shall be responsible for the overall planning and development efforts of the Board of Legislators and County Departments and Offices and shall have all the powers and perform all the duties necessarily incidental thereto. Such powers and duties include the following:

- a. responsible for all phases of the planning and development programs including planning, organizing, directing and coordinating the work of personnel for efficient and effective operations;
- b. responsible for financial planning of the Office of Planning;
- c. liaison with local and regional public officials and professional organizations engaged in planning activities;
- d. oversee research and planning activities in matters pertaining to land use, natural environment, Geographic Information System (GIS) and other related areas and software;
- e. prepare and supervise the preparation of a variety of statistics, data, plans, designs, charts, records and reports to assist in the County's overall planning efforts;
- f. assist and guide the County Planning Board in its mandated local planning and zoning referral duties and operations and act as agent for the County Planning Board;
- g. coordinate County and regional land use and development policy and programs with local governments in the areas of housing, agriculture, community planning, infrastructure, and transportation;
- h. oversee the review of individual planning programs of smaller divisions of government and propose methods for coordinating such programs with unified programs on a regional basis;
- i. confer with officials of government and representatives of various professional and lay groups and other parties regarding planning and development;

- j. work with regional boards and agencies established by state or federal law;
- k. determine personnel requirements and appoint staff in compliance with state law and local civil service rules;
- l. oversee the provision of training certification for County Planning Board and local planning and zoning officials;
- m. assists, writes and administers grant applications in support of Comprehensive Plan projects and other intergovernmental programs;
- n. coordinate interdepartmental grants, projects, and Geographic Information System (GIS) services;
- o. work with the Economic Development Office to support and assist economic development efforts;
- p. to have such other related powers and perform such other related duties as may now or hereafter be confirmed or imposed by the Board of Legislators.

Section 6. Limitations. Nothing contained herein shall be deemed to alter or impair any powers, duties or responsibilities which are provided to the County Board of Legislators under law, nor shall anything herein be deemed to curtail, diminish or transfer the powers of any elected County official.

Section 7. Separability of Provisions. If any clause, sentence, paragraph, subdivision, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment, decree or order shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation of the clause, sentence, paragraph, subdivision, section, or part thereof directly involved in the controversy in which such judgment, decree or order shall have been rendered.

Section 8. Effective Date. This Local Law shall take effect immediately.

Moved by: Mr. Hopkins
Seconded by: Mr. Jessup

Adopted: Roll Call
14 Ayes, 0 Noes, 1 Absent

RESOLUTION NO. 135-15

**CREATION OF ONE POSITION OF PLANNING AND DEVELOPMENT SPECIALIST
WITHIN THE OFFICE OF PLANNING; ABOLISHMENT OF ONE POSITION OF CLERK
WITHIN THE OFFICE OF DEVELOPMENT**

Offered by: Planning & Economic Development and Personnel Committees

RESOLVED:

1. That one position of full-time Planning and Development Specialist (AFSCME, Grade 13, Step Base) is created in the Office of Planning.
2. That one position of Clerk (AFSCME, Grade 4) in the Office of Development is abolished.
3. This resolution shall take effect immediately.

Moved by: Mr. Hopkins
Seconded by: Ms. Root

Adopted: Roll Call
14 Ayes, 0 Noes, 1 Absent

RESOLUTION NO. 136-15

**ESTABLISHING A 2015 CAPITAL PROJECT ACCOUNT FOR JAIL TECHNOLOGY
SYSTEM UPGRADE; PROVIDING FUNDING FOR SUCH CAPITAL ACCOUNT**

Offered by: Ways & Means Committee

RESOLVED:

1. A Capital Project Account, designated as Account H3199, Jail Technology System Upgrade, is hereby established.
2. That the sum of \$300,000 is transferred from Account No. A1990.429 (Contingency) to Account No. H3199.200 (Jail Technology System Upgrade), to purchase new computer hardware, servers, upgrades to the intercom, security and records management systems.

Moved by: Mr. Jessup
Seconded by: Mr. Fanton

Adopted: Roll Call
10 Ayes, 4 Noes, 1 Absent
Voting No: Burt, Decker, O'Grady, Ungermann

Comments made regarding Resolution No. 136-15 included the following: Legislator Ungermann asked if the upgrade would help with overtime. Sheriff Whitney indicated that it had nothing to do with overtime; it is an upgrade to the security system. Legislator Burt expressed his concern for the cost of the project, especially when there are other expensive

projects that they need to decide on. He feels the Board should take a harder look at prioritizing these projects. Legislator Hopkins stated that they had looked at this during the 2015 budget process. At that time it was decided this should be a capital project rather than part of the budget. That's why this is being brought forward now. Legislator Pullen reminded everyone that this is a one-time capital expense, not an annual expense. He wants to be careful on what he supports, but noted that this had been in the planning stages for quite some time, and that it was time to implement this. Legislator Healy asked the Sheriff how old the current system is. The Sheriff indicated that the current system was installed when the jail was built, which would make the system seven years old. Legislator Healy questioned how long it would be before it needed to be replaced again. Sheriff Whitney replied that it would be hard to estimate. It would depend on the changes in technology.

RESOLUTION NO. 137-15

RESOLUTION REQUESTING THE NEW YORK STATE LEGISLATURE TO AMEND SECTION 4-117 OF THE ELECTION LAW TO ALLOW THE USE OF STANDARD MAIL

Offered by: Personnel Committee

WHEREAS, recent changes to voting requirements at both the state and federal level have resulted in an enormous increase in the cost of holding elections; and

WHEREAS, a significant cost of holding elections in New York State is borne by counties through their Boards of Elections, and

WHEREAS, New York State has enacted legislation designed to force municipalities to cut costs and operate more efficiently, and

WHEREAS, New York State Election Law Section 4-117 currently requires that on an annual basis Boards of Elections send various notices by First-Class mail to all registered voters, and

WHEREAS, the federal government through the U.S. Postal Service has authorized the use of a class of mail referred to as "Standard Mail" for official communications related to voter registration and elections, and

WHEREAS, the Standard Mail rate is less than the cost of First-Class postage and authorizing its use would result in significant savings to Boards of Elections throughout the state, and

WHEREAS, if allowed to use Standard Mail, estimated annual savings to Allegany County alone would amount to between \$1,500 and \$2,000, now therefore, be it

RESOLVED:

1. That the Allegany County Board of Legislators does hereby urge the New York State Legislature to enact legislation amending Election Law Section 4-117 so as to allow the use of Standard Mail in place of First-Class mail for any required mailings to registered voters.

2. That certified copies of this resolution be sent to Senator Catharine M. Young; Assemblyman Joseph M. Giglio; the New York State Association of Counties and the InterCounty Association of Western New York.

Moved by: Ms. Root
Seconded by: Mr. Pullen

Adopted: Voice Vote

Comments made regarding Resolution No. 137-15 included the following: Legislator Pullen remarked that he had spoken with one of the Election Commissioners about this. This postage requirement is purely a technicality. He feels this could save a lot of money and the notices will still get to the intended recipients. He urged support of the resolution. Legislator Ungermann stated that his only concern was that Standard Mail comes looking like a piece of junk mail. He hopes people will recognize it's not junk mail. He expressed his support for the resolution.

RESOLUTION NO. 138-15

APPROVAL OF GRANT APPLICATION FOR THE LONG TERM CARE OMBUDSMAN PROGRAM FOR REGION 14 (ALLEGANY AND STEUBEN COUNTY) ON BEHALF OF THE OFFICE FOR THE AGING

Offered by: Human Services and Ways & Means Committees

WHEREAS, the Office for the Aging is requesting approval to apply for grant money to oversee and administer the Long Term Care Ombudsman Program (LTCOP) for Region 14 (Allegany and Steuben County), and

WHEREAS, LTCOP serves as an advocate and resource for individuals who live in nursing homes, adult homes, and other licensed residential care facilities, and

WHEREAS, Ombudsman volunteers help residents and their families understand and exercise their rights to quality of care and quality of life, and

WHEREAS, if approved the grant would provide \$113,000, now, therefore, be it

RESOLVED:

1. That the Office for the Aging is authorized to act on behalf of the County of Allegany to apply for grant funds for the Long Term Care Ombudsman Program for Region 14.

Moved by: Mr. LaForge
Seconded by: Mr. Jessup

Adopted: Roll Call
14 Ayes, 0 Noes, 1 Absent

Comments made regarding Resolution No. 138-15 included the following: Legislator LaForge stated that Legislator Burt had raised a point in caucus. They were looking for some clarification on the MOE. Legislator LaForge indicated that he had been trying to reach Office for the Aging Director Madeleine Gasdik for clarification, but that she was at a conference. Legislator LaForge was confident that Ms. Gasdik wouldn't have asked to have it moved forward if she had any concerns. Because of the timeliness, Legislator LaForge felt it should be moved forward. He reminded his fellow Legislators that they will have another vote on its acceptance. Legislator Pullen stated that Ms. Gasdik had indicated they would receive more funding than they had in the past. He also noted that Steuben County is not going to move forward with this and the service would be gone if we don't support it. Legislator Decker expressed his support for the resolution and gave some examples of how the Ombudsman Program helps the elderly.

RESOLUTION NO. 139-15

GRANTING SALARY INCREMENTS EFFECTIVE JULY 1, 2015, TO UNIT AND NON-UNIT EMPLOYEES

Offered by: Personnel Committee

Pursuant to Resolution No. 1-69, as amended and Resolution No. 297-75, as amended

WHEREAS, seven County unit and non-unit employees are eligible to receive an annual salary increment effective July 1, 2015, and

WHEREAS, the proper County department heads have recommended that such employees receive their respective annual salary increment effective July 1, 2015, having been satisfied, after review, with each of such employees' service, with attention having been given to the efficiency with which each of such employees has performed his or her respective duties, as well as the attendance record of each and all other factors having an effect on the work record of each, and

WHEREAS, this Board concurs in such recommendation, now, therefore, be it

RESOLVED:

1. That the following listed employees are granted their respective annual increment effective July 1, 2015, to wit:

<u>Department</u>	<u>Name</u>	<u>Title</u>	<u>Avg. Increment</u>
Human Resources	Nancy M. Burdick	Human Resource Asst.	\$.5755
Dept. of Public Works	Brandy M. Brodman	Cleaner	\$.3491
Dept. of Public Works	Philip C. Washburn	Transfer Station Oper.	\$.4504
Office for the Aging	Karen Chamberlain	Aging Services Tech.	\$.5405
Dept. of Health	Joshua Schultz	Early Intervent Serv. Coord.	\$.6755
Social Services	Brigette A. Thompson	Caseworker	\$.6755
Social Services	Andrew S. Fancher	Caseworker	\$.6755

Moved by: Ms. Root
Seconded by: Mr. Graves

Adopted: Roll Call
13 Ayes, 1 No, 1 Absent
Voting No: Ungermann

Comments made regarding Resolution No. 139-15 included the following: Legislator Burt asked if these increases were "per hour". Chairman Crandall indicated that yes, they are "per hour." Legislator Ungermann asked about whether or not they received benefits. Chairman Crandall and County Administrator Alger replied that they do receive benefits.

RESOLUTION NO. 140-15

TRANSFER OF FUNDS FROM UNAPPROPRIATED FUND BALANCE ACCOUNT TO FUND RENOVATIONS ON THE THIRD FLOOR OF THE COUNTY OFFICE BUILDING

Offered by: Ways & Means Committee

RESOLVED:

1. That the sum of \$330,000 is transferred from Account No. A15.599.00 (Approp Fund Balance) to Account No. H5633.200 (County Building Jail Floor Renovations), to renovate the third floor of the County Office Building into useable office space.

Moved by: Mr. Jessup
Seconded by: Mr. Fanton

Adopted: Roll Call
9 Ayes, 5 Noes, 1 Absent
Voting No: Burt, Decker, Healy,
O'Grady, Ungermann

A motion was made by Legislator Healy and seconded by Legislator Ungermann to table Resolution No. 140-15 (Intro. No. 143-15) (**TRANSFER OF FUNDS FROM UNAPPROPRIATED FUND BALANCE ACCOUNT TO FUND RENOVATIONS ON THE THIRD FLOOR OF THE COUNTY OFFICE BUILDING**) to allow more opportunity for the Board to review the space needs. The motion to table was defeated following a roll call vote of 5 Ayes, 9 Noes, 1 Absent (opposed: Crandall, Fanton, Graves, Hopkins, Jessup, LaForge, McGraw, Pullen, and Root).

Comments made regarding Resolution No. 140-15 included the following: Legislator Burt expressed his concern about doing this in steps without a definite plan in place. Rather than spending money to clear out a space we're not sure what we're going to do with, he'd rather see the County use the money from the \$250,000 grant to renovate a smaller portion of the space that could be used for offices now. Legislator O'Grady's opinion is that it's easier to "chip away" at the project than to ask for the money all at once. It was taken out of the Courthouse building project because of the cost. Now we'll chip away at it until we get what was proposed. Legislator Fanton feels that this is the next stage in the process and that it's the right thing to do. He also remarked that plans will change. Legislator Ungermann stated that he feels the Board isn't looking far enough down the road. Legislator Root remarked that with the money from the state, this should be the next step. Legislator Pullen stated that people criticize that we have the space but aren't using it. He feels we need to do what we attempted to do when the courthouse was built. Democracy is not the fastest or most efficient, but it is the best form of government. He agrees that we will probably have other needs. The state and federal governments keep dumping mandates on us about what we do and how we do it. But right now, we have the ability to get the most space for the cheapest cost. We will probably need more money at a future point, but this will move us closer to our goal of using that space. Legislator Healy stated that he's not against utilizing space, but we've been presented with other options that might represent a different order in priority of how we use the space. He wants the Board to take a look at the other options as it might affect how the space upstairs is utilized. Legislator Decker stated that his only concern is that there should be a plan in place as to how to use the upstairs before we move forward. Legislator Graves remarked that he was working for the County when the building opened. The building was designed with areas for expansion. He indicated that within the first year, those areas were already being built in. Things changed so rapidly that the Department of Social Services had to use closets for office space. He stated that because we're dealing with Albany and Washington, we've got to plan on the fly. Chairman Crandall reminded the Board that there is a plan. Department of Social Services has been at the top of the list for lack of space. The plan gives specific square foot estimates.

RESOLUTION NO. 141-15

ACCEPTANCE OF INSURANCE PAYMENT FROM NYMIR AND APPROPRIATION OF FUNDS TO RISK RETENTION ACCOUNTS

Offered by: Ways & Means Committee

WHEREAS, a check in the amount of \$3,090.59; representing the cost less a \$500 deductible, to repair a 2013 Dodge Caravan (#5770) that was damaged when a Meals-on-Wheels driver was involved in a motor vehicle accident on or around April 28, 2015; has been offered by NYMIR (New York Municipal Insurance Reciprocal) in settlement for such damage, now, therefore, be it

RESOLVED:

1. That the sum of \$3,090.59 representing the settlement on a 2013 Dodge Caravan (#5770) that was damaged on or around April 28, 2015, is accepted.

2. That the sum of \$3,090.59 is placed in Account No. CS1931.429 (Risk Retention - Uninsured Property Loss) with a like sum credited to Revenue Account No. CS1930.2680.00 (Insurance Recovery).

Moved by: Mr. Jessup
Seconded by: Mr. Hopkins

Adopted: Roll Call
14 Ayes, 0 Noes, 1 Absent

RESOLUTION NO. 142-15

APPROVAL OF 2015 OFFICE OF CHILDREN AND FAMILY SERVICES SUBCONTRACT AGREEMENTS FOR YOUTH PROGRAMS; PROVIDING PROGRAM FUNDS; ACCEPTANCE AND APPROPRIATION OF 2015 MUNICIPAL YOUTH PROJECTS

Offered by: Resource Management and Ways & Means Committees

RESOLVED:

1. That the following Office of Children and Family Services Subcontract Agreements for calendar year 2015, are approved and appropriated as follows. These funds are paid to the County and passed through to the agencies.

<u>Agreement</u>	<u>Amount</u>	<u>Appropriation Account</u>	<u>Revenue Account</u>
Allegany County Mental Health Association, Inc. (Youth Compeer Program)	\$3,300	A7313.488	A.7313.3821.07
Allegany County Employment & Training (SYEP)	\$4,868	A7318.486	A.7318.3822.02
Literacy West NY, Inc.	\$1,440	A7318.489	A.7318.3820.50

(Career Pathways)

Cattaraugus Co. Youth Bureau – Southern Tier AmeriCorps Resource Team	\$ 574	A7327.489	A.7327.3820.00
Allegany Co. Youth Court/ Council on Alcoholism	\$4,270	A7321.483	A.7321.3825.00
Allegany Council on Alcoholism and Substance Abuse, Inc. – Week of Alternatives	\$3,167	A7312.488	A.7312.3820.85
Southern Tier Traveling Teacher HSE	\$2,825	A7318.487	A.7318.3822.03

TOTAL pass through programs from OCFS: \$20,444

2. That the Office of Children and Family Services funding for the following County-sponsored programs is approved. No budget adjustments are necessary, as these funds are allocated in the County budget.

<u>Program</u>	<u>Amount</u>	<u>Appropriation Account</u>	<u>Revenue Account</u>
Rushford Lake Project	\$7,126	7180.100	A.7180.3820.01
Youth Bureau Administration	\$7,052	A7310.000	A.7310.3820.03
Gov. for Youth/BOCES	\$3,478	A7312.489	A.7312.3820.10

TOTAL OCFS Funding for County-sponsored programs: \$17,656

3. That the 2015 Municipal Youth Projects for recreation are approved and the Office of Children and Family Services funding in the amount of \$12,579 is accepted, appropriated and credited as follows:

<u>Municipality</u>	<u>Appropriation Account</u>	<u>Revenue Account</u>	<u>Amount</u>
Village of Alfred	A7310.485	A7310.3820.YTVP	\$ 3,017
Village of Angelica	A7310.485	A7310.3820.YTVP	\$ 435
Town of Belfast	A7310.485	A7310.3820.YTVP	\$ 1,828
Village of Bolivar	A7310.485	A7310.3820.YTVP	\$ 720
Village of Cuba	A7310.485	A7310.3820.YTVP	\$ 980
Village of Cuba/A Sound Beginning	A7310.485	A7310.3820.YTVP	\$ 1,387

Town of Hume	A7310.485	A7310.3820.YTVP	\$	801
Town of Independence	A7310.485	A7310.3820.YTVP	\$	429
Town of Wellsville	A7310.485	A7310.3820.YTVP	\$	1,374
Town of Wellsville/Dance Theater Program	A7310.485	A7310.3820.YTVP	\$	1,387
Town of Wirt	A7310.485	A7310.3820.YTVP	\$	221

TOTAL OCFS pass through to municipalities: \$12,579

TOTAL OCFS funding awarded to County in 2015: \$50,679

Moved by: Mr. Graves
Seconded by: Ms. Root

Adopted: Roll Call
14 Ayes, 0 Noes, 1 Absent

RESOLUTION NO. 143-15

APPROVAL OF ELECTION SERVICES AGREEMENT BETWEEN ALLEGANY COUNTY BOARD OF ELECTIONS AND WELLSVILLE CENTRAL SCHOOL DISTRICT BOARD OF EDUCATION

Offered by: Personnel Committee

RESOLVED:

1. That the Agreement between the Allegany County Board of Elections and the Wellsville Central School District Board of Education to provide election services for the Wellsville Central School District vote and election on May 17, 2016, is approved.
2. That the Election Commissioners are authorized to execute such Agreement.

Moved by: Ms. Root
Seconded by: Mr. Fanton

Adopted: Roll Call
14 Ayes, 0 Noes, 1 Absent

Comments made regarding Resolution No. 143-15 included the following: Legislator Ungermann remarked that it seemed we had quite a bit of a problem getting a polling place at the school. Elections Commissioner Rick Hollis stated that there was a problem initially, but not now. Legislator Burt indicated that he was concerned about other schools wanting to do the same, and the wear and tear on the machines, but after speaking with his fellow Legislators, he is comfortable with the arrangement.

RESOLUTION NO. 144-15

APPROVAL OF MEMORANDUM OF AGREEMENT WITH BELMONT AMERICAN LEGION POST 808 TO ALLOW THE CONTINUED USE OF THE LEGION PARKING LOT FOR COUNTY OVERFLOW PARKING

Offered by: Ways & Means Committee

WHEREAS, Belmont American Legion Post 808 has allowed Allegany County to use their parking lot to accommodate overflow parking, and

WHEREAS, the parking lot is in need of resealing, and

WHEREAS, it is in the best interest of the County to be able to continue to use the parking lot for overflow parking, and

WHEREAS, Belmont American Legion Post 808 has agreed to allow the County to continue to use the parking lot in return for covering one-half the cost of resealing the parking lot, now therefore, be it

RESOLVED:

1. That payment of the sum of \$600 to cover one-half the cost of resealing the Belmont American Legion Post 808 parking lot is hereby approved.

2. That the Chairman of this Board is authorized to sign the Memorandum of Agreement setting forth the understanding between the County and the Belmont American Legion Post 808 for use of the parking lot.

Moved by: Mr. Jessup
Seconded by: Mr. Healy

Adopted: Roll Call
14 Ayes, 0 Noes, 1 Absent

Comments made regarding Resolution No. 144-15 included the following: Legislator Ungermann remarked that this is an example of not planning long-term.

RESOLUTION NO. 145-15

**APPROVAL OF AGREEMENT WITH VOLUNTEER FIREMEN'S
ASSOCIATION OF ALLEGANY COUNTY, INC., FOR PAYMENT
OF 2015 BUDGETARY APPROPRIATION**

Offered by: Public Safety Committee

Pursuant to County Law § 224

RESOLVED:

1. That the Chairman of this Board is hereby authorized to execute an agreement between the County of Allegany and the Volunteer Firemen's Association of Allegany County, Inc. that shall provide, in substance: (a) that the County of Allegany will disburse in advance to said Association the sum of \$2,000 to be used by said Association for the payment of

expenses which it might incur during 2015 in providing fire training schools for training firefighters; (b) that said Association will render a verified account of such expenses on or before December 31, 2015, with verified or certified vouchers therefor attached; and (c) that any unused amount will be refunded to the County of Allegany.

2. That the County Treasurer shall not pay the aforesaid sum until a memorandum receipt signed by the President and Treasurer of said Association agreeing to comply with the terms of this resolution is delivered to her office.

3. That the Treasurer of said Association shall not be required to furnish a bond.

Moved by: Mr. Healy
Seconded by: Mr. Fanton

Adopted: Roll Call
14 Ayes, 0 Noes, 1 Absent

Resolution Intro. No. 149-15 (**AUTHORIZATION OF EXPENDITURE OF COUNTY FUNDS FOR RENOVATION OF THE 911 EQUIPMENT ROOM; TRANSFER OF FUNDS**) was not pre-filed and was considered from the floor on a motion made by Legislator Pullen, seconded by Legislator Graves, and carried by an affirmative voice vote of the requisite two-thirds of the Board membership.

RESOLUTION NO. 146-15

AUTHORIZATION OF EXPENDITURE OF COUNTY FUNDS FOR RENOVATION OF THE 911 EQUIPMENT ROOM; TRANSFER OF FUNDS

Offered by: Facilities & Communications and Ways & Means Committees

WHEREAS, Allegany County is in the process of upgrading its E-911 system and developing a wireless broadband system that will provide an opportunity for all residents of Allegany County to receive broadband internet access, and

WHEREAS, both the E-911 system and the wireless broadband system share a common telecommunications infrastructure, and

WHEREAS, both the upgrade to the E-911 system and development of the wireless broadband system were made possible through the receipt of grants totaling in excess of ten million dollars, and

WHEREAS, in order to move forward with these projects and receive the grant funds, it is necessary to expand the size, enhance the security, and add new equipment to the 911 Equipment Room, and

WHEREAS, due to the critical public safety role served by the E-911 system and the highly sensitive nature of the equipment going into the 911 Equipment Room, any expansion and renovation of this room must be undertaken in a manner that shields the equipment from

electrical and radio interference while also insuring that the room is not susceptible to outside security threats, and

WHEREAS, it is estimated that the cost of upgrading the 911 Equipment Room will be approximately \$200,000, now therefore, be it

RESOLVED:

1. That the Sheriff's Office is authorized to expend up to \$200,000 to cover the cost of the 911 Equipment Room renovation project.

2. That the sum of \$200,000 is transferred from Account No. A1990.429 (Contingency) to Account No. H3200.200 (911 Equipment Room Project).

Moved by: Mr. Pullen
Seconded by: Ms. Root

Adopted: Roll Call
14 Ayes, 0 Noes, 1 Absent

Comments made regarding Resolution No. 146-15 included the following: Legislator Healy asked for affirmation from the Sheriff that we need to move this ahead due to grant money that could be in jeopardy otherwise. Sheriff Whitney indicated that was correct. Legislator O'Grady asked if the work had already begun. Sheriff Whitney stated that the work hadn't begun; they had just been replacing work stations.

Resolution Intro. No. 150-15 (**AMENDING RESOLUTION NO. 118-2015 TO PLACE THE FULL-TIME POSITION OF SECRETARY TO THE PUBLIC DEFENDER IN PEF AND CHANGING EFFECTIVE DATE TO JUNE 1, 2015**) was not pre-filed and was considered from the floor on a motion made by Legislator Fanton, seconded by Legislator Graves, and carried by an affirmative voice vote of the requisite two-thirds of the Board membership.

RESOLUTION NO. 147-15

AMENDING RESOLUTION NO. 118-2015 TO PLACE THE FULL-TIME POSITION OF SECRETARY TO THE PUBLIC DEFENDER IN PEF AND CHANGING EFFECTIVE DATE TO JUNE 1, 2015

Offered by: Legislator Curtis W. Crandall

RESOLVED:

1. That the first paragraph of Resolution No. 118-2015 is hereby amended to change the prior designation of the position from "Non-Unit, Grade 2, Step 2" to PEF, Grade 3, Step 2.

2. That the third paragraph of Resolution No. 118-2015 is hereby amended to change the effective date from "immediately" to June 1, 2015.

Moved by: Mr. Fanton
Seconded by: Mr. Graves

Adopted: Roll Call
14 Ayes, 0 Noes, 1 Absent

AUDITS:

A motion was made by Legislator Jessup, seconded by Legislator Graves, and carried, that the audits be acted upon collectively and by totals.

A motion was made by Legislator Root, seconded by Legislator Fanton, and adopted on a roll call vote of 14 Ayes, 0 Noes, 1 Absent, that the audit of claims, totaling \$2,458,616.13, including prepaid expenses, be approved for payment as recommended by the County Administrator. (*Allegany County's Local Dollar Share of the NYS Medicaid Program paid year-to-date is \$4,250,092.*)

COMMENTS:

Legislator LaForge stated that he had been able to communicate with Ms. Gasdik and she was able to confirm that the state won't make us continue the Ombudsman Program if the grant isn't continued.

Legislator Pullen reminded everyone of the 71st anniversary of D-Day. He remarked that it's amazing how quickly we forget the importance of that day. He urged everyone to give recognition to any veterans they know who were involved in this conflict.

ADJOURNMENT: The meeting was adjourned at 3:30 p.m. on a motion made by Legislator Graves, seconded by Legislator Root, and carried.