

**ALLEGANY COUNTY BOARD OF LEGISLATORS
REGULAR SESSION**

NOVEMBER 23, 2015

CALL TO ORDER: The regular meeting of the Board of Legislators was called to order at 2:03 p.m. by Chairman Curtis W. Crandall.

PLEDGE OF ALLEGIANCE TO THE FLAG: The Pledge of Allegiance was led by retired United States Army National Guard Brigadier General Arthur G. Austin, Jr.

INVOCATION: The Invocation was given by Legislator Fanton, followed by a moment of silence to honor Legislator Theodore Hopkins who passed away on November 21.

ROLL CALL: 13 Legislators Present: Scott Burt, Curtis Crandall, Philip Curran, David Decker, Dwight Fanton, Karl Graves, Dwight "Mike" Healy, Charles Jessup, Kevin LaForge, Aaron McGraw, Timothy O'Grady, Debra Root, Norman Ungermann, Jr.
Absent: David Pullen

APPROVAL OF MINUTES:

The Committee of the Whole minutes of November 4, 2015, were approved on a motion made by Legislator Decker, seconded by Legislator Root, and carried.

The Committee of the Whole Budget Review minutes of November 9, 2015, were approved on a motion made by Legislator Graves, seconded by Legislator Curran, and carried.

The Board meeting minutes of November 9, 2015, were approved on a motion made by Legislator Fanton, seconded by Legislator Curran, and carried.

PRIVILEGE OF THE FLOOR:

Chairman Crandall presented a certificate to Arthur G. Austin, Jr., retired United States Army National Guard Brigadier General, in grateful appreciation of his service to our country. Mr. Austin's service dates were from January 8, 1977, to October 31, 2014. Following Basic Training at Fort Know, Kentucky, assignments included: Fort McClellan, Alabama, Michigan State University, and Lansing, Michigan. Commendations he received included: Federal Legion of Merit, Bronze Star Medal, Meritorious Service Medal (2), Joint Service Commendation Medal (3), Army Achievement Medal (3), Joint Meritorious Unit Award (2), Army Reserve Components Achievement Medal (6), National Defense Service Medal (2), Southwest Asia Service Medal (2 bronze stars), Global War on Terror Service Medal, Iraq Campaign Medal, Global War on Terror Expeditionary Medal, Armed Forces Reserve Medal (w/ silver hourglass & "M" device), Army Service Ribbon, Humanitarian Service Medal (w/ bronze star), Kuwait Liberation Medal (Saudi Arabia), Kuwait Liberation Medal (Kuwait), Michigan Overseas Service Ribbon, Louisiana Emergency Service Medal, and the Michigan

Service Ribbon (OLC). Mr. Austin led the Pledge of Allegiance to the Flag at the beginning of the meeting as part of the Veterans' Honorary Pledge of Allegiance Program.

ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:

1. December 2015 Calendar
2. Pursuant to requirements of the HAVA Grant, Elections Commissioner Rick Hollis filed a report in the Clerk of the Board's Office indicating that they are applying for reimbursement of \$1,562.68 for memory cards and a card reader for the voting machines.
3. Correspondence from Legislator McGraw and family thanking Board members for their support while Legislator McGraw's son, Luke, was recovering from an injury.

APPOINTMENTS:

At the recommendation of the majority of the Conservative Party Members of the Allegany County Board of Legislators, Chairman Curtis W. Crandall designates Kevin S. LaForge, Legislator from District IV, as Minority Leader of the Allegany County Board of Legislators for the remainder of 2015 effective immediately.

RESOLUTIONS:

RESOLUTION NO. 241-15

AMENDMENT OF 2016 COUNTY TENTATIVE BUDGET

Offered by: Ways & Means Committee

RESOLVED:

1. That the 2016 County Tentative Budget dated September 29, 2015, is amended as follows:

Emergency Services – Homeland Security

Appropriations:

<u>Account No.</u>	<u>Amendment</u>
A3645.101	Change from \$11,736 to \$18,270
A3645.207	Change from \$0 to \$2,000
A3645.414	Change from \$0 to \$4,000

Revenues:

A3645.3306.EMPG5

Change from \$0 to \$12,534

2. That the 2016 County Tentative Budget dated September 29, 2015, is further amended as follows:

Appropriations:

Account No.

Amendment

A1990.4 (Contingent)

Change from \$750,000 to \$950,000

Revenues:

A15.599.00 (Appropriated Fund Balance) Change from \$750,000 to \$950,000

Moved by: Mr. Jessup
Seconded by: Mr. Graves

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

Comments made regarding Resolution No. 241-15 included: Legislator Burt asked Budget Officer Mitch Alger if he could elaborate on the increased amount being taken out of the Contingency Fund, and whether the money is earmarked for certain projects. He also wondered what happens to that money if it's not all used. Mr. Alger stated that the money is not earmarked. It will be up to the Board to decide, in 2016, how that money is spent. The movement of this money doesn't have anything to do with the tax rate. They are simply putting more money aside for expenses that may arise during the year. Chairman Crandall noted that any leftover monies would go back into the General Fund.

Resolution Intro. No. 255-15 (**AMENDMENT OF 2016 COUNTY TENTATIVE BUDGET**) was considered out of sequence, ahead of the remaining resolutions, following a motion made by Legislator Fanton, seconded by Legislator Root, and carried.

Resolution Intro. No. 255-15 (**AMENDMENT OF 2016 COUNTY TENTATIVE BUDGET**) was not pre-filed and was considered from the floor on a motion made by Legislator Fanton, seconded by Legislator Curran, and carried by an affirmative voice vote of the requisite two-thirds of the Board membership.

RESOLUTION NO. 242-15

AMENDMENT OF 2016 COUNTY TENTATIVE BUDGET

Offered by: Ways & Means Committee

RESOLVED:

1. That the 2016 County Tentative Budget dated September 29, 2015, is amended as follows:

Appropriations:

<u>Account No.</u>	<u>Account Name</u>	<u>Amendment</u>		
A6430.414	Economic Development- Rentals Real Property	Change	from	\$33,271 to \$32,546
A8020.414	Planning- Rentals Real Property	Change	from	\$30,000 to \$8,080
A6989.414	Tourism- Rentals Real Property	Added	new	account: \$6,625
A3640.414	Emergency Services- Rental Real Property	Added	new	account: \$16,020

2. That the 2016 County Tentative Budget dated September 29, 2015, is further amended as follows:

Appropriations:

<u>Account No.</u>	<u>Account Name</u>	<u>Amendment</u>		
A8676.492	Broadband LDC- Home and Community Services Contracts	Added	new	account: \$80,000

Revenue:

<u>Account No.</u>	<u>Account Name</u>	<u>Amendment</u>
A15.599.00	Appropriated Fund Balance	Change from \$950,000 to \$1,030,000

Moved by: Mr. Jessup
Seconded by: Mr. Curran

Adopted: Roll Call
11 Ayes, 2 Noes, 1 Absent
Voting No: Decker, Ungermann

Comments made regarding Resolution No. 242-15 included: Legislator Ungermann expressed his concerns with the County Budget. He remarked that every year we are increasing the levy around half a million dollars. In the Cuba Patriot he noticed 493 notices for property foreclosures. He said, unfortunately our population that pays taxes continues to dwindle, the number of dependent people continues to rise. He also noted economic development projects that are receiving tax breaks. He stated that he's also bothered by the

vacation and sick time sell-backs that are permitted each year. Those sell-backs amount to around \$350,000 per year. Over the course of the ten years he has been here, those sell-backs have cost the County approximately \$3.5 million.

RESOLUTION NO. 243-15

ADOPTION OF 2016 COUNTY FINAL BUDGET

Offered by: Ways & Means Committee

RESOLVED:

1. That the 2016 County Tentative Budget, as amended and revised, dated September 29, 2015, is adopted as the 2016 County Final Budget.

Moved by: Mr. Jessup
Seconded by: Mrs. Root

Adopted: Roll Call
10 Ayes, 3 Noes, 1 Absent
Voting No: Burt, Decker, Ungermann

Comments made regarding Resolution No. 243-15 included: Legislator O'Grady commended the County Administrator and Treasurer on putting together a nice Budget. He remarked that now that the County has grown a healthy Fund Balance, we should consider looking into sharing sales tax with towns and villages. He feels the County should sit down with the towns and villages and see if they'd still rather receive services in lieu of sales tax. Legislator Ungermann stated that he was concerned about the Fund Balance also. He noted that there are bridge projects that aren't being done. He remarked that he wondered if the Fund Balance is being grown on the backs of these bridge projects that aren't being done. Legislator Fanton noted that if the Burns bridge project had been done, the County would have been over the State tax cap. Chairman Crandall took a moment to give thanks to Legislator Hopkins, Treasurer Terri Ross, and Administrator Mitch Alger for their help in putting the Budget together. He remarked on the fact that it's a year-round project for our County, and that Allegany County's finances are probably the best they've ever been. He noted that although it's a good budget, there's always room for improvement.

RESOLUTION NO. 244-15

**RESOLUTION MAKING APPROPRIATIONS FOR THE CONDUCT OF THE
COUNTY GOVERNMENT FOR FISCAL YEAR 2016**

Offered by: Ways & Means Committee

WHEREAS, this Board, by Resolution No. 243-2015, has adopted a budget for the fiscal year 2016, now, therefore, be it

RESOLVED:

1. That the several amounts specified in the 2016 County Final Budget in the column entitled "Final Budget 2016" be and they hereby are appropriated for the objects and purposes specified.
2. This resolution shall take effect on January 1, 2016.

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

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

RESOLUTION NO. 245-15

RESOLUTION LEVYING COUNTY TAXES

Offered by: Ways & Means Committee

Pursuant to County Law § 360 and Real Property Tax Law § 900

WHEREAS, this Board, by Resolution No. 243-2015, has adopted a final budget for the fiscal year 2016, and

WHEREAS, this Board, by Resolution No. 244-2015, made appropriations for the conduct of the County Government for the fiscal year 2016, and

WHEREAS, in order to meet such appropriations it will be necessary to levy taxes, now, therefore, be it

RESOLVED:

1. That the Allegany County Board of Legislators levies County taxes in the amount of \$30,377,668 upon all the taxable real property in the County liable therefor.

Moved by: Mr. Jessup
Seconded by: Mr. Curran

Adopted: Roll Call
12 Ayes, 1 No, 1 Absent
Voting No: Burt

Comments made regarding Resolution No. 245-15 included: Legislator Ungermann stated that Chairman Crandall mentioned a reduction in the tax rate for 2016. However, the total assessment continues to rise, and the amount we take from taxpayers also continues to rise. Legislator Decker stated that he'd like to see the total County Budget come down. People can't afford to pay their taxes. He feels the Board ought to look at a minimum of a five percent reduction in the total County Budget next year. We can't continue to go down this road. Legislator Graves concurred with Legislator Decker saying, we need to look at Albany. Mandates from Albany, and spending in Albany need to be controlled.

RESOLUTION NO. 246-15

**A RESOLUTION IN RELATION TO THE COMPENSATION OF
COUNTY OFFICERS AND EMPLOYEES**

Offered by: Ways & Means Committee

RESOLVED:

1. That commencing January 1, 2016, each unit employee occupying a position set forth in the "County Unit Salary Plan" shall receive the salary or rate of compensation for the step of the Grade of the position occupied that is set forth in "Appendix A-3" or in "Appendix B-3" of Agreement approved by Resolution No. 36-2011, and which salary or rate of compensation such unit employee is entitled to receive commencing January 1, 2016, pursuant to said Agreement and pursuant to the "County Unit Salary Plan"; the increment recommendations from the department heads for each such unit employee under their jurisdiction receiving such recommendation being approved.

2. That commencing January 1, 2016, each unit employee occupying a position set forth in Agreement between the County of Allegany and the New York State Nurses Association, which Agreement was approved by Resolution No. 25-2012, shall receive the salary or rate of compensation for the step of the Grade of the position occupied that is set forth in "Schedule A" of said Agreement, and which salary or rate of compensation such unit employee is entitled to receive commencing January 1, 2016, pursuant to said Agreement and pursuant to the "County Unit Salary Plan"; the increment recommendation from the Public Health Director for each such unit employee under her jurisdiction receiving such recommendation being approved.

3. That commencing January 1, 2016, each unit employee occupying a position set forth in Agreement between the County of Allegany and the Allegany County Deputy Sheriff's Association, which Agreement was approved by Resolution No. 96-2015, shall receive the salary or rate of compensation for the step of the Grade of the position occupied that is set forth in "Appendix A" of said Agreement, and which salary or rate of compensation such unit employee is entitled to receive commencing January 1, 2016, pursuant to said Agreement and pursuant to the "County Unit Salary Plan"; the increment recommendation from the Sheriff for each such unit employee under his jurisdiction receiving such recommendation being approved.

4. That commencing January 1, 2016, each employee occupying a position set forth in Agreement between the County of Allegany and the New York State Public Employees Federation, which Agreement was approved by Resolution No. 174-2010, shall receive the salary or rate of compensation for the step of the Grade of the position occupied that is set forth in said Agreement, and which salary or rate of compensation such employee is entitled to receive commencing January 1, 2016, pursuant to said Agreement and pursuant to the "County Unit Salary Plan"; the increment

recommendations from the department heads for each such employee under their jurisdiction receiving such recommendation being approved.

5. That commencing January 1, 2016, each non-unit employee occupying a position set forth in the "County Non-Unit Salary Plan" shall receive the salary for the step of the Grade of the position occupied that is set forth in section 6 of Resolution No. 297-75, as last amended by Resolution No. 189-2012, and which salary such non-unit employee is entitled to receive commencing January 1, 2016; the increment recommendations from the department heads for each such non-unit employee under their jurisdiction receiving such recommendation being approved.

6. That the Personnel Officer is directed to prepare and deliver a list of the names and pay of the employees affected by sections one, two, three, four and five of this resolution to the County officers who are responsible for preparing the payrolls of such employees.

7. That commencing January 1, 2016, the base salaries, none of which include any earned longevity increment, of the incumbents of the titled positions herein set forth shall be the amount set forth opposite such position, to wit:

SECTION IV (NON-GRADED) POSITIONS – 2016 SALARIES

<u>TITLE</u>	<u>BASE SALARY</u>
County Legislators(15)	8,500
Chairman of the Board	8,500
Majority Leader	300
Minority Leader	300
Budget Officer	2,500
Deputy Budget Officer	2,500
County Administrator	93,050
Deputy County Administrator	10,000
Clerk of the Board	64,697
District Attorney	152,500
Assistant District Attorney (1st)	39,376
Assistant District Attorney (2 nd)	36,540
Assistant District Attorney (3 rd)	36,593
Assistant District Attorney (4 th)	36,593
Assistant District Attorney (5 th) V&T	26,585
Assistant District Attorney (6 th) Welfare	24,000
District Attorney Investigator (PT)	15,000
Crime Victims Coordinator	32,061
Assistant Public Defender (1 st)	83,011
Assistant Public Defender (2 nd)	75,015
Assistant Public Defender (3 rd)	73,185
Deputy County Auditor	1,200
County Clerk	70,579
Assistant County Attorney (1)	98,293

Assistant County Attorney (2)	75,762
Assistant County Attorney (3)	74,581
Director of Planning	66,500
Information Technology Director	76,000
Election Commissioners (2)	17,126
Election Technicians	
Election Machine Tech 1	17.23/hr.
Election Machine Tech 2	18.85/hr.
Election Inspectors – Primary	107.50/day
Election Inspectors – General	172/day
Election Inspectors – Training	37.50/day
Election Coordinator – Primary	132.50/day
Election Coordinator – General	212/day
Seasonal Laborers (Public Works)	9.25/hr.
Laborers (Gatekeepers) Part-time	12.45/hr.
Undersheriff	65,370
Probation Director	67,209
STOP-DWI Coordinator	16,997
Youth Director	34,651
Emergency Management and Fire Director	54,173
E911 Enumerator (Part-time)	10/hr.
Medical Director	20,000
Physical Therapist (EI Part-time)	10/hr.
Occupational Therapist (EI Part-time)	10/hr.
Speech-Language Pathologist (EI Part-time)	10/hr.
Special Education Teacher (EI Part-time)	10/hr.
Community Services Director	42,656
Office for the Aging Director	58,940
Office for the Aging:	
Site Managers	9-11/hr.
Drivers and Aides	9-11/hr.
Rushford Lake:	
Youth Agencies Director	550wk.
Lifeguards	10.75/hr.
SYEP Summer Counselors	5,040
Coroners:	
Local Transport	300 p/d
Autopsy Transport-Monroe Co.	600 p/d
Autopsy Transport-Olean General	450 p/d

Moved by: Mr. Jessup
Seconded by: Mrs. Root

Adopted: Roll Call
10 Ayes, 3 Noes, 1 Absent
Voting No: Burt, Decker, Ungermann

RESOLUTION NO. 247-15

**AMENDMENT OF RESOLUTION NO. 297-75 TO PROVIDE NEW SALARY GRADE
SCHEDULE IN COUNTY NON-UNIT SALARY PLAN**

Offered by: Ways & Means Committee

RESOLVED:

1. That effective January 1, 2016, Section 6 of Resolution No. 297-75, as last amended by Resolution No. 236-2014, is amended to read as follows:

Section 6. The following salary grades are hereby established for use in determining the compensation for the positions graded in Section Three of this resolution:

Grade	Base	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Step 10	Step 11	Avg Inc
1	29,719	30,602	31,527	32,474	33,441	34,451	35,482	36,554	37,648	38,784	39,941	41,139	1,038
2	31,527	32,474	33,441	34,451	35,482	36,554	37,648	38,784	39,941	41,139	42,380	43,642	1,101
3	33,441	34,451	35,482	36,554	37,648	38,784	39,941	41,139	42,380	43,642	44,946	46,292	1,168
4	35,482	36,554	37,648	38,784	39,941	41,139	42,380	43,642	44,946	46,292	47,701	49,132	1,241.
5	37,648	38,784	39,941	41,139	42,380	43,642	44,946	46,292	47,701	49,132	50,604	52,118	1,315
6	39,941	41,139	42,380	43,642	44,946	46,292	47,701	49,132	50,604	52,118	53,675	55,294	1,396
7	42,380	43,642	44,946	46,292	47,701	49,132	50,604	52,118	53,675	55,294	56,955	58,659	1,480
8	44,946	46,292	47,701	49,132	50,604	52,118	53,675	55,294	56,955	58,659	60,405	62,235	1,572
9	47,701	49,132	50,604	52,118	53,675	55,294	56,955	58,659	60,405	62,235	64,085	66,021	1,665
10	50,604	52,118	53,675	55,294	56,955	58,659	60,405	62,235	64,085	66,021	67,998	70,038	1,767
11	53,675	55,294	56,955	58,659	60,405	62,235	64,085	66,021	67,998	70,038	72,141	74,307	1,876

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

Adopted: Roll Call
10 Ayes, 3 Noes, 1 Absent
Voting No: Burt, Decker, Ungermann

RESOLUTION NO. 248-15

**RESOLUTION LEVYING TOWNS' 2016 SHARE OF ALLEGANY COUNTY MUTUAL SELF-
INSURANCE PLAN**

Offered by: Ways & Means Committee

Pursuant to § 67 (2) and § 71 of the Workers' Compensation Law
and § 13 of Local Law No. 3 of 2002

RESOLVED:

1. That this Board levies the sum of \$343,615 upon the taxable property of the Towns participating in the Allegany County Mutual Self-Insurance Plan, in the proportionate amount which each such Town is required to pay for such participation as determined by the provisions of Section 12 of Local Law No. 3 of 2002.

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

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

RESOLUTION NO. 249-15

**CHARGEBACK TO TOWNS OF COST OF VARIOUS TAX SUPPLIES
PURCHASED OR PROVIDED BY COUNTY**

Offered by: Ways & Means Committee

WHEREAS, assessment rolls, field books, and various other tax supplies have been purchased or provided by the County for Towns within the County, and

WHEREAS, it is necessary to charge the cost of such items back to the Towns, now, therefore, be it

RESOLVED:

1. That the cost of 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 2016 tax rolls, as follows:

Alfred	1,551.60	Friendship	1,584.00
Allen	732.00	Genesee	1,442.40
Alma	1,267.20	Granger	714.00
Almond	1,396.80	Grove	848.40
Amity	1,704.00	Hume	1,437.60
Andover	1,660.60	Independence	1,031.80
Angelica	1,443.60	New Hudson	912.00
Belfast	1,438.80	Rushford	2,079.40
Birdsall	724.80	Scio	1,484.40
Bolivar	1,892.40	Ward	548.40
Burns	945.60	Wellsville	4,436.20
Caneadea	1,792.80	West Almond	674.40
Centerville	772.80	Willing	1,268.40
Clarksville	1,369.20	Wirt	1,208.40
Cuba	2,715.60		

Moved by: Mr. Jessup
Seconded by: Mr. Graves

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

RESOLUTION NO. 250-15

BUDGET TRANSFER WITHIN PUBLIC WORKS ACCOUNTS

Offered by: Public Works Committee

RESOLVED:

1. That the sum of \$19,015 shall be transferred from Account No. A3152.427 (Public Safety Complex - Electric) to Account No. A3152.205 (Public Safety Complex – Furniture/Furnishing).

Moved by: Mr. Fanton
Seconded by: Mr. Curran

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

RESOLUTION NO. 251-15

BUDGET TRANSFER WITHIN PROBATION DEPARTMENT ACCOUNTS

Offered by: Public Safety Committee

RESOLVED:

1. That the sum of \$5,600 shall be transferred from Account No. A3140.413 (Probation - Rentals) to Account No. A3140.201 (Probation - Equipment).

Moved by: Mr. Jessup
Seconded by: Mr. Curran

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

RESOLUTION NO. 252-15

**AUTHORIZATION AND BUDGET TRANSFER WITHIN COMMUNITY SERVICES
ACCOUNTS FOR THE PURCHASE OF A COPIER**

Offered by: Human Services Committee

RESOLVED:

1. That the purchase of a Kyocera digital copier for the sum of \$21,207 for Community Services is approved.

2. That the amount of \$3,500 shall be transferred from Account No. A4310.409 (Mental Health – Fees) to Account No. A4310.201 (Mental Health – Equipment).

Moved by: Mr. LaForge
Seconded by: Mr. Curran

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

Resolution Intro. No. 256-15 (**RESOLUTION SETTING DATE FOR PUBLIC HEARING ON MODIFICATION AND CONTINUATION OF AGRICULTURAL DISTRICT NUMBER ONE WITHIN THE TOWNS OF ALLEN, BIRDSALL, CANEADEA, CENTERVILLE, GRANGER, HUME, NEW HUDSON AND RUSHFORD**) was not pre-filed and was considered from the floor on a motion made by Legislator Graves, seconded by Legislator Root, and carried by an affirmative voice vote of the requisite two-thirds of the Board membership.

RESOLUTION NO. 253-15

RESOLUTION SETTING DATE FOR PUBLIC HEARING ON MODIFICATION AND CONTINUATION OF AGRICULTURAL DISTRICT NUMBER ONE WITHIN THE TOWNS OF ALLEN, BIRDSALL, CANEADEA, CENTERVILLE, GRANGER, HUME, NEW HUDSON AND RUSHFORD

Offered by: Resource Management Committee

Pursuant to Agriculture and Markets Law Sections 303-a and 303-b

WHEREAS, Agricultural District Number One, being within the Towns of Allen, Birdsall, Caneadea, Centerville, Granger, Hume, New Hudson, and Rushford was created on August 13, 2001, and subsequently modified and continued on November 24, 2008, by Resolution No. 204-2008, and

WHEREAS, the thirty-day notice of such eight year review has been given with proposed modifications to said District to be submitted by October 19, 2015, and

WHEREAS, there are presently 729 landowners enrolling 55,203.68 acres in the district, and

WHEREAS, 26 landowners have requested the inclusion of approximately 2,492.05 acres of predominantly viable agricultural land within Agricultural District Number One, and

WHEREAS, 1 landowner has requested to be removed from Agricultural District Number One totaling approximately 33.56 acres, and

WHEREAS, the report of the Agricultural and Farmland Protection Board has been received recommending the inclusion of approximately 57,695.73 acres of predominantly viable agricultural land located within Agricultural District Number One, in the Towns of Allen, Birdsall, Caneadea, Centerville, Granger, Hume, New Hudson, and Rushford, and

WHEREAS, the report of the Agricultural and Farmland Protection Board has also recommended the removal of approximately 33.56 acres of predominantly viable agricultural

land located within Agricultural District Number One, in the Towns of Allen, Birdsall, Caneadea, Centerville, Granger, Hume, New Hudson, and Rushford, now, therefore, be it

RESOLVED:

1. That a public hearing on the proposed modifications and continuation of Agricultural District Number One shall be held by this Board at the County Legislators' Chambers, Room 221, County Office Building, Belmont, New York on December 14, 2015 at 2:00 P. M.

2. That the Clerk of the Board of Legislators shall prepare, with the assistance of the County Attorney, a notice of the public hearing, and cause such notice to be published in the Wellsville Daily Reporter and mailed in accordance with Sections 303-a and 303-b of the Agriculture and Markets Law.

Moved by: Mr. Graves
Seconded by: Mr. Curran

Adopted: Voice Vote

Resolution Intro. No. 257-15 (**AUTHORIZING AGREEMENT FOR CONSULTING SERVICES WITH BONADIO & CO., LLP TO ASSIST IN SEARCH FOR A NEW COUNTY ADMINISTRATOR**) was not pre-filed and was considered from the floor on a motion made by Legislator Jessup, seconded by Legislator Healy, and carried by an affirmative voice vote of the requisite two-thirds of the Board membership.

RESOLUTION NO. 254-15

AUTHORIZING AGREEMENT FOR CONSULTING SERVICES WITH BONADIO & CO., LLP TO ASSIST IN SEARCH FOR A NEW COUNTY ADMINISTRATOR

Offered by: Ways & Means Committee

WHEREAS, the present County Administrator will be leaving his position at the end of the year, and

WHEREAS, the County is interested in having consulting services available on an as needed basis to assist in the process of hiring a new County Administrator, and

WHEREAS, Bonadio & Co., LLP has expertise in assisting municipalities in finding candidates for key government positions and has indicated it is willing to provide consulting services on an as needed basis at a rate of \$175 per hour, now, therefore, be it

RESOLVED:

1. Consulting services on an as needed basis with Bonadio & Co. related to hiring a new County Administrator at the rate of \$175 per hour is hereby approved.

2. The County Attorney is directed to prepare an agreement with Bonadio & Co., for such services at such hourly rate.

3. The Chairman of this Board is authorized to execute that agreement.

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

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

Comments made regarding Resolution No. 254-15 included: Legislator Burt questioned if there was an upper limit on the amount that would be spent. Chairman Crandall stated that there was no limit set; it would be dependent on how much the Board decides to use Bonadio's services. Legislator Burt asked how the Board would know how many hours they were incurring. County Administrator Alger stated that the usage can be reported to the Board. Legislator Burt stated that as long it will be reported to the Board, he will agree to the services.

AUDITS:

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

A motion was made by Legislator Jessup, seconded by Legislator Graves, and adopted on a roll call vote of 13 Ayes, 0 Noes, 1 Absent, that the audit of claims, totaling \$3,499,766.76, 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 \$8,886,556.*)

Comments regarding the Audit: Legislator Ungermann asked County Administrator Alger if the \$3,000 under County Administrator's expenses were for Bond, Schoeneck, and King. Mr. Alger indicated that it was. Legislator Ungermann asked if Mr. Alger knew how much in total had been paid to them. Mr. Alger replied that he didn't know "off the top of his head."

COMMENTS: Legislator Ungermann remarked that tourism was alive and well in Allegany County. He noted that there were many out-of-state license plates on vehicles along roads in Cuba.

ADJOURNMENT: The meeting was adjourned at 2:55 p.m. on a motion made by Legislator Graves, seconded by Legislator Curran, and carried.