

**PROCEEDINGS**

**OF THE**

**BOARD OF LEGISLATORS**

**OF**

**ALLEGANY COUNTY**

**NEW YORK**

**1998**

**Printed By**

**THE REPORTER COMPANY**  
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**Walton, N.Y.**

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OFFICERS OF THE BOARD

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JOHN W. WALCHLI, JR., Chairman  
Wellsville, New York

JOHN E. MARGESON, County Administrator  
Scio, New York

LINDA J. CANFIELD, Clerk  
Belmont, New York

PAMELA J. THOMPSON, Journal Clerk & Deputy Clerk  
Belmont, New York

ALLEGANY COUNTY BOARD OF LEGISLATORS FOR 1998

DISTRICT I

Rodney K. Bennett.....Dalton, N.Y.  
Kenneth Nielsen.....Houghton, N.Y.  
Alton Sylor.....Fillmore, N.Y.

DISTRICT II

Edmund C. Burdick.....Black Creek, N.Y.  
Susan F. Myers.....Friendship, N.Y.  
Ronald B. Truax.....Cuba, N.Y.

DISTRICT III

William G. Dibble.....Little Genesee, N.Y.  
Patrick Regan.....Wellsville, N.Y.  
Edgar Sherman.....Little Genesee, N.Y.

DISTRICT IV

James A. Graffrath.....Wellsville, N.Y.  
Preston L. Lucas.....Wellsville, N.Y.  
John W. Walchli, Jr.....Wellsville, N.Y.

DISTRICT V

Curtis T. Corkey.....Almond, N.Y.  
Robert Heineman.....Alfred, N.Y.  
Brent L. Reynolds.....Alfred Station, N.Y.





#### STANDING COMMITTEES

1. **HUMAN SERVICES:**  
Truax, Heineman, Dibble, Lucas, Myers
2. **PERSONNEL:**  
Sylor, Nielsen, Lucas, Burdick, Dibble
3. **PLANNING & DEVELOPMENT:**  
Regan, Sylor, Myers, Graffrath, Reynolds
4. **PUBLIC SAFETY:**  
Bennett, Truax, Graffrath, Sherman, Reynolds
5. **PUBLIC WORKS:**  
Burdick, Bennett, Sherman, Graffrath, Heineman
6. **RESOURCE MANAGEMENT:**  
Myers, Bennett, Corkey, Lucas, Regan
7. **TECHNOLOGY:**  
Heineman, Nielsen, Truax, Sherman, Corkey
8. **WAYS & MEANS:**  
Nielsen, Burdick, Truax, Regan, Bennett,  
Myers, Heineman, Sylor

MEMBERS OF BOARDS AND AGENCIES SERVING IN 1998

AGING, CITIZENS ADVISORY COUNCIL

Ronald B. Truax, Cuba, N.Y.  
Donald Pierce, Alfred Station, N.Y.  
(Deceased)  
Jean Pierce, Alfred Station, N.Y.  
(apptd. 9/2/98)  
Herbert Hollen, Andover, N.Y.  
Jean MacMurray, Wellsville, N.Y.  
Wallace Higgins, Alfred, N.Y.  
Dorothy Crowther, Belmont, N.Y.  
Edward Brewster, Whitesville, N.Y.  
Richard Fuller, Houghton, N.Y.  
Keith Folts, Fillmore, N.Y.  
James Fuller, Wellsville, N.Y.  
Janet Irish, Wellsville, N.Y.  
David Pullen, Houghton, N.Y.  
Mona Pettit, Cuba, N.Y.

AGRICULTURAL AND FARMLAND PROTECTION BOARD

Mark L. Bainbridge, Angelica, N.Y.  
Dennis Aylor, Belfast, N.Y.  
Wendell Chamberlain, Belfast, N.Y.  
Kevin Redman, Fillmore, N.Y.  
Ted Hopkins, Fillmore, N.Y.  
Florence Fuller, Houghton, N.Y.  
Gary Ploetz, Friendship, N.Y.  
Rodney K. Bennett, Dalton, N.Y.  
Paul Westfall, Cuba, N.Y.  
Robert L. Wright, Belmont, N.Y.

BOARD OF HEALTH

David P. Schwert, Alfred, N.Y.  
Warren H. Pomeroy, Rushford, N.Y.  
Calvin Schierer, Houghton, N.Y.  
Dr. David Graham, Wellsville, N.Y.  
Ronald B. Truax, Cuba, N.Y.  
Dr. Richard Cudahy, Bolivar, N.Y.  
Dr. John D. Nystrom, Houghton, N.Y.  
Calvin Schierer, Houghton, N.Y.

**COMMUNITY SERVICES BOARD**

Edna Howard, Belfast, N.Y.  
Laurel McCluskie, Alfred Station, N.Y.  
Linda Edwards, Houghton, N.Y.  
Johannes A. Peeters, Belmont, N.Y.  
James L. Bliss, Andover, N.Y.  
Alton Saylor, Fillmore, N.Y.  
Eugene Krumm, Wellsville, N.Y.  
George F. Gilmartin, Alfred, N.Y.  
Raja V. Rao, M.D., Alfred, N.Y.  
Sandra Keenan, Cuba, N.Y.  
(resigned: 9/1/98)  
Darren Fleeger, Wellsville, N.Y.  
Ronald Truax, Cuba, N.Y.  
Kathy Brown, Belmont, N.Y.

**COOPERATIVE EXTENSION ASSOCIATION  
LEGISLATIVE REPRESENTATIVE**

Rodney K. Bennett, Dalton, N.Y.

**DEVELOPMENT ADVISORY BOARD**

Deborah Clark, Wellsville, N.Y.  
Ted Hopkins, Fillmore, N.Y.  
Fred Sinclair, Belmont, N.Y.  
Jesse Case, Wellsville, N.Y.  
Brian Patten, Friendship, N.Y.  
Reita Sobeck-Lynch, Wellsville, N.Y.  
Tony Morrow, Dansville, N.Y.  
(resigned: 5/20/98)  
Frederick Marks, Hornell, N.Y.  
(apptd: 7/13/98)  
Peter Roberts, Alfred, N.Y.  
Voni Walker, Wellsville, N.Y.  
David Fleming, Angelica, N.Y.  
Linda Simons, Cuba, N.Y.  
Leslie McGhee, Wellsville, N.Y.  
Russell Combs, Cuba, N.Y.

**ECONOMIC DEVELOPMENT ZONE ADMINISTRATIVE BOARD**

Joan Sinclair, Scio, N.Y.  
Susan F. Myers, Friendship, N.Y.  
Ronald A. Stuck, Friendship, N.Y.  
John P. Maxson, Friendship, N.Y.  
June Gaeta, Cuba, N.Y.  
John M. Andrews, Houghton, N.Y.  
George Schenk, Friendship, N.Y.  
Carol Mead, Allentown, N.Y.  
(apptd: 5/26/98)  
Frances Viggiani, Alfred, N.Y.  
(apptd. (6/22/98)  
Philip S. Brooks, Fillmore, N.Y.  
Jody Collins, Cuba, N.Y.  
Ronald B. Truax, Cuba, N.Y.

#### EMPLOYMENT & TRAINING ADVISORY BOARD

Alan Schmidt, Wellsville, N.Y.  
Henry Mayo, Belmont, N.Y.  
Wallace Higgins, Alfred Station, N.Y.  
Diane Burch, Almond, N.Y.  
Barbara Deming, Cuba, N.Y.  
A. James Fantauzzo, Wellsville, N.Y.  
Joan Sinclair, Belmont, N.Y.  
Charles T. Kalthoff, Jr., Belmont, N.Y.  
Robert Cole, Wellsville, N.Y.  
Loretta Cronin, Wellsville, N.Y.  
Richard Rivers, Allegany, N.Y.

#### FIRE ADVISORY BOARD

Robert Lester, Cuba, N.Y., Chairman  
Joe Szeliga, Alfred, N.Y.  
Judson Stearns, Jr., Alfred Station, N.Y.  
Robert Prior, Allentown, N.Y.  
Charles Fox, Almond, N.Y.  
George Givens, Andover, N.Y.  
Richard Sortore, Angelica, N.Y.  
David Jennings, Belfast, N.Y.  
Brandon LaValley, Belmont, N.Y.  
Richard Smith, Bolivar, N.Y.  
Allen Phillips, Canaseraga, N.Y.  
Tom Bower, Fillmore, N.Y.  
Wesley Sortore, Friendship, N.Y.  
David Edwards, Houghton, N.Y.  
David Vogel, Sr., New Hudson, N.Y.  
Dan Metcalf, Rushford, N.Y.  
Clair Guinnip, Scio, N.Y.  
Jeff Luckey, Short Tract, N.Y.  
Gilbert Helmer, Wellsville, N.Y.  
Larry Erdmann, Whitesville, N.Y.  
Phil Weimer, Willing, N.Y.

#### FISH & WILDLIFE MANAGEMENT BOARD

Edmund C. Burdick, Black Creek, N.Y., Legislative Representative  
Patrick Regan, Wellsville, N.Y., Alt. Legislative Representative  
Derwood Say, Cuba, N.Y., Sportsmen's Representative  
Robert Polanowski, Belfast, N.Y., Landowner Representative  
Kevin Redman, Fillmore, N.Y., Alternate Landowner Representative

**FOREST PRACTICE BOARD**

Douglas Serra, Scio, N.Y.  
Robert Dunning, Little Genesee, N.Y.  
Rodney K. Bennett, Dalton, N.Y.

**INDUSTRIAL DEVELOPMENT AGENCY  
AND  
INDUSTRIAL & COMMERCIAL INCENTIVE BOARD**

Kenneth Nielsen, Houghton, N.Y.  
Nico Van Zwanenberg, Cuba, N.Y.  
Kim Costello, Almond, N.Y.  
Robert Thomas, Bolivar, N.Y.  
Robert Caldwell, Jr., Wellsville, N.Y.

**PLANNING BOARD**

Richard Hollis, Dalton, N.Y.  
Charles Jessup, Alfred Station, N.Y.  
Ronald Stuck, Friendship, N.Y.  
Gary Bastian, Wellsville, N.Y.  
Clifford Ackley, Wellsville, N.Y.  
Dr. Gordon Godshalk, Alfred Station, N.Y.  
(resigned: 10/98)  
William Dibble, Little Genesee, N.Y.  
Richard Yanda, Fillmore, N.Y.  
Patrick Regan, Wellsville, N.Y.  
Kenneth Skinner, Rushford, N.Y.  
Lee Dibble, Little Genesee, N.Y.  
Steven Hooker, Swain, N.Y.  
Richard A. Young, (ex-officio), Scio, N.Y.  
James F. Mulholland (ex-officio), Wellsville, N.Y.

**PRIVATE INDUSTRY COUNCIL**

Ronald Stuck, Friendship, N.Y.  
Barbara Deming, Cuba, N.Y.  
Craig Clark, Wellsville, N.Y.  
Henry Mayo, Scio, N.Y.  
Charles Kalthoff, Belmont, N.Y.  
Joan Sinclair, Belmont, N.Y.  
Allen Schmidt, Wellsville, N.Y.  
Janet Casey, Wellsville, N.Y.

**RESOURCE, CONSERVATION AND DEVELOPMENT BOARD**

Susan Myers, Friendship, N.Y.  
Wendell Chamberlain, Belfast, N.Y.  
Edgar Sherman, Little Genesee, N.Y.

**SOIL & WATER CONSERVATION DISTRICT  
BOARD OF DIRECTORS**

Rodney K. Bennett, Dalton, N.Y.  
William G. Dibble, Little Genesee, N.Y.  
Alan Bainbridge, Sr., Almond, N.Y.  
Hubert Wightman, Almond, N.Y.  
Wendell Chamberlain, Belfast, N.Y.

**SOUTHERN TIER WEST REGIONAL PLANNING & DEVELOPMENT BOARD**

N. Keith Palmiter, Alfred Station, N.Y.  
John Walchli, Jr., Wellsville, N.Y.  
Walter Martelle, Wellsville, N.Y.  
John E. Margeson, Cuba, N.Y.  
Patrick Regan, Wellsville, N.Y.

**TOURISM, CITIZENS ADVISORY COMMITTEE**

Leslie Williams, Wellsville, N.Y.  
Lisa Bennett, Belfast, N.Y.  
Donald Cameron, Alfred Station, N.Y.  
Craig Braack, Almond, N.Y.

**TRAFFIC SAFETY BOARD**

Guy James, Scio, N.Y., Chairman  
David Roeske, Wellsville, N.Y.  
William Barrett, Rushford, N.Y.  
David Gresham, Wellsville, N.Y.  
Ray M. Parlett, Houghton, N.Y.  
William Damon, Caneadea, N.Y.  
Leonard Presutti, Belmont, N.Y.  
(resigned: 9/19/98)  
Dean Robinson, Friendship, N.Y.  
Johannes A. Peeters, Belmont, N.Y.  
Kevin Kailbourne, Scio, N.Y.  
Frances S. Barnes, Belmont, N.Y.  
Lt. William Nash, Wellsville, N.Y.  
Kevin Demick, Angelica, N.Y.  
Theresa Moore, Cuba, N.Y.

**YOUTH BOARD**

Deborah Knapp, Belmont, N.Y.  
Jack Emrick, Scio, N.Y.  
Roland Miles, Wellsville, N.Y.  
(resigned: 11/12/98)  
Robert Donius, Alfred Station, N.Y.  
(apptd: 3/26/98)  
Steven Presutti, Belmont, N.Y.  
(resigned: 2/17/98)  
Judith Hopkins, Fillmore, N.Y.  
Jerry Garmong, Friendship, N.Y.  
Patrick J. Barry, Wellsville, N.Y.  
Charles Neal, Wellsville, N.Y.  
Edna Kayes, Alfred, N.Y.  
Bruce Smalley, Belmont, N.Y.  
(resigned: 5/27/98)  
Larry Wilson, Houghton, N.Y.  
Deborah Aumick, Scio, N.Y.  
Ralph Eastlack, Wellsville, N.Y.  
Gary Ostrower, Alfred, N.Y.

January 5, 1998

Pursuant to call, the organization meeting of the Allegany County Board of Legislators was called to order at 2:00 p.m. by the Clerk of the Board, Mrs. Linda J. Canfield.

Pledge of allegiance to the flag.

The invocation was given by Legislator Regan.

Roll Call: All present except Legislator Nielsen.

The Clerk announced that the first order of business would be the swearing in of the new Board of Legislators at which County Judge Euken officiated.

County Judge Euken administered the Oath of Office to James F. Mulholland, duly elected County Treasurer.

**RESOLUTIONS:**

**RESOLUTION NO. 1-98**

**REAPPOINTMENT OF LEGISLATOR JOHN W. WALCHLI, JR., TO CHAIRMANSHIP OF BOARD OF LEGISLATORS; AUTHORITY TO DETERMINE NUMBER OF BOARD MEMBERS ON COMMITTEES**

Offered by: Legislator Ronald B. Truax

Pursuant to County Law § 450

**RESOLVED:**

1. That Legislator John W. Walchli, Jr., is reappointed Chairman of this Board of Legislators, with term of office commencing immediately and expiring December 31, 1998.

2. That said Chairman is authorized to determine the number of Board members to serve on each of the standing and special committees of this Board which have been or may be established by this Board.

Moved by: Mr. Truax  
Seconded by: Mr. Bennett

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

County Judge Euken administered the Oath of Office to Mr. Walchli, the duly appointed Chairman of the Board of Legislators for 1998. Mr. Walchli expressed appreciation for his appointment and described some of his goals for 1998.

**RESOLUTION NO. 2-98**

**REAPPOINTMENT OF VICE CHAIRMAN**

Offered by: Legislator John W. Walchli, Jr.

Pursuant to Rule 70 of County Board Rules  
as enacted by Resolution No. 77-89

**RESOLVED:**



RESOLUTION NO. 6-98

REAPPOINTMENT OF CLERK OF BOARD OF LEGISLATORS

Offered by: Legislator Alton Sylor

Pursuant to County Law § 475

RESOLVED:

1. That Linda J. Canfield is reappointed Clerk of this Board of Legislators who shall serve during the pleasure of this Board and until her successor is appointed and has qualified.

Moved by: Mr. Sylor  
Seconded by: Mr. Truax

Adopted: Acclamation

RESOLUTION NO. 7-98

REAPPOINTMENT OF JOURNAL CLERK

Offered by: Legislator Patrick Regan

Pursuant to County Board Rules 100.C.

RESOLVED:

1. That Pamela J. Thompson is reappointed Journal Clerk of this Board to serve at the pleasure of this Board.

Moved by: Mr. Regan  
Seconded by: Mr. Dibble

Adopted: Acclamation

RESOLUTION NO. 8-98

REAPPOINTMENT OF PUBLIC DEFENDER

Offered by: Legislator Rodney K. Bennett

Pursuant to Local Law No. 2 of 1974

RESOLVED:

1. That Judith E. Samber, a resident attorney-at-law, is reappointed Public Defender with term of office commencing January 1, 1998, and expiring December 31, 2001.

Moved by: Mr. Bennett  
Seconded by: Mr. Lucas

Adopted: Acclamation

RESOLUTION NO. 9-98

REAPPOINTMENT OF COUNTY HISTORIAN

Offered by: Legislator Robert Heineman

Pursuant to County Law § 400 (4) and Arts  
and Cultural Affairs Law § 57.07

RESOLVED:

1. That Craig R. Braack is reappointed County Historian to serve during the pleasure of this Board of Legislators and until a successor is appointed and qualified.

Moved by: Mr. Heineman  
 Seconded by: Mr. Sylor

Adopted: Acclamation

**RESOLUTION NO. 10-98**

**REAPPOINTMENT OF DIRECTOR OF OFFICE FOR THE AGING**

Offered by: Legislator Preston L. Lucas

Pursuant to Local Law No. 8 of 1974

**RESOLVED:**

1. That Kimberley Toot is reappointed Director of the Office For The Aging to serve during the pleasure of this Board of Legislators and until a successor is appointed and qualified.

Moved by: Mr. Lucas  
 Seconded by: Mr. Graffrath

Adopted: Acclamation

**RESOLUTION NO. 11-98**

**REAPPOINTMENT OF COUNTY FIRE COORDINATOR**

Offered by: Legislator Ronald B. Truax

Pursuant to County Law § 225-a

**RESOLVED:**

1. That Keith Barber is reappointed County Fire Coordinator to serve during the pleasure of this Board of Legislators and until a successor is appointed and qualified.

Moved by: Mr. Truax  
 Seconded by: Mr. Regan

Adopted: Acclamation  
 Opposed: Mr. Lucas

**RESOLUTION NO. 12-98**

**REAPPOINTMENT OF DIRECTOR OF DEVELOPMENT**

Offered by: Legislator James A. Graffrath

Pursuant to Local Law No. 2 of 1985

**RESOLVED:**

1. That Julie A. Marshall is reappointed Director of Development to serve during the pleasure of this Board of Legislators and until a successor is appointed and has qualified.

Moved by: Mr. Graffrath  
 Seconded by: Mr. Sherman

Adopted: Acclamation

**RESOLUTION NO. 13-98**

**REAPPOINTMENT OF DIRECTOR OF DATA PROCESSING**

Offered by: Legislator Robert Heineman

Pursuant to Local Law No. 5 of 1993

**RESOLVED:**

1. That Deborah M. Button is reappointed Director of Data Processing to serve during the pleasure of this Board of Legislators and until a successor is appointed and has qualified.

Moved by: Mr. Heineman  
Seconded by: Mr. Sherman

Adopted: Acclamation

**RESOLUTION NO. 14-98**

**REAPPOINTMENT OF YOUTH BUREAU PROGRAM DIRECTOR**

Offered by: Legislator William G. Dibble

**RESOLVED:**

1. That Christina M. Boss is reappointed Youth Bureau Program Director to serve during the pleasure of this Board of Legislators and until a successor is appointed and qualified.

Moved by: Mr. Dibble  
Seconded by: Mr. Burdick

Adopted: Acclamation

**RESOLUTION NO. 15-98**

**DESIGNATION OF MEMBER OF BOARD OF LEGISLATORS AS  
COUNTY JURY BOARD MEMBER**

Offered by: Legislator Edmund C. Burdick

Pursuant to Judiciary Law § 503 (a) 1.

**RESOLVED:**

1. That Legislator Alton Sylor is designated as a member of the County Jury Board to serve during the pleasure of this Board of Legislators and so long as he remains a County Legislator.

Moved by: Mr. Burdick  
Seconded by: Mrs. Myers

Adopted: Acclamation

**RESOLUTION NO. 16-98**

**REAPPOINTMENT OF FIVE MEMBERS TO ALLEGANY COUNTY  
INDUSTRIAL DEVELOPMENT AGENCY**

Offered by: Planning and Development Committee

Pursuant to Title 1 of Article 18-A  
and Section 906-a of the General Municipal Law

**RESOLVED:**

1. That Robert Thomas, Kim Costello, Nico Van Zwanenberg, Robert Caldwell, Jr. and Kenneth Nielsen are reappointed members of the Allegany County Industrial Development Agency to serve at the pleasure of this Board of Legislators and until their respective successor is appointed and has qualified.

2. That the Clerk of this Board is directed to send a certified copy of this resolution to the Secretary of State for filing pursuant to Section 856(2) of the General Municipal Law.

Moved by: Mr. Regan  
 Seconded by: Mr. Graffrath

Adopted: Acclamation

**RESOLUTION NO. 17-98**

**REAPPOINTMENT OF FIVE MEMBERS TO ALLEGANY COUNTY INDUSTRIAL  
 AND COMMERCIAL INCENTIVE BOARD**

Offered by: Planning and Development Committee

Pursuant to Local Law No. 2 of 1976

**RESOLVED:**

1. That Robert Thomas, Kim Costello, Nico Van Zwanenberg, Robert Caldwell, Jr. and Kenneth Nielsen are reappointed members of the Allegany County Industrial and Commercial Incentive Board to serve at the pleasure of this Board of Legislators and until their respective successor is appointed and has qualified.

Moved by: Mr. Regan  
 Seconded by: Mr. Graffrath

Adopted: Acclamation

**RESOLUTION NO. 18-98**

**REAPPPOINTMENT OF MEMBERS TO ALLEGANY COUNTY  
 BOARD OF ETHICS**

Offered by: Personnel Committee

Pursuant to Local Law No. 2 of 1970

**RESOLVED:**

1. That Linda J. Canfield, Frances S. Barnes, Lawrence Dye, Rev. Ralph Groskoph and Rev. Albert Hemstreet are reappointed as members of the Allegany County Board of Ethics to serve at the pleasure of the Board of Legislators.

Moved by: Mr. Burdick  
 Seconded by: Mr. Bennett

Adopted: Acclamation

**RESOLUTION NO. 19-98**

**APPOINTMENT AND REAPPOINTMENT OF MEMBERS TO ALLEGANY  
 COUNTY COMMUNITY SERVICES BOARD**

Offered by: Human Services Committee

**RESOLVED:**

1. That Darren Fleeger of Wellsville, New York, is appointed to the County Community Services Board with term of office commencing January 5, 1998, and expiring December 31, 2001.

2. That Sandra Keenan, Ronald Truax and Kathy Brown are reappointed to the County Community Services Board with term of office for each commencing January 5, 1998, and expiring December 31, 2001.

Moved by: Mr. Truax  
 Seconded by: Mr. Dibble

Adopted: Acclamation

RESOLUTION NO. 20-98

APPOINTMENT OF ONE NEW MEMBER AND REAPPOINTMENT OF THREE  
INCUMBENT MEMBERS TO COUNTY TRAFFIC SAFETY BOARD

Offered by: Public Safety Committee

Pursuant to Local Law No. 2 of 1972

RESOLVED:

1. That Lt. William Nash of Wellsville, New York is appointed to the County Traffic Safety Board, with term of office to commence January 5, 1998, and expire December 31, 2000.

2. That Kevin Kailbourne, Frances S. Barnes, and Guy James are reappointed to the County Traffic Safety Board, with term of office for each to commence January 5, 1998, and expire December 31, 2000.

Moved by: Mr. Bennett  
Seconded by: Mr. Sherman

Adopted: Acclamation

RESOLUTION NO. 21-98

APPOINTMENT OF MEMBERS TO ALLEGANY COUNTY FIRE  
ADVISORY BOARD

Offered by: Public Safety Committee

Pursuant to County Law § 225-a.

RESOLVED:

1. That each of the following persons is appointed to the Allegany County Fire Advisory Board, with term of office for each to commence January 1, 1998, and expire December 31, 1998:

Joe Szeliga	Alfred
Judson Stearns, Jr.	Alfred Station
Robert Prior	Allentown
Charles Fox	Almond
George Givens	Andover
Richard Sortore	Angelica
David Jennings	Belfast
Brandon LaValley	Belmont
Richard Smith	Bolivar
Allen Phillips	Canaseraga
Robert Lester	Cuba
Tom Bower	Fillmore
Wesley Sortore	Friendship
David Edwards	Houghton
David Vogel, Sr.	New Hudson
Dan Metcalf	Rushford
Clair Guinnip	Scio
Jeff Luckey	Short Tract
Gilbert Helmer	Wellsville
Larry Erdmann	Whitesville
Phil Weimer	Willing

Moved by: Mr. Bennett  
Seconded by: Mr. Sherman

Adopted: Acclamation

## RESOLUTION NO. 22-98

## REAPPOINTMENT OF COUNTY AUDITOR

Offered by: Legislator Edgar Sherman

Pursuant to County Law § 600

## RESOLVED:

1. That John E. Margeson is reappointed County Auditor with term of office to commence January 1, 1998, and expire December 31, 2001.

Moved by: Mr. Sherman  
 Seconded by: Mr. Bennett

Adopted: Acclamation

## APPOINTMENTS:

The Clerk announced that Chairman Walchli had made the following appointments, all of whom are to serve at the pleasure of the Chairman of the Board:

**EMERGENCY INTERIM SUCCESSOR:**  
 Alton Sylor, Fillmore, N.Y.

**DIRECTOR OF OFFICE OF EMERGENCY SERVICES:**  
 John C. Tucker, Belmont, N.Y.

**COORDINATOR OF ALLEGANY COUNTY STOP-DWI:**  
 Christina C. Boss, Dalton, N.Y.

**INTER-COUNTY ASSOCIATION OF COUNTY LEGISLATIVE BODIES OF WESTERN NEW YORK, INC.:**

Voting Members:  
 Edmund Burdick, Black Creek, N.Y.  
 Patrick Regan, Wellsville, N.Y.  
 Brent Reynolds, Alfred, N.Y.

**CITIZENS ADVISORY COMMITTEE ON TOURISM:**  
 Leslie Williams, Wellsville, N.Y.  
 Lisa Bennett, Belfast, N.Y.  
 Donald Cameron, Alfred Station, N.Y.  
 Craig Braack, Almond, N.Y.

**ECONOMIC DEVELOPMENT ZONE ADMINISTRATIVE BOARD:**

Joan Sinclair, Scio, N.Y. - Chairman  
 Susan Myers, Friendship, N.Y.  
 Ronald A. Stuck, Friendship, N.Y.  
 John P. Maxson, Friendship, N.Y.  
 John M. Andrews, Houghton, N.Y.  
 Fred Sinclair, Scio, N.Y.  
 June Gaeta, Cuba, N.Y.  
 Philip S. Brooks, Fillmore, N.Y.  
 George Schenk, Friendship, N.Y.  
 Darlene Bainbridge, Cuba, N.Y.  
 Jody Collins, Cuba, N.Y.  
 Ronald B. Truax, Cuba, N.Y.

**ALLEGANY COUNTY PLANNING BOARD:**

Charles Jessup, Alfred Station, N.Y.  
 Clifford Ackley, Wellsville, N.Y.  
 Gary Bastian, Wellsville, N.Y.  
 Richard Hollis, Dalton, N.Y.  
 William Dibble, Little Genesee, N.Y.  
 Frank W. Williams, Cuba, N.Y.  
 Kenneth Skinner, Rushford, N.Y.  
 Lee Dibble, Little Genesee, N.Y.  
 Steven Hooker, Swain, N.Y.  
 Gordon Godshalk, Alfred Station, N.Y.  
 Ronald Stuck, Friendship, N.Y.  
 Richard Yanda, Fillmore, N.Y.  
 Patrick Regan, Wellsville, N.Y.  
 Kathleen S. Hollis, Dalton, N.Y.  
 Richard Klein, Cuba, N.Y.  
 Richard Young, Scio, N.Y., ex-officio  
 James F. Mulholland, Wellsville, N.Y., ex-officio

**RESOURCE, CONSERVATION AND DEVELOPMENT BOARD:**

Wendell Chamberlain, Belfast, N.Y.  
 Susan Myers, Friendship, N.Y.  
 Edgar Sherman, Little Genesee, N.Y.

Chairman Walchli appointed the following as members of the Allegany County Agricultural and Farmland Protection Board for a term commencing immediately and expiring on the dates shown:

Rodney K. Bennett, Dalton, N.Y. County Legislator	December 31, 2001
Wendell Chamberlain, Belfast, N.Y. Chairman, Soil & Water Conservation	December 31, 1998

Chairman Walchli recommended to the Board of Directors of Cornell Cooperative Extension of Allegany County, Rodney K. Bennett, Dalton, N.Y., as the Legislative Representative Member to Cornell Cooperative Extension of Allegany County.

The Chairman made the following appointments which are subject to Board approval:

**DIRECTOR OF THE COUNTY VETERANS' SERVICE AGENCY:**

Duane M. Griswold, Bolivar, N.Y.

**CITIZENS ADVISORY COUNCIL TO THE OFFICE FOR THE AGING:**

Keith Folts, Fillmore, N.Y.  
 James Fuller, Wellsville, N.Y.  
 Janet Irish, Wellsville, N.Y.  
 David Pullen, Houghton, N.Y.  
 Mona Pettit, Cuba, N.Y.

**ALLEGANY COUNTY DEVELOPMENT ADVISORY BOARD:**

Education:	Deborah Clark, Wellsville, N.Y.
Agriculture:	Ted Hopkins, Fillmore, N.Y.
Forests:	Fred Sinclair, Belmont, N.Y.
Recreation/Tourism:	Jesse Case, Wellsville, N.Y.
Industry:	Brian Patten, Friendship, N.Y. Reita Sobeck-Lynch, Wellsville, N.Y.
Utilities:	Tony Morrow, Dansville, N.Y.
Small Business:	Peter Roberts, Alfred, N.Y. Voni Walker, Wellsville, N.Y.
Banking:	David Fleming, Wellsville, N.Y.

Real Estate: Linda Simons, Cuba, N.Y.  
 At-Large: Leslie Williams, Wellsville, N.Y.  
 Russell Combs, Friendship, N.Y.

**OFFICE OF EMPLOYMENT AND TRAINING ADVISORY BOARD:**

Private Sector Members:  
 Alan Schmidt, Wellsville, N.Y.  
 Wallace Higgins, Alfred Station, N.Y.  
 A. James Fantauzzo, Wellsville, N.Y.  
 Diane Burch, Almond, N.Y.  
 Barbara Deming, Cuba, N.Y.  
 Henry Mayo, Belmont, N.Y.  
 Community Based Organization Member:  
 Charles T. Kalthoff, Belmont, N.Y.  
 Social Services Member:  
 Joan Sinclair, Belmont, N.Y.  
 Labor Organization Member:  
 Robert Cole, Wellsville, N.Y.  
 Public Employment Service Member:  
 Loretta Cronin, Wellsville, N.Y.  
 Educational Agency Member:  
 Richard Rivers, Allegany, N.Y.

**REGION 9 FISH AND WILDLIFE MANAGEMENT BOARD:**

Legislative Representative Member:  
 Edmund C. Burdick, Black Creek, N.Y.  
 Alternate Legislative Representative Member:  
 Patrick Regan, Wellsville, N.Y.  
 Sportsmen's Representative Member:  
 Derwood Say, Cuba, N.Y.

John E. Margeson, Budget Officer, appointed James F. Mulholland, Wellsville, N.Y., as **DEPUTY BUDGET OFFICER**, to serve at his pleasure.

John E. Margeson, County Auditor, appointed Sidney B. Easton, Belmont, N.Y., as **DEPUTY COUNTY AUDITOR**, to serve at his pleasure.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Communication was read from the Republican Party members of the Board of Legislators recommending that the Chairman designate Rodney K. Bennett as Majority Leader of the Republican Party Members of the Board. Mr. Walchli stated that he was so designating Mr. Bennett as Majority Leader.

Meeting adjourned.

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 January 12, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Nielsen.

Roll Call: All present.

**APPROVAL OF MINUTES:**

The board meeting minutes of November 10, 12 and 24, 1997 were approved on a motion by Legislator Lucas, seconded by Legislator Truax and carried.

**PRIVILEGE OF THE FLOOR:**

Lori Vincent, Coordinator of the Student Intern Program, was granted the privilege of the floor, and asked the students participating in the program this year, to introduce themselves.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk were copies of the board meeting minutes of December 8 and December 22, 1997, for their review.

2. Placed on each legislator's desk was a copy of the 1997 Annual Report of the County Treasurer of the monies received and disbursed by him in connection with the licensing of dogs and protection of domestic animals there-from in accordance with Article 7 of the Agriculture and Markets Law. A motion was made by Legislator Bennett, seconded by Legislator Dibble and carried, that the Report be accepted and the County Treasurer be directed to refund the apportioned 75% of the surplus to the various towns.

**RESOLUTIONS:**

Resolution Intro. No. 23-98 (Creating Position of Fire Dispatcher Under the Office of Fire Coordinator) was withdrawn by Legislator Bennett, Chairman of the Public Safety Committee.

**RESOLUTION NO. 23-98**

**RESOLUTION REQUESTING THE STATE OF NEW YORK TO INCREASE FUNDS AVAILABLE FOR HIGHWAY USE IN NEW YORK STATE DEPARTMENT OF TRANSPORTATION REGION 6**

Offered by: Public Works Committee

**RESOLVED:**

1. That the Allegany County Board of Legislators requests the State of New York to increase funds available for highway use projects in New York State Department of Transportation Region 6.

Moved by: Mr. Burdick  
Seconded by: Mr. Sherman

Adopted: Acclamation

**RESOLUTION NO. 24-98**

**RESOLUTION APPROVING THE ERECTION OF SNOW FENCES OUTSIDE THE COUNTY RIGHT-OF-WAY**

Offered by: Public Works Committee

**RESOLVED:**

1. That the Allegany County Board of Legislators approves of the erection of snow fences outside the County right-of-way in accordance with Section 135 of the New York State Highway Law.

Moved by: Mr. Burdick  
 Seconded by: Mr. Graffrath

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 25-98**

**A RESOLUTION DETERMINING THAT ERRORS EXIST ON THE 1998 COUNTY AND TOWN TAX ROLLS FOR THE TOWNS OF ALFRED, ALMA, BOLIVAR, CENTERVILLE AND NEW HUDSON WITH REGARD TO REAL PROPERTY OF VARIOUS TAXPAYERS THEREIN; DIRECTING MAILING OF NOTICES OF APPROVAL OF APPLICATIONS FOR CORRECTED TAX ROLLS AND ORDERING THE VARIOUS TOWN TAX COLLECTORS TO CORRECT THE TAX ROLLS; PROVIDING FOR CHARGE BACKS OR CREDITS**

Offered by: Ways and Means Committee

Pursuant to Real Property Tax Law § 554

WHEREAS, applications, for the taxpayers hereafter described, have been made to the County's Director of Real Property Tax Service Agency, for the correction of certain errors affecting their real property on various tax rolls, and

WHEREAS, the Director has transmitted to this Board the applications, in duplicate, together with a written report of his investigation of the claimed errors and his written recommendation for action thereon by this Board as to each application, and

WHEREAS, this Board has examined each application and report to determine whether the claimed error exists, now, therefore, be it

**RESOLVED:**

1. That with regard to the applications for the taxpayers Steven A. Tomm, Stanley and Audrey Colegrove, Wilford Washer, Renard Resources, Neal and Lorraine Goldwater, and Duane P. Luce, pertaining to claimed errors regarding their real property on the respective tax rolls of the Towns of Alfred, Alma, Bolivar, Centerville and New Hudson, this Board of Legislators does determine that the claimed errors as alleged in those applications exist and does approve those applications.

2. That the Chairman of this Board is authorized and directed to make a notation on those applications and the duplicates thereof that they are approved, to enter thereon the respective correct extension of taxes as set forth by the Director in his report, to enter thereon the respective date of mailing of a notice of approval, to enter thereon the date of mailing of a certified copy of this resolution to the proper Tax Collector, and to sign thereon as Chairman.

3. That the Clerk of this Board is directed to mail to the above listed taxpayers a notice of approval stating, in substance, that their application made has been approved, to inform the Chairman of this Board of the date of the mailing thereof, and to inform such respective taxpayers of the applicable provisions of subdivision seven of section 554 of the Real Property Tax Law.

4. That the Tax Collector of the Town of Alfred is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayer and described as follows:

- a. Steven A. Tomm; Parcel 190.-1-3.11  
 Assessment: Land \$42,400 Total \$173,700

by reducing the Assessment Total and all Taxable Values to \$171,700, and by correcting the taxes, as follows:

Allegany County Tax	\$1,881.04
Town of Alfred Tax	694.46
Alfred Fire Protection	93.57
Total Tax	\$2,669.07

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 21.91
Town of Alfred	8.09
Alfred Fire Protection	1.09

5. That the Tax Collector of the Town of Alma is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. Stanley and Audrey Colegrove; Parcel 263.13-1-1.113  
Assessment: Land \$1,100 Total \$1,100

by deleting such Parcel from the Tax Roll, and the County Treasurer is directed to make the following charges on his books:

Allegany County Tax	\$ 13.17
Town of Alma Tax	17.24
Alma Fire Protection	1.71
Wellsville School	19.85

- b. Wilford Washer; Parcel 262.6-1-82  
Assessment: Land \$1,300 Total \$66,400

by reducing the Assessment Total and all Taxable Values to \$26,000, and by correcting the taxes, as follows:

Allegany County Tax	\$ 311.23
Town of Alma Tax	407.50
Alma Fire Protection	40.34
Alma Light	31.87
Total Tax	\$ 790.94

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 483.60
Town of Alma	633.18
Alma Fire Protection	62.69
Alma Light	49.53

6. That the Tax Collector of the Town of Bolivar is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. Renard Resources; Parcel 188.-1-974  
Assessment: Land \$0 Total \$900

by reducing the Assessment Total and all Taxable Values to \$0, and by deleting all taxes therefrom, and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$	9.30
Town of Bolivar		11.63
Bolivar Fire Protection		1.22

- b. Renard Resources; Parcel 188.-1-973  
Assessment: Land \$0 Total \$3,000

by reducing the Assessment Total and all Taxable Values to \$0, and by deleting all taxes therefrom, and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$	31.01
Town of Bolivar		38.77
Bolivar Fire Protection		4.07

7. That the Tax Collector of the Town of Centerville is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. Neal and Lorraine Goldwater; Parcel 3.-1-15  
Assessment: Land \$4,300 Total \$4,300

by reducing the Assessment Land to \$1,300, by reducing the Assessment Total and all Taxable Values to \$1,300, and by correcting the taxes, as follows:

Allegany County Tax	\$	14.25
Town of Centerville Tax		9.47
Centerville Fire Protection		.51
Total Tax	\$	24.23

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$	32.90
Town of Centerville		21.86
Centerville Fire Protection		1.16

8. That the Tax Collector of the Town of New Hudson is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayer and described as follows:

- a. Duane P. Luce; Parcel 101.-1-7.1  
Assessment: Land \$12,300 Total \$82,700

by reducing the Assessment Total and all Taxable Values to \$12,300, and by correcting the taxes, as follows:

Allegany County Tax	\$	144.28
Town of New Hudson Tax		128.72
New Hudson Fire Protection		16.87
Total Tax	\$	289.87

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$	825.77
Town of New Hudson		223.46
New Hudson Fire Protection		96.58

9. That the Clerk of this Board is directed to forthwith mail a certified copy of this resolution to the various Tax Collectors for the Towns stated above together with the original copies of those applications completed in accordance with section two of this resolution.

10. That the amount to be charged to each of the above named Schools shall not be charged until 10 days have elapsed from the date of mailing of a copy of this resolution to each such School, and the Clerk of this Board is directed to mail a copy of this resolution to each such School.

11. That the amount charged to each such School shall be deducted by the County Treasurer from those moneys which shall be payable by him to each such School by reason of taxes which are returned to him by each such School after the date when such charge is made and which shall be payable to each such School after May 1, 1998.

12. That the County Treasurer is directed to send a notice in writing to each such School prior to May 1, 1998, that shall inform each such School that the amount charged will be deducted from those moneys which are payable to each such School after May 1, 1998.

Moved by: Mr. Nielsen  
Seconded by: Mr. Truax

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 26-98**

**AUTHORIZING CONDITIONAL ISSUANCE OF REPLACEMENT QUITCLAIM  
DEED TO WADE M. GREEN AND THELMA G. GREEN DUE TO  
LOSS OF PREVIOUS DEED**

Offered by: Public Works Committee

**WHEREAS**, this Board, by Resolution No. 206-95, approved the sale to Wade M. Green and Thelma G. Green of certain real property consisting of an unused portion of right-of-way on County Road 28, and

**WHEREAS**, such purchaser made full payment to the County for such real property, and

**WHEREAS**, the Chairman of this Board executed a quitclaim deed of such real property to such purchasers, and

**WHEREAS**, said deed was delivered to such purchasers who subsequently lost or misplaced said deed before recording same, as more fully set forth in Affidavit of Wade M. Green, under date of November 26, 1997, now, therefore, be it

**RESOLVED:**

1. That the Chairman of this Board is authorized to execute a duplicate quitclaim deed after payment has been made by Wade M. Green concerning \$46.00 recording fees and payment of \$75.00 to the County Attorney's Office for the legal work required to accomplish this transaction, for a total amount of \$121.00.

2. That the duplicate deed shall convey only the right, title and interest in such real property the County of Allegany possessed on July 24, 1995.

Moved by: Mr. Burdick  
 Seconded by: Mr. Regan

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 27-98**

**APPROVAL OF AIR MEDICAL SERVICES CONTRACT WITH  
 MERCY FLIGHT, INC. FOR 1998**

Offered by: Human Services Committee

**RESOLVED:**

1. That Air Medical Services Contract dated January 1, 1998, between Mercy Flight, Inc. and the County of Allegany, in relation to providing air medical services in Allegany County in 1998, is approved.
2. That the Chairman of this Board is authorized to execute such contract.

Moved by: Mr. Truax  
 Seconded by: Mr. Dibble

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 28-98**

**APPROVAL OF AGREEMENT WITH ALLEGANY COUNTY ASSOCIATION FOR THE  
 BLIND AND VISUALLY HANDICAPPED, INC., IN RELATION TO THE  
 RENDERING OF SERVICE, TRAINING OR AID TO INDIGENT  
 BLIND IN ALLEGANY COUNTY DURING 1998**

Offered by: Human Services Committee

Pursuant to County Law § 224 (6)

**RESOLVED:**

1. That Agreement dated January 1, 1998, between the County of Allegany and Allegany County Association for the Blind and Visually Handicapped, Inc., in relation to the rendering of service, training or aid to indigent blind in Allegany County during 1998, is approved.
2. That the Chairman of this Board is authorized to execute said Agreement in triplicate.

Moved by: Mr. Truax  
 Seconded by: Mrs. Myers

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 29-98**

**VOLUNTEER FIREMEN'S ASSOCIATION OF ALLEGANY COUNTY, INC.,  
 AGREEMENT FOR PAYMENT OF 1998 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 \$1,500 to be used by said Association

for the payment of expenses which it might incur during 1998 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, 1998, 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 his office.

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

Moved by: Mr. Bennett

Seconded by: Mr. Graffrath

Adopted: Roll Call

15 Ayes, 0 Noes, 0 Absent

Legislator Heineman was granted permission to abstain from voting on Resolution Intro. No. 31-98 (Approval of Agreement with Robert G. Hutter, Esq. To Provide Administrator Services Under Assigned Counsel Plan) on a motion by Legislator Lucas, seconded by Legislator Truax and carried.

#### RESOLUTION NO. 30-98

##### APPROVAL OF AGREEMENT WITH ROBERT G. HUTTER, ESQ. TO PROVIDE ADMINISTRATOR SERVICES UNDER ASSIGNED COUNSEL PLAN

Offered by: Public Safety Committee

WHEREAS, an "Assigned Counsel Plan For Indigent Persons" was approved by Resolution No. 68-65, and amended by Resolution No. 93-65, and

WHEREAS, Robert G. Hutter, Esq., has agreed to act as Administrator pursuant to such Plan for the balance of the year, now, therefore, be it

##### RESOLVED:

1. That Agreement dated January 1, 1998, between the County of Allegany and Robert G. Hutter, Esq., in relation to the Assigned Counsel Plan For Indigent Persons, is approved.

2. That the amount of \$11,000 to be paid pursuant to said Agreement shall be charged to Account No. A1171.431, Assigned Counsel.

Moved by: Mr. Bennett

Seconded by: Mr. Graffrath

Adopted: Roll Call

14 Ayes, 0 Noes, 0 Absent  
(Abstained: Heineman)

#### RESOLUTION NO. 31-98

##### APPROVAL OF AGREEMENT WITH ALLEGANY COUNTY AGRICULTURAL SOCIETY FOR PAYMENT OF 1998 BUDGETARY APPROPRIATION

Offered by: Resource Management Committee

##### RESOLVED:

1. That Agreement dated January 1, 1998, between the County of Allegany and the Allegany County Agricultural Society, is approved.

2. That the County Treasurer, upon receipt of a true copy of said Agreement, is authorized and directed to remit to said Society the sum of \$7,000 and charge Account No. A8752.4 therefor.

Moved by: Mrs. Myers  
 Seconded by: Mr. Regan

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 32-98**

**APPROVAL OF AGREEMENT BETWEEN COUNTY OF ALLEGANY AND ALLEGANY  
 COUNTY SOIL AND WATER CONSERVATION DISTRICT IN RELATION  
 TO COUNTY REFORESTED LANDS**

Offered by: Resource Management Committee

**RESOLVED:**

1. That Agreement dated January 1, 1998, between County of Allegany and Allegany County Soil and Water Conservation District in relation to county reforested lands, is approved.

2. That the Chairman of this Board of Legislators is authorized to execute the Agreement.

3. That the County Treasurer, upon receipt of a true executed copy of the Agreement, is authorized and directed to remit to the District the sum of \$5,250 and charge Account No. A8710.4 therefor.

Moved by: Mrs. Myers  
 Seconded by: Mr. Regan

Adopted: Roll Call  
 14 Ayes, 1 No, 0 Absent  
 (Voting No: Saylor)

**RESOLUTION NO. 33-98**

**APPROVAL OF 1998 RESOURCE ALLOCATION PLAN AGREEMENT WITH OFFICE  
 OF CHILDREN AND FAMILY SERVICES; PROVIDING FOR APPROPRIATION  
 OF FUNDS WHEN SUBCONTRACTS FOR SPECIAL DELINQUENCY  
 PREVENTION PROGRAM SERVICES ARE APPROVED**

Offered by: Resource Management and Ways and Means  
 Committees

**RESOLVED:**

1. That the 1998 Resource Allocation Plan agreement with Office of Children and Family Services, in relation to the State's allocation of funds to the County for providing youth services under its Comprehensive Youth Service Plan, is approved.

2. That the Chairman of this Board is authorized to execute such Plan Agreement.

3. That a portion of the funds to be received under such Plan agreement shall be appropriated from time to time to cover the costs under sub-contractor service provider agreements as may be approved by this Board.

Moved by: Mrs. Myers  
 Seconded by: Mr. Nielsen

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 34-98**

**APPROVAL OF 1998 MUNICIPAL YOUTH PROJECTS**

Offered by: Resource Management and Ways and Means  
Committees

WHEREAS, the County Youth Bureau has recommended certain municipal youth projects within the County for 1998, now, therefore, be it

**RESOLVED:**

1. That the following Municipal Youth Projects (Recreation Program) for 1998 are approved: R001, R010, R021, R041, R051, R061, R071, R081, R091, R131, R151, R161, R181, R191, R201, R241, R251, R271, R281, R301, R321, R341, R351, R371, R411.

2. That the following Municipal Youth Projects (Service Program) for 1998 are approved: I241, S371 and S381.

Moved by: Mrs. Myers  
Seconded by: Mr. Nielsen

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 35-98**

**ESTABLISHING A STEP/PECE PROGRAM TO BE ADMINISTERED BY  
THE EMPLOYMENT AND TRAINING OFFICE; APPROPRIATION OF  
NON-BUDGETED STATE GRANT IN AID TO STEP/PECE  
PROGRAM ACCOUNT TO COVER COSTS OF  
SUCH PROGRAM**

Offered by: Resource Management and Ways and Means  
Committees

**RESOLVED:**

1. There is established a County STEP/PECE program to provide academic support, life skills, and work experience for five youths between the ages of 14-18, during a sequence of three summers with additional school year tutoring.

2. That such program shall be administered by the Employment and Training Office.

3. That the sum of \$7,500 in non-budgeted State grant in aid is appropriated to Account No. A7318.4, with a like sum credited to Revenue Account No. A3822.02.

Moved by: Mrs. Myers  
Seconded by: Mr. Regan

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent  
(Voting No: Corkey)

**RESOLUTION NO. 36-98**

**ESTABLISHING A SELF-RELIANCE PROGRAM FOR ALLEGANY COUNTY YOUTH;  
APPROVING AGREEMENT WITH OLEAN AREA CAMP FIRE COUNCIL TO  
PROVIDE PROGRAM IMPLEMENTATION; PROVIDING  
PROGRAM FUNDS**

Offered by: Resource Management and Ways and Means  
Committees

**RESOLVED:**

1. There is established a self-reliance program to provide age-appropriate, self-help, prevention skills to children on how to take care of themselves and others.

2. That Agreement dated January 1, 1998, between the County of Allegany and Olean Area Camp Fire Council to provide implementation for such program is approved; the Chairman of this Board being authorized to execute same. The administration of such Agreement is charged to the Allegany County Youth Bureau.

3. That in accordance with said Agreement the expenditures for such Program, to be incurred and submitted for the applicable reimbursement amount, shall not exceed \$3,000, and State grant in aid of up to \$1,250 to fund the applicable reimbursement amount is appropriated to Account No. A7317.4, with a like sum to be credited to Revenue Account No. A3820.06.

Moved by: Mrs. Myers  
Seconded by: Mr. Lucas

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent  
(Voting No: Corkey)

**RESOLUTION NO. 37-98**

**ESTABLISHING A "PEERS HELPING PEERS" PROGRAM FOR ALLEGANY COUNTY YOUTH; APPROVING AGREEMENT WITH LITERACY VOLUNTEERS OF ALLEGANY COUNTY, INC. TO PROVIDE PROGRAM IMPLEMENTATION; PROVIDING PROGRAM FUNDS**

Offered by: Resource Management and Ways and Means Committees

**RESOLVED:**

1. There is established a "peers helping peers" program wherein high school students will be recruited to tutor reading skills to identify students with reading problems from their school districts.

2. That Agreement dated January 1, 1998, between the Literacy Volunteers of Allegany County, Inc. to provide implementation for such program is approved; the Chairman of this Board being authorized to execute same. The administration of such Agreement is charged to the Allegany County Youth Bureau.

3. That in accordance with said Agreement the expenditures for such Program, to be incurred and submitted for the applicable reimbursement amount, shall not exceed \$21,170, and State grant in aid of up to \$4,500 to fund the applicable reimbursement amount is appropriated to Account No. A7318.4, with a like sum to be credited to Revenue Account No. A3820.47.

Moved by: Mrs. Myers  
Seconded by: Mr. Nielsen

Adopted: Roll Call  
13 Ayes, 2 Noes, 0 Absent  
(Voting No: Corkey, Reynolds)

Legislator Nielsen was granted permission to abstain from voting on Resolution Intro. No. 39-98 (Establishing Allegany County First Step Program Designed to Help 5-8 Graders; Approving Agreement with Houghton College to Provide Program Implementation; Providing Program Funds) on a motion by Legislator Bennett, seconded by Legislator Truax and carried.

**RESOLUTION NO. 38-98****ESTABLISHING ALLEGANY COUNTY FIRST STEP PROGRAM DESIGNED TO HELP  
5-8 GRADERS; APPROVING AGREEMENT WITH HOUGHTON COLLEGE TO  
PROVIDE PROGRAM IMPLEMENTATION; PROVIDING PROGRAM FUNDS**

Offered by: Resource Management and Ways and Means  
Committees

**RESOLVED:**

1. There is established a First STEP Program designed to help 5-8 graders to develop self-concept, self-esteem, through outdoor living skills, ropes course activities, cooperation, commitment to tasks and to develop interest in success.

2. That Agreement dated January 1, 1998, between the County of Allegany and Houghton College to provide implementation for such program is approved; the Chairman of this Board being authorized to execute same. The administration of such Agreement is charged to the Allegany County Youth Bureau.

3. That in accordance with said Agreement the expenditures for such Program, to be incurred and submitted for the applicable reimbursement amount, shall not exceed \$10,960, and State grant in aid of up to \$5,250 to fund the applicable reimbursement amount is appropriated to Account No. A7317.4, with a like sum to be credited to Revenue Account No. A3820.89.

Moved by: Mrs. Myers

Seconded by: Mr. Sherman

Adopted: Roll Call

11 Ayes, 3 Noes, 0 Absent

(Voting No: Corkey, Graffrath, Reynolds)  
(Abstained: Nielsen)

Legislator Nielsen was granted permission to abstain from voting on Resolution Intro. No. 40-98 (Establishing Project Alleghany Student Outreach Program for Youth in Allegany County; Approving Agreement with Houghton College to Provide Program Implementation; Providing Program Funds) on a motion by Legislator Bennett, seconded by Legislator Truax and carried.

**RESOLUTION NO. 39-98****ESTABLISHING PROJECT ALLEGHANY STUDENT OUTREACH PROGRAM FOR YOUTH  
IN ALLEGANY COUNTY; APPROVING AGREEMENT WITH HOUGHTON COLLEGE  
TO PROVIDE PROGRAM IMPLEMENTATION; PROVIDING  
PROGRAM FUNDS**

Offered by: Resource Management and Ways and Means  
Committees

**RESOLVED:**

1. There is established a project Alleghany student outreach program for youth in Allegany County designed to enhance a students self-esteem through participation in a 10 day high adventure/outward bound experience including rock climbing, backpacking and rope course elements.

2. That Agreement dated January 1, 1998, between the County of Allegany and Houghton College to provide implementation for such program is approved; the Chairman of this Board being authorized to execute same. The administration of such Agreement is charged to the Allegany County Youth Bureau.

3. That in accordance with said Agreement the expenditures for such Program, to be incurred and submitted for the applicable reimbursement amount, shall not exceed \$20,724, and State grant in aid of up to \$6,500 to fund the applicable reimbursement amount is appropriated to Account No. A7312.4, with a like sum to be credited to Revenue Account No. A3820.15.

Moved by: Mrs. Myers  
Seconded by: Mr. Lucas

Adopted: Roll Call  
12 Ayes, 2 Noes, 0 Absent  
(Voting No: Corkey, Graffrath)  
(Abstained: Nielsen)

**RESOLUTION NO. 40-98**

**ESTABLISHING SPECIAL OLYMPICS PROGRAM FOR MENTALLY RETARDED YOUTH  
IN ALLEGANY COUNTY; APPROVING AGREEMENT WITH NEW YORK SPECIAL  
OLYMPICS, INC. TO PROVIDE PROGRAM IMPLEMENTATION; PROVIDING  
PROGRAM FUNDS**

Offered by: Resource Management and Ways and Means  
Committees

**RESOLVED:**

1. There is established a special olympics program for mentally retarded Allegany County youth designed to offer handicapped children the opportunity to participate in recreational and competitive sporting events.

2. That Agreement dated January 1, 1998, between the County of Allegany and New York Special Olympics, Inc. to provide implementation for such program is approved; the Chairman of this Board being authorized to execute same. The administration of such Agreement is charged to the Allegany County Youth Bureau.

3. That in accordance with said Agreement the expenditures for such Program, to be incurred and submitted for the applicable reimbursement amount, shall not exceed \$5,000, and State grant in aid of up to \$500 to fund the applicable reimbursement amount is hereby appropriated to Account No. A7311.4, with a like sum to be credited to Revenue Account No. A3820.02.

Moved by: Mrs. Myers  
Seconded by: Mr. Saylor

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 41-98**

**ESTABLISHING A SUMMER ARTS FESTIVAL PROGRAM FOR ALLEGANY COUNTY  
YOUTH; APPROVING AGREEMENT WITH ALLEGANY ARTS ASSOCIATION,  
INC. TO PROVIDE PROGRAM IMPLEMENTATION; PROVIDING  
PROGRAM FUNDS**

Offered by: Resource Management and Ways and Means  
Committees

**RESOLVED:**

1. There is established a summer arts festival program whereby hands on arts experience for children ages 6-20 will be conducted by local artists and will provide a summer cultural enrichment program through a variety of workshops.

2. That Agreement dated January 1, 1998, between the County of Allegany and Allegany Arts Association, Inc. to provide implementation for such program is approved; the Chairman of this Board being authorized to execute same. The administration of such Agreement is charged to the Allegany County Youth Bureau.

3. That in accordance with said Agreement the expenditures for such Program, to be incurred and submitted for the applicable reimbursement amount, shall not exceed \$4,200, and State grant in aid of up to \$2,000 to fund the applicable reimbursement amount is appropriated to Account No. A7312.4, with a like sum to be credited to Revenue Account No. A3820.05.

Moved by: Mrs. Myers  
Seconded by: Mr. Regan

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 42-98**

**ESTABLISHING A YOUTH CENTER PROGRAM FOR ALLEGANY COUNTY YOUTH;  
APPROVING AGREEMENT WITH SOUTHERN TIER YOUTH FOR CHRIST,  
INC. TO PROVIDE PROGRAM IMPLEMENTATION; PROVIDING  
PROGRAM FUNDS**

Offered by: Resource Management and Ways and Means  
Committees

**RESOLVED:**

1. There is established a youth center program for a teen center for the general youth population of Allegany County where they can enjoy activities, structured programs or counseling services.

2. That Agreement dated January 1, 1998, between the County of Allegany and Southern Tier Youth For Christ, Inc. to provide implementation for such program is approved; the Chairman of this Board being authorized to execute same. The administration of such Agreement is charged to the Allegany County Youth Bureau.

3. That in accordance with said Agreement the expenditures for such Program, to be incurred and submitted for the applicable reimbursement amount, shall not exceed \$25,373, and State grant in aid of up to \$7,500 to fund the applicable reimbursement amount is appropriated to Account No. A7317.4, with a like sum to be credited to Revenue Account No. A3820.07.

Moved by: Mrs. Myers  
Seconded by: Mr. Sherman

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 43-98**

**ESTABLISHING "ESPECIALLY FOR YOU" PROGRAM FOR YOUTH IN  
ALLEGANY COUNTY; APPROVING AGREEMENT WITH SEVEN  
LAKES GIRL SCOUT COUNCIL, INC. TO PROVIDE  
PROGRAM IMPLEMENTATION; PROVIDING  
PROGRAM FUNDS**

Offered by: Resource Management and Ways and Means  
Committees

**RESOLVED:**

1. There is established an "especially for you" program designed to address life skills and decision making skills among 150 girls ages 5-18.

2. That Agreement dated January 1, 1998, between the County of Allegany and Seven Lakes Girl Scout Council, Inc. to provide implementation for such program is approved; the Chairman of this Board being authorized to execute same. The administration of such Agreement is charged to the Allegany County Youth Bureau.

3. That in accordance with said Agreement the expenditures for such Program, to be incurred and submitted for the applicable reimbursement amount, shall not exceed \$93,815, and State grant in aid of up to \$1,000 to fund the applicable reimbursement amount is appropriated to Account No. A7312.4, with a like sum to be credited to Revenue Account No. A3820.13.

Moved by: Mrs. Myers  
Seconded by: Mr. Nielsen

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent  
(Voting No: Corkey)

**RESOLUTION NO. 44-98**

**APPROVAL OF SPECIAL DELINQUENCY PREVENTION PROGRAM SUBCONTRACT  
AGREEMENT WITH WHITESVILLE CENTRAL SCHOOL; PROVIDING  
PROGRAM FUNDS**

Offered by: Resource Management and Ways and Means  
Committees

**RESOLVED:**

1. That the Special Delinquency Prevention Program Subcontract Agreement with Whitesville Central School dated January 1, 1998, in relation to the State's Special Delinquency Prevention Program for Allegany County, is approved; the Chairman of this Board being authorized to execute same. The administration of such Agreement is charged to the Allegany County Youth Bureau.

2. That in accordance with said Agreement the expenditures for such Program, to be incurred and submitted for the applicable reimbursement amount, shall not exceed \$53,818, and State grant in aid of up to \$3,775 to fund the applicable reimbursement amount is appropriated to Account No. A7313.4, with a like sum to be credited to Revenue Account No. A3821.06.

Moved by: Mrs. Myers  
Seconded by: Mr. Sherman

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent  
(Voting No: Corkey)

**RESOLUTION NO. 45-98**

**APPROVAL OF SPECIAL DELINQUENCY PREVENTION PROGRAM SUBCONTRACT  
AGREEMENT WITH CATTARAUGUS/ALLEGANY BOARD OF COOPERATIVE  
EDUCATIONAL SERVICES; PROVIDING PROGRAM FUNDS**

Offered by: Resource Management and Ways and Means  
Committees

**RESOLVED:**

1. That the Special Delinquency Prevention Program Subcontract Agreement with Cattaraugus/Allegany Board of Cooperative Educational Services dated January 1, 1998, in relation to an "Environmental Education for Youth" program for Allegany County, is approved; the Chairman of this Board being authorized to execute same. The administration of such Agreement is charged to the Allegany County Youth Bureau.

2. That in accordance with said Agreement the expenditures for such Program, to be incurred and submitted for the applicable reimbursement amount, shall not exceed \$13,273, and State grant in aid of up to \$3,500 to fund the applicable reimbursement amount is appropriated to Account No. A7313.4, with a like sum to be credited to Revenue Account No. A3821.03.

Moved by: Mrs. Myers  
Seconded by: Mr. Truax

Adopted: Roll Call  
14 Ayes, 1 No. 0 Absent  
(Voting No: Corkey)

**RESOLUTION NO. 46-98**

**ESTABLISHING A GOVERNMENT FOR YOUTH PROGRAM; APPROVING AGREEMENT WITH CATTARAUGUS/ALLEGANY BOARD OF COOPERATIVE EDUCATIONAL SERVICES TO PROVIDE PROGRAM IMPLEMENTATION; PROVIDING PROGRAM FUNDS**

Offered by: Resource Management and Ways and Means  
Committees

**RESOLVED:**

1. There is established a government for youth program whereby school pupils in grade levels 4-12 and their teachers are provided with instructional materials about county government and pupils in grades 11 and 12 are given the opportunity to observe and participate in the county government process.

2. That Agreement dated January 1, 1998, between the Cattaraugus/Allegany Board of Cooperative Educational Services to provide implementation for such program is approved; the Chairman of this Board being authorized to execute same. The administration of such Agreement is charged to the Allegany County Youth Bureau.

3. That the authorized amount to be expended for such program shall be \$32,049, \$8,250 of which amount shall be charged to Account No. A7312.4.

Moved by: Mrs. Myers  
Seconded by: Mr. Dibble

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 47-98**

**ESTABLISHING A WEEK OF ALTERNATIVES PROGRAM FOR ALLEGANY COUNTY YOUTH; APPROVING AGREEMENT WITH ALLEGANY AREA COUNCIL ON ALCOHOL AND SUBSTANCE ABUSE, INC. TO PROVIDE PROGRAM IMPLEMENTATION; PROVIDING PROGRAM FUNDS**

Offered by: Resource Management and Ways and Means  
Committees

**RESOLVED:**

1. There is established a week of alternatives program for Allegany County Youth between ages 10 to 17, with a variety of activities both educational and entertaining which will encourage a drug-free lifestyle.

2. That Agreement dated January 1, 1998, between the County of Allegany and Allegany Area Council on Alcohol and Substance Abuse, Inc. to provide implementation for such program is approved; the Chairman of this Board being authorized to execute same. The administration of such Agreement is charged to the Allegany County Youth Bureau.

3. That in accordance with said Agreement the expenditures for such Program, to be incurred and submitted for the applicable reimbursement amount, shall not exceed \$22,730, and State grant in aid of up to \$4,700 to fund the applicable reimbursement amount is appropriated to Account No. A7312.4, with a like sum to be credited to Revenue Account No. A3820.85.

Moved by: Mrs. Myers  
Seconded by: Mr. Nielsen

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent

**RESOLUTION NO. 48-98**

**APPROVAL OF SPECIAL DELINQUENCY PREVENTION PROGRAM SUBCONTRACT AGREEMENT WITH ALLEGANY AREA COUNCIL ON ALCOHOL AND SUBSTANCE ABUSE, INC.; PROVIDING PROGRAM FUNDS**

Offered by: Resource Management and Ways and Means Committees

**RESOLVED:**

1. That the Special Delinquency Prevention Program Subcontract Agreement with Allegany Area Council on Alcohol and Substance Abuse, Inc. dated January 1, 1998, in relation to an "Prevention Education/Referral" program for Allegany County, is approved; the Chairman of this Board being authorized to execute same. The administration of such Agreement is charged to the Allegany County Youth Bureau.

2. That in accordance with said Agreement the expenditures for such Program, to be incurred and submitted for the applicable reimbursement amount, shall not exceed \$52,823, and State grant in aid of up to \$3,500 to fund the applicable reimbursement amount is appropriated to Account No. A7313.4, with a like sum to be credited to Revenue Account No. A3821.04.

Moved by: Mrs. Myers  
Seconded by: Mr. Lucas

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent  
(Voting No: Corkey)

**RESOLUTION NO. 49-98**

**ESTABLISHING "NATURAL HELPERS" PROGRAM FOR ALLEGANY COUNTY YOUTH; APPROVING AGREEMENT WITH ALLEGANY AREA COUNCIL ON ALCOHOL AND SUBSTANCE ABUSE, INC. TO PROVIDE PROGRAM IMPLEMENTATION; PROVIDING PROGRAM FUNDS**

Offered by: Resource Management and Ways and Means Committees

**RESOLVED:**

1. There is established a "natural helpers" program to provide workshops on listening skills, intervention skills, refusal and referral skills for youths between ages of 12-18.

2. That Agreement dated January 1, 1998, between the County of Allegany and Allegany Area Council on Alcohol and Substance Abuse, Inc. to provide implementation for such program is approved; the Chairman of this Board being authorized to execute same. The administration of such Agreement is charged to the Allegany County Youth Bureau.

3. That in accordance with said Agreement the expenditures for such Program, to be incurred and submitted for the applicable reimbursement amount, shall not exceed \$17,054, and State grant in aid of up to \$3,641 to fund the applicable reimbursement amount is appropriated to Account No. A7312.4, with a like sum to be credited to Revenue Account No. A3820.42.

Moved by: Mrs. Myers  
Seconded by: Mr. Nielsen

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent  
(Voting No: Corkey)

**RESOLUTION NO. 50-98**

**APPROVAL OF SPECIAL DELINQUENCY PREVENTION PROGRAM SUBCONTRACT AGREEMENT WITH GIL'S HILLS, INC.; PROVIDING PROGRAM FUNDS**

Offered by: Resource Management and Ways and Means Committees

**RESOLVED:**

1. That the Special Delinquency Prevention Program Subcontract Agreement with Gil's Hills, Inc. dated January 1, 1998, in relation to the State's Special Delinquency Prevention Program for Allegany County, is approved; the Chairman of this Board being authorized to execute same. The administration of such Agreement is charged to the Allegany County Youth Bureau.

2. That in accordance with said Agreement the expenditures for such Program, to be incurred and submitted for the applicable reimbursement amount, shall not exceed \$70,000, and State grant in aid of up to \$9,000 to fund the applicable reimbursement amount is appropriated to Account No. A7313.4, with a like sum to be credited to Revenue Account No. A3821.01.

Moved by: Mrs. Myers  
Seconded by: Mr. Regan

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 51-98**

**APPROVAL OF SPECIAL DELINQUENCY PREVENTION PROGRAM SUBCONTRACT AGREEMENT WITH THE ALLEGANY COUNTY MENTAL HEALTH ASSOCIATION, INC.; PROVIDING PROGRAM FUNDS**

Offered by: Resource Management and Ways and Means Committees

**RESOLVED:**

1. That the Special Delinquency Prevention Program Subcontract Agreement with the Allegany County Mental Health Association, Inc., dated January 1, 1998, in relation to a "Youth Compeer" program for Allegany County, is approved; the Chairman of this Board being authorized to execute same. The administration of such Agreement is charged to the Allegany County Youth Bureau.

2. That in accordance with said Agreement the expenditures for such Program, to be incurred and submitted for the applicable reimbursement amount, shall not exceed \$12,155, and State grant in aid of up to \$6,974 to fund the applicable reimbursement amount is appropriated to Account No. A7313.4, with a like sum to be credited to Revenue Account No. A3821.07.

Moved by: Mrs. Myers  
Seconded by: Mr. Nielsen

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

Resolution Intro. No. 53-98 (Approval of Agreement with Jesse Case to Provide Tourism Development Services to Allegany County) was not prefiled and was considered from the floor on a motion by Legislator Regan, seconded by Legislator Nielsen and carried. (Opposed: Corkey).

#### RESOLUTION NO. 52-98

##### APPROVAL OF AGREEMENT WITH JESSE CASE TO PROVIDE TOURISM DEVELOPMENT SERVICES TO ALLEGANY COUNTY

Offered by: Planning and Development Committee

##### RESOLVED:

1. That Agreement dated January 1, 1998, between the County of Allegany and Jesse Case, in relation to providing tourism development services in order to promote and develop tourism in Allegany County, is approved.

2. That the Chairman of this Board is authorized to execute said Agreement.

3. That the amount of \$22,500 to be paid in equal monthly installments of \$1,875 pursuant to said Agreement shall be charged to Account No. A6989.4, Tourism.

Moved by: Mr. Regan  
Seconded by: Mr. Graffrath

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent  
(Voting No: Corkey)

##### AUDITS:

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

A motion was made by Legislator Nielsen, seconded by Legislator Saylor and adopted on a roll call vote of 15 Ayes, 0 Noes, 0 Absent, that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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January 26, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Dibble.

Roll Call: All present.

**APPROVAL OF MINUTES:**

A motion was made by Legislator Nielsen, seconded by Legislator Bennett and carried, to approve the board meeting minutes of December 8 and 22, 1997.

**PRIVILEGE OF THE FLOOR:**

Craig Schlau, Supervisor, Town of Angelica, was granted the privilege of the floor. Mr. Schlau introduced Dan Spencer, Esq., who briefly discussed proposed amendments on the Town's Local Law which regulates Solid Waste Facilities.

Brenda Child, Co-Chairman, Concerned Citizens of Allegany County, was granted the privilege of the floor and discussed several concerns of the CCAC.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk was a copy of the Legislators' Compensation table for 1997, and an updated set of the County Board Rules.

**PROCLAMATIONS:**

Chairman Walchli proclaimed the week of February 7-14, 1998 as Mental Retardation Awareness Week in Allegany County in conjunction with the designation by Governor Pataki as Mental Retardation Awareness Week in New York.

**RESOLUTIONS:**

**RESOLUTION NO. 53-98**

**APPOINTMENT OF PRACTICAL FARMER MEMBER AND REAPPOINTMENT OF COUNTY BOARD OF LEGISLATORS MEMBERS TO THE ALLEGANY COUNTY SOIL AND WATER CONSERVATION DISTRICT BOARD**

Offered by: Resource Management Committee

Pursuant to Soil and Water Conservation District Law §§ 6 and 7

**RESOLVED:**

1. That Alan R. Bainbridge, Sr. of Almond, New York, is appointed to the Allegany County Soil and Water Conservation District Board, as a Practical Farmer member, with term of office to commence January 26, 1998, and expire December 31, 2000.

2. That Rodney K. Bennett and William G. Dibble are reappointed to the Allegany County Soil and Water Conservation District Board, as County Board of Legislators members, with term of office for each to commence January 26, 1998, and expire December 31, 1998.

Moved by: Mrs. Myers  
Seconded by: Mr. Regan

Adopted: Acclamation

**RESOLUTION NO. 54-98**

**APPROVAL OF BOARD CHAIRMAN'S APPOINTMENT AND REAPPOINTMENT OF MEMBERS TO REGION NINE FISH AND WILDLIFE MANAGEMENT BOARD**

Offered by: Resource Management Committee

Pursuant to Environmental Conservation Law § 11-0501

**RESOLVED:**

1. That the reappointment, by the Chairman of this Board, of Edmund C. Burdick, to the Region Nine Fish and Wildlife Management Board, as the County Board of Legislators' representative member, with term of office commencing January 5, 1998, and expiring December 31, 1999, is approved; provided, however, that a vacancy shall occur in such office in the event such appointee is no longer a County Legislator.

2. That the appointment, by the Chairman of this Board, of Patrick Regan, of Wellsville, New York, to the Region Nine Fish and Wildlife Management Board, as an alternate County Board of Legislators' representative member, to serve in the event of the temporary inability of the present County Board of Legislators' representative member to so function, is approved; provided, however, that a vacancy shall occur in such office in the event such appointee is no longer a County Legislator.

3. That the reappointment, by the Chairman of this Board, of Derwood Say to the Region Nine Fish and Wildlife Management Board, as the Sportsmen's representative member, with term of office commencing January 5, 1998, and expiring December 31, 1999, is approved.

Moved by: Mrs. Myers  
Seconded by: Mr. Bennett

Adopted: Acclamation

**RESOLUTION NO. 55-98**

**APPROVAL OF CHAIRMAN'S APPOINTMENTS OF MEMBERS TO THE OFFICE OF EMPLOYMENT AND TRAINING ADVISORY BOARD**

Offered by: Planning and Development Committee

Pursuant to Local Law No. 4 of 1992

**RESOLVED:**

1. That the following appointments by the Chairman of this Board to the Office of Employment and Training Advisory Board, to serve at the pleasure of the Chairman of this Board, are approved:

- a. Member from a public employment service: Loretta Cronin.

- b. Members from the private sector: Barbara Deming, Diane Burch, A. James Fantauzzo, Alan Schmidt, Wallace Higgins, Henry Mayo.
- c. Member from an educational agency: Richard Rivers.
- d. Member from a social services agency: Joan Sinclair.
- e. Member from a recognized labor organization: Robert Cole.
- f. Member from a community based organization: Charles T. Kalthoff.

Moved by: Mr. Regan  
 Seconded by: Mr. Sylor

Adopted: Acclamation

**RESOLUTION NO. 56-98**

**APPROVAL OF BOARD CHAIRMAN'S APPOINTMENTS OF REPRESENTATIVES  
 TO ALLEGANY COUNTY DEVELOPMENT ADVISORY BOARD**

Offered by: Planning and Development Committee

Pursuant to Local Law No. 2 of 1985

**RESOLVED:**

1. That the appointments by the Chairman of this Board of: Deborah Clark, Education representative; Ted Hopkins, Agriculture representative; Fred Sinclair, Forests representative; Jesse Case, Recreation/Tourism representative; Reita Sobeck-Lynch, Industry representative; Brian Patten, Industry representative; Tony Morrow, Utilities representative; Peter Roberts, Small Business representative; Voni Walker, Small Business representative; David Fleming, Banking representative; Linda Simons, Real Estate representative; Russell Combs, At Large representative; and, Leslie Williams, At Large representative; to serve as members of the Allegany County Development Advisory Board during the pleasure of the Chairman of this Board, are approved.

Moved by: Mr. Regan  
 Seconded by: Mrs. Myers

Adopted: Acclamation

**RESOLUTION NO. 57-98**

**TRANSFER OF FUNDS FROM CONTINGENT ACCOUNT AND ASSESSMENTS  
 CONTRACTUAL EXPENSES ACCOUNT TO ASSESSMENTS  
 EQUIPMENT ACCOUNT**

Offered by: Ways and Means Committee

**RESOLVED:**

1. That to Account No. A1355.2 there is transferred the sums of \$6,225 from Account No. A1990.4 and \$2,034 from Account No. A1355.4, to cover the cost of a new tax map copier.

Moved by: Mr. Nielsen  
 Seconded by: Mr. Bennett

Adopted: Roll Call  
 14 Ayes, 1 No, 0 Absent  
 (Voting No: Myers)

## RESOLUTION NO. 58-98

FINDINGS OF COUNTY BOARD OF LEGISLATORS FOR AGRICULTURAL  
DISTRICT NUMBER ONE EIGHT YEAR REVIEW

Offered by: Resource Management Committee

Pursuant to Agriculture and Markets Law § 303

WHEREAS, it is required by law that a county legislative body, in conjunction with its county planning board and its county agricultural and farmland protection board, consider factors i. e., the viability of active farming within an agricultural district and in areas adjacent thereto, the presence of any viable farm lands within an agricultural district and adjacent thereto that are not now in active farming, the nature and extent of land uses other than active farming within an agricultural district and adjacent thereto, county developmental patterns and needs, and, any other matters which may be relevant, and make findings for each district review of an agricultural district, and

WHEREAS, such factors have been considered by the County Planning Board, the County Agricultural and Farmland Protection Board and by this County Board of Legislators in connection with the eight year review of Agricultural District Number One, now, therefore, be it

## RESOLVED:

1. That the Allegany County Board of Legislators, in conjunction with the County Planning Board and the County Agricultural and Farmland Protection Board, makes final the proposed findings set forth in "Proposed Eight Year Review Findings for Allegany County Agricultural District Number #1" dated January 7, 1998, and filed in the Clerk of the Board of Legislators Office.

2. That a copy of such "Findings" shall be transmitted by such Clerk to the County Planner.

Moved by: Mrs. Myers  
Seconded by: Mr. Bennett

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

Resolution Intro. No. 60-98 (Resolution Setting Date for Public Hearing on Eight Year Review of Agricultural District Number One) was TABLED indefinitely, on a motion by Legislator Myers, seconded by Legislator Regan and carried.

## RESOLUTION NO. 59-98

FINDINGS OF COUNTY BOARD OF LEGISLATORS FOR AGRICULTURAL  
DISTRICT NUMBER TWO EIGHT YEAR REVIEW

Offered by: Resource Management Committee

Pursuant to Agriculture and Markets Law § 303

WHEREAS, it is required by law that a county legislative body, in conjunction with its county planning board and its county agricultural and farmland protection board, consider factors i. e., the viability of active farming within an agricultural district and in areas adjacent thereto, the presence of any viable farm lands within an agricultural district and adjacent thereto that are not now in active farming, the nature and extent of land uses other than

active farming within an agricultural district and adjacent thereto, county developmental patterns and needs, and, any other matters which may be relevant, and make findings for each district review of an agricultural district, and

**WHEREAS,** such factors have been considered by the County Planning Board, the County Agricultural and Farmland Protection Board and by this County Board of Legislators in connection with the eight year review of Agricultural District Number Two, now, therefore, be it

**RESOLVED:**

1. That the Allegany County Board of Legislators, in conjunction with the County Planning Board and the County Agricultural and Farmland Protection Board, makes final the proposed findings set forth in "Proposed Eight Year Review Findings for Allegany County Agricultural District Number #2" dated January 7, 1998, and filed in the Clerk of the Board of Legislators Office.

2. That a copy of such "Findings" shall be transmitted by such Clerk to the County Planner.

Moved by: Mrs. Myers  
Seconded by: Mr. Regan

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

Resolution Intro. No. 62-98 (Resolution Setting Date for Public Hearing on Eight Year Review of Agricultural District Number Two) was TABLED indefinitely on a motion by Legislator Myers, seconded by Legislator Truax and carried.

**RESOLUTION NO. 60-98**

**APPROVAL OF MEMORANDUM OF AGREEMENT WITH CORNELL COOPERATIVE  
EXTENSION ASSOCIATION OF ALLEGANY COUNTY AND AUTHORIZING  
COUNTY TREASURER TO MAKE APPROPRIATION PAYMENTS, IN  
RELATION TO THE 1998 BUDGETARY APPROPRIATION  
FOR THE WORK OF SUCH ASSOCIATION**

Offered by: Resource Management Committee

Pursuant to County Law § 224 (8)

**RESOLVED:**

1. That Memorandum of Agreement between the County of Allegany and the Cornell Cooperative Extension of Allegany County, dated December 15, 1997, in relation to the payment of appropriations to such Association by the County and the providing of services for such appropriations, is approved.

2. That the County Treasurer is authorized and directed to pay one quarter of the sum provided in the 1998 County Final Budget for such Association in advance on the first day of each quarter beginning January, 1998, to be used by such Association pursuant to the terms and conditions of such Agreement; such payments to be made to the duly bonded Treasurer of such Association, after receipt before the first of such payments of a Memorandum Receipt signed by such Association Treasurer agreeing to comply with the terms of this resolution.

Moved by: Mrs. Myers  
Seconded by: Mr. Bennett

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent  
(Voting No: Corkey)

**RESOLUTION NO. 61-98****APPROVAL OF FIVE YEAR LEASE OF LAND OF DUANE AND TERRY GELSER  
TO USE FOR DEPARTMENT OF PUBLIC WORK PURPOSES**

Offered by: Public Works Committee

**WHEREAS**, the Department of Public Works desires to lease land for its purposes, including, but not limited to, stockpiling of materials, now, therefore, be it

**RESOLVED:**

1. That Lease dated January 15, 1998, between the County and Duane Gelser and Terry Gelser is approved.

2. That the Chairman of this Board is authorized to execute said Lease and to cause the recording of same in the Allegany County Clerk's Office.

Moved by: Mr. Burdick  
Seconded by: Mr. Sylor

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

Resolution Intro. No. 65-98 (Establishing Policy of Providing County Planning Services by Outside Entities and Consultants; Accepting Written Offers for Planning Services from Southern Tier West Regional Planning and Development Board, Alfred University and County Soil & Water Conservation District; Directing Planning and Development Committee to Finalize Formal Agreements with such Entities Subject to Board of Legislators Approval; Abolishing Position and Title of County Planner) was not prefiled and was considered from the floor on a motion by Legislator Regan, seconded by Legislator Bennett and carried.

**RESOLUTION NO. 62-98**

**ESTABLISHING POLICY OF PROVIDING COUNTY PLANNING SERVICES BY OUTSIDE ENTITIES AND CONSULTANTS; ACCEPTING WRITTEN OFFERS FOR PLANNING SERVICES FROM SOUTHERN TIER WEST REGIONAL PLANNING AND DEVELOPMENT BOARD, ALFRED UNIVERSITY AND COUNTY SOIL & WATER CONSERVATION DISTRICT; DIRECTING PLANNING AND DEVELOPMENT COMMITTEE TO FINALIZE FORMAL AGREEMENTS WITH SUCH ENTITIES SUBJECT TO BOARD OF LEGISLATORS APPROVAL; ABOLISHING POSITION AND TITLE OF COUNTY PLANNER**

Offered by: Planning and Development Committee

**WHEREAS**, the County has investigated and considered the best and most efficient way of providing County Planning Services, and

**WHEREAS**, the provision of such services by outside entities and consultants has been studied and evaluated, and

**WHEREAS**, it appears to be in the best interests of the County to secure planning services through outside entities and consultants rather than continuing with in-house planning services, and

**WHEREAS**, written offers for planning services from the Southern Tier West Regional Planning and Development Board, Alfred University and the Allegany County Soil & Water Conservation District have been received, analyzed and appear satisfactory subject to this Board's approval of formal agreements, and

**WHEREAS,** it is anticipated that such formal agreements will be acted upon by this Board at its February 9, 1998, regular meeting, and

**WHEREAS,** by reason of the foregoing it will be necessary to abolish the presently filled position of Planner and delete such title from the appropriate Salary Plan, now, therefore, be it

**RESOLVED:**

1. That a County Policy of providing County Planning Services by outside entities and consultants in lieu of in-house planning services is established.

2. That pursuant to such Policy, the written offers of the Southern Tier West Regional Planning and Development Board's Executive Director dated December 29, 1997, and approved in concept by such Board on January 16, 1998; of the Allegany County Soil & Water Conservation District dated December 27, 1997, and of Alfred University dated December 12, 1997, are accepted by this Board subject to the approval of formal agreements with such entities.

3. That the Planning and Development Committee shall forthwith proceed to finalize formal agreements with such outside entities and to offer same for legislative action of this Board at its February 9, 1998, meeting.

4. That the position of Planner created by Resolution No. 218-89 is abolished effective February 10, 1998.

5. That the title of Planner is deleted from Grade 15 of the County Non-Unit Salary Plan effective February 10, 1998.

Moved by: Mr. Regan  
Seconded by: Mr. Lucas

Adopted: Roll Call  
13 Ayes, 2 Noes, 0 Absent  
(Voting No: Dibble, Myers)

Resolution Intro. No. 66-98 (A Resolution in Support of a Grant Application by the Southern Tier West Regional Planning and Development Board to the New York State Advanced Telecommunications Project) was not prefiled and was considered from the floor on a motion by Legislator Heineman, seconded by Legislator Nielsen and carried.

**RESOLUTION NO. 63-98**

**A RESOLUTION IN SUPPORT OF A GRANT APPLICATION BY THE SOUTHERN TIER WEST REGIONAL PLANNING AND DEVELOPMENT BOARD TO THE NEW YORK STATE ADVANCED TELECOMMUNICATIONS PROJECT**

Offered by: Technology Committee

**WHEREAS,** the New York State Department of State administers a grant program known as the "New York State Advanced Telecommunications Project," and

**WHEREAS,** such Project is designed to provide telecommunications infrastructure such as optic capabilities and fiber equipment to eligible applicants, and

**WHEREAS,** the Southern Tier West Regional Planning and Development Board seeks to access funding through this Project for the purpose of providing teleconferencing capabilities and equipment in Allegany County, and

WHEREAS, said teleconferencing capability will be available to county government along with the public and private sector, and

WHEREAS, such system will be designed to accommodate the needs of persons with physical disabilities, and

WHEREAS, such system shall be linked telecommunicatively with a variety of similar public sites throughout New York State, now, therefore, be it

**RESOLVED:**

1. That the Allegany County Board of Legislators is interested in becoming involved in the New York State Advanced Telecommunications Project and supports the application for funds to be submitted on behalf of the County by the Southern Tier West Regional Planning and Development Board.

Moved by: Mr. Heineman  
Seconded by: Mr. Nielsen

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**AUDITS:**

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

A motion was made by Legislator Nielsen, seconded by Legislator Bennett and adopted on a roll call vote of 15 Ayes, 0 Noes, 0 Absent, that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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February 9, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Sherman.

Roll Call: All present except Legislator Corkey.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk was a copy of the 1997 Annual Report from the Office for the Aging, County Clerk, Probation, Public Works, Cooperative Extension, Personnel and the Sheriff.

2. Noted received and placed on file in the Clerk's office was the Cornell Cooperative Extension of Allegany County Balance Sheet for the period ending December 31, 1997.

3. A notice was received of the next Inter-County Association meeting to be hosted by Allegany County on February 19, 1998 in Wellsville, N.Y.

## RESOLUTIONS:

## RESOLUTION NO. 64-98

## APPOINTMENT OF NEW MEMBERS TO COUNTY TRAFFIC SAFETY BOARD

Offered by: Public Safety Committee

Pursuant to Local Law No. 2 of 1972

## RESOLVED:

1. That Theresa Moore of Cuba, New York, is appointed to the County Traffic Safety Board, with term of office to commence February 9, 1998, and expire December 31, 1998.

2. That Kevin Demick of Angelica, New York, is appointed to the County Traffic Safety Board, with term of office to commence February 9, 1998, and expire December 31, 2000.

Moved by: Mr. Nielsen  
Seconded by: Mr. Graffrath

Adopted: Acclamation

## RESOLUTION NO. 65-98

APPROVAL OF BOARD CHAIRMAN'S REAPPOINTMENT OF DUANE M. GRISWOLD  
AS DIRECTOR OF COUNTY VETERANS' SERVICE AGENCY

Offered by: Personnel Committee

Pursuant to Executive Law § 357 and Resolution No. 58 of 1945

## RESOLVED:

1. That the reappointment by the Chairman of this Board of Legislators of Duane M. Griswold as Director of the County Veterans' Service Agency effective January 5, 1998, is approved.

Moved by: Mr. Saylor  
Seconded by: Mr. Burdick

Adopted: Acclamation

## RESOLUTION NO. 66-98

APPROVAL OF BOARD CHAIRMAN'S APPOINTEES TO CITIZENS  
ADVISORY COUNCIL TO THE OFFICE FOR THE AGING

Offered by: Human Services Committee

Pursuant to Resolution No. 221-74

## RESOLVED:

1. That the reappointments by the Chairman of this Board of Janet Irish, Keith Folts and James Fuller to the Citizens Advisory Council To The Office For The Aging, with term of office for each commencing January 5, 1998, and expiring December 31, 2000, are confirmed.

2. That the appointment by the Chairman of this Board of Mona Pettit of Cuba, New York, and David Pullen of Houghton, New York, to fill vacancies on the Citizens Advisory Council To The Office For The Aging, with term of office for each commencing January 5, 1998, and expiring December 31, 2000, are confirmed.

Moved by: Mr. Truax  
 Seconded by: Mr. Heineman

Adopted: Acclamation

**RESOLUTION NO. 67-98**

**A RESOLUTION URGING THAT KNOWINGLY SPREADING AIDS BE DESIGNATED  
 A CRIMINAL OFFENSE AND URGING THE ADDITION OF HIV POSITIVE  
 TO THE LIST OF REPORTABLE COMMUNICABLE DISEASES**

Offered by: Human Services Committee

**WHEREAS,** Acquired Immune Deficiency Syndrome (AIDS) is a devastating and deadly disease, and

**WHEREAS,** controlling the spread of AIDS is a public health priority, and

**WHEREAS,** HIV positive is not currently reportable, and

**WHEREAS,** controlling the spread of AIDS would be furthered by making it a criminal offense to knowingly spread the disease, now, therefore, be it

**RESOLVED:**

1. That the Allegany County Board of Legislators strongly suggests that HIV positive should be added to the State Health Commissioner's list of reportable sexually transmissible diseases.

2. That the Allegany County Board of Legislators feel that engaging in unprotected sexual relations with an individual, without first notifying him or her of a known HIV positive status, should be a criminal offense.

3. That the Allegany County Board of Legislators feel that sharing a needle with an individual, without first notifying him or her of a known HIV positive status, should be a criminal offense.

4. That the Clerk of this Board of Legislators is directed to send certified copies of this resolution to Attorney General Dennis Vacco, Governor George Pataki, Senator Present, Assemblypersons Jerry Johnson, Thomas Reynolds and Patricia McGee, Western New York Intercountry Association, NYSAC and any other representative designated by the Chairman of this Board of Legislators.

Moved by: Mr. Dibble  
 Seconded by: Mr. Truax

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

**RESOLUTION NO. 68-98**

**CREATING ONE PART-TIME POSITION OF SR. ACCOUNT CLERK TYPIST  
 AND ABOLISHING ONE PART-TIME POSITION OF ACCOUNT CLERK  
 TYPIST IN STOP-DWI OFFICE DUE TO PERSONNEL  
 OFFICE RECLASSIFICATION**

Offered by: Personnel Committee

**RESOLVED:**

1. That one part-time position of Sr. Account Clerk Typist is created and one part-time position of Account Clerk Typist is abolished in the STOP-DWI Office due to Personnel Office reclassification.

2. This resolution shall take effect on February 10, 1998.

Moved by: Mr. Sylor  
 Seconded by: Mr. Nielsen

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

RESOLUTION NO. 69-98

CREATING POSITION OF PROBATION OFFICER TRAINEE AND PART-TIME  
 POSITION OF PROBATION ASSISTANT IN COUNTY  
 PROBATION DEPARTMENT

Offered by: Public Safety Committee

RESOLVED:

1. That one position of Probation Officer Trainee and one part-time position of Probation Assistant are created in the County Probation Department.

2. This resolution shall take effect on February 10, 1998.

Moved by: Mr. Bennett  
 Seconded by: Mr. Graffrath

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

RESOLUTION NO. 70-98

DETERMINING THAT THE DISPOSAL IN ALLEGANY COUNTY OF OUT OF COUNTY  
 SOLID WASTE, I.E., SLUDGE GENERATED BY THE CITY OF OLEAN, IS IN  
 THE PUBLIC INTEREST OF ALLEGANY COUNTY; APPROVAL OF AGREEMENT  
 WITH CITY OF OLEAN, IN RELATION TO DISPOSAL OF SLUDGE AT  
 COUNTY LANDFILL AND DISPOSAL OF LEACHATE AT CITY'S WASTE  
 WATER TREATMENT PLANT; AUTHORIZING BOARD CHAIRMAN  
 TO EXECUTE AGREEMENT

Offered by: Public Works Committee

Pursuant to Local Law No. 1 of 1991

RESOLVED:

1. That it is presently in the public interest of the County of Allegany to allow the disposal at the County landfill at Angelica of non-Allegany County generated solid waste i.e., sludge from the City of Olean in Cattaraugus County.

2. That Agreement dated January 1, 1998, between the County of Allegany and City of Olean, in relation to the City's disposal of sludge at the Allegany County Landfill and the County's disposal of leachate at the City's waste water treatment plant, is approved.

3. That the Chairman of this Board is hereby authorized to execute said Agreement.

Moved by: Mr. Burdick  
 Seconded by: Mr. Graffrath

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

Resolution Intro. No. 74-98 (Determining that the Disposal in Allegany County of Solid Waste, I.E., Auto Fluff, Generated by the Earthwatch Waste Systems, Inc., from Out of Allegany County is in the Public Interest of Allegany County; Approval of Agreement with Earthwatch Waste Systems, Inc., in Relation to Disposal of Auto Fluff at County Landfill; Authorizing Board Chairman to execute Agreement) was amended by deleting "and Other Non-Hazardous Industrial Waste Material", on a motion by Legislator Bennett, seconded by Legislator



**RESOLUTION NO. 73-98****APPROVAL OF ALTERNATIVES TO INCARCERATION SERVICE PLAN UPDATE  
FOR JANUARY 1, 1998, TO DECEMBER 31, 1998, AS SUBMITTED  
BY COUNTY PROBATION DIRECTOR**

Offered by: Public Safety Committee

Pursuant to Executive Law Article 13-A-Alternatives  
To Incarceration Service Plans**RESOLVED:**

1. That the Alternatives To Incarceration Service Plan Update for January 1, 1998, to December 31, 1998, in relation to the continuation of the County's Pretrial Release Program and Community Service Program, as submitted by the County's Probation Director on January 12, 1998, is approved.

2. That the Chairman of this Board is authorized to certify such approval on such Plan Update.

Moved by: Mr. Bennett

Adopted: Roll Call

Seconded by: Mr. Graffrath

14 Ayes, 0 Noes, 1 Absent

**RESOLUTION NO. 74-98****ACCEPTANCE OF THE INSURANCE PROPOSAL BY BROWN & STOUT AGENCY  
FROM PENCO; CONTINUED AUTHORITY OF BOARD CLERK AND  
PERSONNEL COMMITTEE TO SECURE OTHER INSURANCE**

Offered by: Personnel Committee

**RESOLVED:**

1. That the Penco proposal of insurance and related services, as submitted by the Brown & Stout Agency of Wellsville, New York to the County of Allegany for the period February 1, 1998 to February 1, 1999, is approved.

2. That the premium of \$120,873 is charged to the several accounts of the 1998 County Final Budget in which the funds are proportionately provided to cover the whole of such premium.

3. That all other insurance not provided for in the foregoing proposal shall continue to be secured by the Clerk of the County Board of Legislators with approval of the Personnel Committee of such County Board, limited by the funds appropriated by such County Board therefor.

Moved by: Mr. Nielsen

Adopted: Roll Call

Seconded by: Mr. Burdick

14 Ayes, 0 Noes, 1 Absent

Resolution Intro. No. 78-98 (Approval of Contract with Southern Tier West Regional Planning and Development Board) was not prefiled and was considered from the floor on a motion by Legislator Regan, seconded by Legislator Myers and carried.

**RESOLUTION NO. 75-98****APPROVAL OF CONTRACT WITH SOUTHERN TIER WEST REGIONAL  
PLANNING AND DEVELOPMENT BOARD**

Offered by Planning and Development Committee

**WHEREAS**, by Resolution No. 62-98, the Planning and Development Committee was directed to finalize formal agreement terms with the Southern Tier West Regional Planning and Development Board, now, therefore, be it

**RESOLVED:**

1. That Contract dated February 9, 1998, between the County of Allegany and the Southern Tier West Regional Planning and Development Board in relation to providing planning services, is approved.

2. That the Chairman of this Board is authorized to execute such Contract in triplicate.

3. That the consideration to be paid under such Contract shall be charged to Account No. A8020.4.

Moved by: Mr. Regan  
Seconded by: Mr. Sherman

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

Resolution Intro. No. 79-98 (Approving of Terms of Letter Dated February 4, 1998, from Alfred University to Provide Scoping Tasks in Relation to a County Comprehensive Plan) was not prefiled and was considered from the floor on a motion by Legislator Regan, seconded by Legislator Truax and carried.

Legislator Heineman was granted permission to abstain from voting on Resolution Intro. No. 79-98, on a motion by Legislator Truax, seconded by Legislator Bennett and carried.

**RESOLUTION NO. 76-98**

**APPROVING OF TERMS OF LETTER DATED FEBRUARY 4, 1998, FROM  
ALFRED UNIVERSITY TO PROVIDE SCOPING TASKS IN RELATION  
TO A COUNTY COMPREHENSIVE PLAN**

Offered by: Planning and Development Committee

**WHEREAS**, by Resolution No. 62-98, the Planning and Development Committee was directed to finalize formal agreement terms with Alfred University, and

**WHEREAS**, such Committee and such University believe it to be in the best interests of the County to accomplish a series of tasks leading to a final County Comprehensive Plan and to monitoring and evaluating the progress in the implementation of such Plan, and

**WHEREAS**, the first task should be a "scoping" and information gathering task, now, therefore, be it

**RESOLVED:**

1. That the terms and conditions of letter dated February 4, 1998, from Alfred University to provide "scoping" services is approved and accepted.

2. That the \$500 consideration to be paid to Alfred University shall be charged to Account No. A8020.4.

3. That the Clerk of this Board is directed to transmit a copy of this resolution to Alfred University.

Moved by: Mr. Regan  
 Seconded by: Mr. Graffrath

Adopted: Roll Call  
 13 Ayes, 0 Noes, 1 Absent  
 (Abstained: Heineman)

Resolution Intro. No. 80-98 (Ratify and Confirm Action of County Attorney in Submitting County Legal Positions Letter Dated February 5, 1998, to Town Clerk of Town of Angelica in Regard to Town of Angelica Proposed Solid Waste Management Disposal Facilities Law, for Filing as Part of Record of Town Public Hearing Held on February 5, 1998; Ratify and Confirm Positions in Such Letter as Positions of County of Allegany; Authorize County Attorney to Bring or Defend Legal Actions or Proceedings to Sustain Such County Positions; Authorize County Attorney to Retain Legal Counsel to Assist in Sustaining Such County Positions) was not prefiled and was considered from the floor on a motion by Legislator Nielsen, seconded by Legislator Bennett and carried.

RESOLUTION NO. 77-98

RATIFY AND CONFIRM ACTION OF COUNTY ATTORNEY IN SUBMITTING COUNTY LEGAL POSITIONS LETTER DATED FEBRUARY 5, 1998, TO TOWN CLERK OF TOWN OF ANGELICA IN REGARD TO TOWN OF ANGELICA PROPOSED SOLID WASTE MANAGEMENT DISPOSAL FACILITIES LAW, FOR FILING AS PART OF RECORD OF TOWN PUBLIC HEARING HELD ON FEBRUARY 5, 1998; RATIFY AND CONFIRM POSITIONS IN SUCH LETTER AS POSITIONS OF COUNTY OF ALLEGANY; AUTHORIZE COUNTY ATTORNEY TO BRING OR DEFEND LEGAL ACTIONS OR PROCEEDINGS TO SUSTAIN SUCH COUNTY POSITIONS; AUTHORIZE COUNTY ATTORNEY TO RETAIN LEGAL COUNSEL TO ASSIST IN SUSTAINING SUCH COUNTY POSITIONS

Offered by: Ways and Means Committee

Pursuant to Resolution No. 43-85

WHEREAS, Resolution No. 43-85 authorizes the County Attorney to take the legal action necessary to assist or defend the County's legal rights and interests after consultation and authorization by the Chairman of this Board of Legislators, with the proviso that such authorized action be ratified by a resolution of the Board of Legislators offered not later than the next regular meeting of such Board, and

WHEREAS, the Chairman of this Board did authorize the County Attorney to prepare and submit to the Town of Angelica certain County legal positions which are set forth in letter dated February 5, 1998, to the Town Clerk of the Town of Angelica in regard to the Town of Angelica Proposed Solid Waste Management Disposal Facilities Law, and

WHEREAS, it may be necessary for the County Attorney to legally assert or defend such County legal positions in legal actions or proceedings, now, therefore, be it

RESOLVED:

1. That this Allegany County Board of Legislators does ratify and confirm the action of the County Attorney in submitting County legal positions letter dated February 5, 1998, to the Town Clerk of the Town of Angelica in regard to Town of Angelica Proposed Solid Waste Management Disposal Facilities Law, for filing as part of the record of the Town public hearing held on February 5, 1998.

2. That this Allegany County Board of Legislators does ratify and confirm the legal positions set forth in such letter as approved legal positions of the County of Allegany.

3. That the Allegany County Attorney is authorized to take or provide a defense in any legal action or proceeding he deems appropriate to sustain such County legal positions.

4. That the Allegany County Attorney is authorized to obtain any other legal counsel to assist in sustaining such County positions. Such authorization is retroactive to and from February 1, 1998.

Moved by: Mr. Nielsen  
Seconded by: Mrs. Myers

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

#### AUDITS:

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

A motion was made by Legislator Nielsen, seconded by Legislator Truax and adopted on a roll call vote of 14 Ayes, 0 Noes, 1 Absent (Absent: Corkey), that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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February 23, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Truax.

Roll Call: All present except Legislator Nielsen.

#### PRIVILEGE OF THE FLOOR:

Jesse Case, Tourism Director, was granted the privilege of the floor and presented copies of the new 1998 Allegany County Travel Guide.

Legislator Burdick introduced Stewart Freeman, Cuba, N.Y., who expressed appreciation to the Department of Public Works for their recent assistance on the clean up of contaminated soil on his property in the Village of Cuba.

Representatives were present from the County Clerk's office, Public Works, Cooperative Extension, Personnel and the Sheriff's Department, to answer any questions regarding their 1997 Annual Reports.

#### ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:

1. Placed on each legislator's desk were copies of the board meeting minutes of January 5, January 12 and January 26, 1998 for their review.

2. Also placed on each legislator's desk were copies of the 1997 Annual Reports from the County Attorney, Emergency Services, Board of Elections, Health Department, Coroners, Mental Health, Real Property Tax and Fire Service.

3. Noted received and placed on file in the Clerk's office, were Certificates of Withdrawals of delinquent tax liens filed by the County Treasurer with the County Clerk and the Clerk of the Board pursuant to Article 11 of the Real Property Tax Law.

4. A notice was received from the Office of the State Comptroller regarding the Spring 1998 Teleconference Series to be held at the Cornell Cooperative Extension offices on March 12, March 24 and April 2, 1998.

**RESOLUTIONS:****RESOLUTION NO. 78-98****TRANSFER OF FUNDS FROM CONTINGENT ACCOUNT TO COUNTY ADMINISTRATOR CONTRACTUAL EXPENSES ACCOUNT**

Offered by: Ways and Means Committee

**RESOLVED:**

1. That the sum of \$5,000 is transferred from Account No. A1990.4 to Account No. A1011.4 to cover negotiating fees at the rate of \$65 per hour for labor consultant's assistance to the County Administrator in negotiating Deputy Sheriff's collective bargaining agreement.

Moved by: Mr. Burdick  
Seconded by: Mr. Truax

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

**RESOLUTION NO. 79-98****TRANSFER OF FUNDS WITHIN SOCIAL SERVICES ADMINISTRATION ACCOUNT**

Offered by: Human Services Committee

**RESOLVED:**

1. That the sum of \$7,465 is transferred from Account No. A6010.1 to Account No. A6010.2 to add partitions along with improvements in Social Services work spaces.

Moved by: Mr. Truax  
Seconded by: Mr. Lucas

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

Resolution Intro. No. 83-98 (Appropriation of Non-Budgeted State Grant in Aid to Social Services Administration Account for Implementing Welfare Reform Act Requirements) was withdrawn by Legislator Truax, Chairman, Human Services Committee.

**RESOLUTION NO. 80-98****APPROVAL OF TEMPORARY EASEMENT AGREEMENT BETWEEN BOARD OF COOPERATIVE EDUCATIONAL SERVICES FOR THE SOLE SUPERVISORY DISTRICT OF CATTARAUGUS, ALLEGANY, ERIE, AND WYOMING COUNTIES AND COUNTY OF ALLEGANY**

Offered by: Ways and Means Committee

WHEREAS, the County of Allegany desires a temporary easement over certain premises owned by BOCES in the Town of Amity, Allegany County, New York, which will permit the County access to the Sanitarium Lot for the purpose of harvesting timber, now, therefore, be it

**RESOLVED:**

1. That Temporary Easement Agreement dated February 23, 1998, between the Board of Cooperative Educational Services For The Sole Supervisory District of Cattaraugus, Allegany, Erie, and Wyoming Counties and the County of Allegany, is approved.

2. That the Chairman of this Board is authorized to execute said Agreement and to cause the recording of same in the Allegany County Clerk's Office.

Moved by: Mr. Burdick  
Seconded by: Mrs. Myers

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

**RESOLUTION NO. 81-98**

DETERMINING THE OCCURRENCE OF CLERICAL ERRORS SUBSTANTIAL IN NUMBER AND IDENTICAL IN NATURE ON THE TOWN OF WIRT 1998 TAX ROLL; DIRECTING THE TOWN TAX COLLECTOR TO CORRECT THE TAX ROLL TO REFLECT THE CORRECT TAXES; ORDERING REFUND OF ANY EXCESS TAXES PAID WITH RESPECT TO SUCH ERRORS AND DIRECTING CHARGE BACK TO FIRE DISTRICT; AUTHORIZING CHAIRMAN OF BOARD TO ENTER CERTAIN MAILING DATES AND SIGN AND DATE APPLICATION; DIRECTING CLERK OF BOARD TO CAUSE MAILING OF APPLICATION TO TAX COLLECTOR AND STATE DEPARTMENT OF AUDIT AND CONTROL

Offered by: Ways and Means Committee

**RESOLVED:**

1. That this Board of Legislators determines that the claimed error in computing the tax for the Richburg Fire District on the 1998 Tax Roll of the Town of Wirt, as more fully set forth in "Application For Correction Of Multiple-Parcel Errors" dated January 2, 1998, has occurred.

2. That it is ordered that the Town of Wirt Tax Collector correct the 1998 Town Tax Roll to set forth the correct amount of tax due as shown for each of those properties listed on the 156 page attachment to such Application.

3. That it is further ordered that there be a refund of any excess taxes paid with respect to such error and that the County Treasurer make the following charge on his books:

Richburg Fire	\$6,557.00
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4. That the Chairman of this Board is authorized and directed to make a notation on each copy of such Application that the Application is approved; to enter thereon the date when a copy of such Application and a certified copy of this resolution was mailed to the Town of Wirt Tax Collector; to enter thereon the date when a copy of such Application and a certified copy of this resolution is mailed to the New York State Department of Audit and Control; and, to date and sign such Application at Part III thereof.

5. That the Clerk of this Board is directed to mail one copy of the Application and this resolution to the Town of Wirt Tax Collector; mail one copy of the Application and this resolution to the State Department of Audit and Control; and, inform the Chairman of this Board of the date of such mailings.

Moved by: Mr. Burdick  
Seconded by: Mr. Regan

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent  
(Absent: Nielsen, Saylor)

Legislator Truax was granted permission to abstain from voting on resolution Intro. No. 86-98 (A Resolution Determining that Errors Exist on the 1998 County and Town Tax Rolls for the Towns Named with Regard to Real Property of Various Taxpayers Therein; Directing Mailing of Notices of Approval of Applications for Corrected Tax Rolls and Ordering the Various Town Tax Collectors to Correct the Tax Rolls; Providing for Charge Backs or Credits) on a motion by Legislator Burdick, seconded by Legislator Bennett and carried.

**RESOLUTION NO. 82-98**

**A RESOLUTION DETERMINING THAT ERRORS EXIST ON THE 1998 COUNTY AND TOWN TAX ROLLS FOR THE TOWNS NAMED WITH REGARD TO REAL PROPERTY OF VARIOUS TAXPAYERS THEREIN; DIRECTING MAILING OF NOTICES OF APPROVAL OF APPLICATIONS FOR CORRECTED TAX ROLLS AND ORDERING THE VARIOUS TOWN TAX COLLECTORS TO CORRECT THE TAX ROLLS; PROVIDING FOR CHARGE BACKS OR CREDITS**

Offered by: Ways and Means Committee

Pursuant to Real Property Tax Law § 554

**WHEREAS**, applications, for the taxpayers hereafter described, have been made to the County's Director of Real Property Tax Service Agency, for the correction of certain errors affecting their real property on various tax rolls, and

**WHEREAS**, the Director has transmitted to this Board the applications, in duplicate, together with a written report of his investigation of the claimed errors and his written recommendation for action thereon by this Board as to each application, and

**WHEREAS**, this Board has examined each application and report to determine whether the claimed error exists, now, therefore, be it

**RESOLVED:**

1. That with regard to the applications for the named taxpayers pertaining to claimed errors regarding their real property on the respective tax rolls of the named Towns, this Board of Legislators does determine that the claimed errors as alleged in those applications exist and does approve those applications.

2. That the Chairman of this Board is authorized and directed to make a notation on those applications and the duplicates thereof that they are approved, to enter thereon the respective correct extension of taxes as set forth by the Director in his report, to enter thereon the respective date of mailing of a notice of approval, to enter thereon the date of mailing of a certified copy of this resolution to the proper Tax Collector, and to sign thereon as Chairman.

3. That the Clerk of this Board is directed to mail to the above listed taxpayers a notice of approval stating, in substance, that their application made has been approved, to inform the Chairman of this Board of the date of the mailing thereof, and to inform such respective taxpayers of the applicable provisions of subdivision seven of section 554 of the Real Property Tax Law.

4. That the Tax Collector of the Town of Allen is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. State of New York; Parcel 82.-1-24  
Assessment: Land \$52,800 Total \$52,800

by increasing the exemption pursuant to RPTL 534 for County purposes to \$52,800, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Allen Town Tax	\$280.68
Allen Fire Protection	17.11
Total Tax	\$297.79

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$458.94
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- b. State of New York; Parcel 95.-1-6  
Assessment: Land \$54,100 Total \$54,100

by increasing the exemption pursuant to RPTL 534 for County purposes to \$54,100, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Allen Town Tax	\$287.59
Allen Fire Protection	17.53
Total Tax	\$305.12

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$469.29
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- c. State of New York; Parcel 95.-1-7  
Assessment: Land \$36,200 Total \$36,200

by increasing the exemption pursuant to RPTL 534 for County purposes to \$36,200, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Allen Town Tax	\$192.43
Allen Fire Protection	11.73
Total Tax	\$204.16

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$311.53
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- d. State of New York; Parcel 95.-1-8  
Assessment: Land \$57,000 Total \$57,000

by increasing the exemption pursuant to RPTL 534 for County purposes to \$57,000, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Allen Town Tax	\$303.00
Allen Fire Protection	18.47
Total Tax	\$321.47

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$484.76
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5. That the Tax Collector of the Town of Amity is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. Gerald VanDyke, Jr. and Paula VanDyke; Parcel 158.-1-54  
Assessment: Land \$2,200 Total \$12,200

by deleting the line item School Relevy, and by correcting the taxes, as follows:

Allegany County Tax	\$142.51
Amity Town Tax	117.80
Belmont Fire Protection	12.88
Total Tax	\$273.19

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 11.83
Genesee Valley School	168.95

- b. Ronald Bressette; Parcel 185.-1-25.1  
Assessment: Land \$5,000 Total \$17,900

by deleting the line item School Relevy, and by correcting the taxes, as follows:

Allegany County Tax	\$209.09
Amity Town Tax	172.84
Belmont Fire Protection	18.90
Total Tax	\$400.83

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 17.35
Genesee Valley School	247.89

6. That the Tax Collector of the Town of Angelica is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. John N. Harrington and Nancy L. Harrington; Parcel 120.19-1-36  
Assessment: Land \$3,900 Total \$40,000

by deleting the line item School Relevy, and by correcting the taxes, as follows:

Allegany County Tax	\$423.59
Angelica Town Tax	50.97
Total Tax	\$474.56

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 34.97
Genesee Valley School	499.56

b. Lanty Phillips and Christine M. Phillips; Parcel 120.17-1-35.2  
Assessment: Land \$1,900 Total \$20,700

by deleting the line item School Relevy, and by correcting the taxes, as follows:

Allegany County Tax	\$123.31
Angelica Town Tax	14.84
Total Tax	\$138.15

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 13.57
Genesee Valley School	193.90

7. That the Tax Collector of the Town of Belfast is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

a. Paul E. Newcomb and Ina L. Newcomb; Parcel 105.10-1-6  
Assessment: Land \$1,200 Total \$1,200

by deleting such Parcel from the Tax Roll, and the County Treasurer is directed to make the following charges on his books:

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

8. That the Tax Collector of the Town of Bolivar is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

a. Keith M. Tremblett; Parcel 261.-3-3.2  
Assessment: Land \$6,700 Total \$6,700

by deleting such Parcel from the Tax Roll, and the County Treasurer is directed to make the following charges on his books:

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

b. Keith M. Tremblett; Parcel 261.-1-3.2  
Assessment: Land \$6,700 Total \$6,700

by deleting the line item School Relevy, and by correcting the taxes, as follows:

Allegany County Tax	\$ 69.26
Bolivar Town Tax	86.58
Bolivar Fire Protection	9.09
Total Tax	\$164.93

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 9.59
Bolivar Richburg School	136.14

9. That the Tax Collector of the Town of Burns is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. Robert Knight and Kimberly Knight; Parcel 34.16-1-36  
Assessment: Land \$3,300 Total \$26,400

by deleting the line item Village Relevy, and by correcting the taxes, as follows:

Allegany County Tax	\$286.12
Burns Town Tax	161.63
Total Tax	\$447.75

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 23.29
Village of Canaseraga	332.73

- b. Roshawn Wilson and Lynne Wilson; Parcel 34.12-1-3.22  
Assessment: Land \$6,400 Total \$31,500

by deleting the line item Village Relevy, and by correcting the taxes, as follows:

Allegany County Tax	\$341.39
Burns Town Tax	192.85
Total Tax	\$534.24

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 24.26
Village of Canaseraga	346.60

10. That the Tax Collector of the Town of Centerville is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. State of New York; Parcel 1.-1-12  
Assessment: Land \$17,500 Total \$17,500

by increasing the exemption pursuant to RPTL 534 for County purposes to \$17,500, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$127.51
Centerville Fire Protection	6.81
Total Tax	\$134.32

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$178.29
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- b. State of New York; Parcel 1.-1-13  
Assessment: Land \$34,700 Total \$34,700

by increasing the exemption pursuant to RPTL 534 for County purposes to \$34,700, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$252.83
Centerville Fire Protection	13.50
Total Tax	\$266.33

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$352.85
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- c. State of New York; Parcel 1.-1-14  
Assessment: Land \$183,000 Total \$183,000

by increasing the exemption pursuant to RPTL 534 for County purposes to \$183,000, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$1,333.36
Centerville Fire Protection	71.20
Total Tax	\$1,404.56

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$1,855.48
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- d. State of New York; Parcel 1.-1-17  
Assessment: Land \$47,400 Total \$47,400

by increasing the exemption pursuant to RPTL 534 for County purposes to \$47,400, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$345.36
Centerville Fire Protection	18.44
Total Tax	\$363.80

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$481.25
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- e. State of New York; Parcel 1.-1-18  
Assessment: Land \$16,900 Total \$16,900

by increasing the exemption pursuant to RPTL 534 for County purposes to \$16,900, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$123.14
Centerville Fire Protection	6.58
Total Tax	\$129.72

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$169.52
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- f. State of New York; Parcel 2.-1-4  
Assessment: Land \$24,500 Total \$24,500

by increasing the exemption pursuant to RPTL 534 for County purposes to \$24,500, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$178.51
Centerville Fire Protection	9.53
Total Tax	\$188.04

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$250.66
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- g. State of New York; Parcel 2.-1-6  
Assessment: Land \$94,500 Total \$94,500

by increasing the exemption pursuant to RPTL 534 for County purposes to \$94,500, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$688.54
Centerville Fire Protection	36.77
Total Tax	\$725.31

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$959.76
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- h. State of New York; Parcel 2.-1-9  
Assessment: Land \$46,700 Total \$46,700

by increasing the exemption pursuant to RPTL 534 for County purposes to \$46,700, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$340.26
Centerville Fire Protection	18.17
Total Tax	\$352.43

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$472.04
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- i. State of New York; Parcel 2.-1-12  
Assessment: Land \$58,500 Total \$58,500

by increasing the exemption pursuant to RPTL 534 for County purposes to \$58,500, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$426.24
Centerville Fire Protection	22.76
Total Tax	\$449.00

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$597.92
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- j. State of New York; Parcel 2.-1-13.2  
Assessment: Land \$3,600 Total \$3,600

by increasing the exemption pursuant to RPTL 534 for County purposes to \$3,600, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$ 26.23
Centerville Fire Protection	1.40
Total Tax	\$ 27.63

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 39.04
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- k. State of New York; Parcel 2.-1-15  
Assessment: Land \$20,200 Total \$20,200

by increasing the exemption pursuant to RPTL 534 for County purposes to \$20,200, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$147.18
Centerville Fire Protection	7.86
Total Tax	\$155.04

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$207.46
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- l. State of New York; Parcel 3.-1-17  
Assessment: Land \$68,900 Total \$68,900

by increasing the exemption pursuant to RPTL 534 for County purposes to \$68,900, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$502.01
Centerville Fire Protection	26.81
Total Tax	\$528.82

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$696.49
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- m. State of New York; Parcel 24.-1-11  
Assessment: Land \$48,800 Total \$48,800

by increasing the exemption pursuant to RPTL 534 for County purposes to \$48,800, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$355.56
Centerville Fire Protection	18.99
Total Tax	\$374.55

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$502.52
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n. State of New York; Parcel 24.-1-13  
Assessment: Land \$61,800 Total \$61,800

by increasing the exemption pursuant to RPTL 534 for County purposes to \$61,800, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$450.28
Centerville Fire Protection	24.04
Total Tax	\$474.32

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$636.84
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o. State of New York; Parcel 24. -1-24  
Assessment: Land \$46,100 Total \$46,100

by increasing the exemption pursuant to RPTL 534 for County purposes to \$46,100, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$335.89
Centerville Fire Protection	17.94
Total Tax	\$353.83

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$473.03
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p. State of New York; Parcel 24.-1-26  
Assessment: Land \$40,900 Total \$40,900

by increasing the exemption pursuant to RPTL 534 for County purposes to \$40,900, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$298.00
Centerville Fire Protection	15.91
Total Tax	\$313.91

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$426.21
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q. State of New York; Parcel 37.-1-5  
Assessment: Land \$36,400 Total \$36,400

by increasing the exemption pursuant to RPTL 534 for County purposes to \$36,400, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$265.21
Centerville Fire Protection	14.16
Total Tax	\$279.37

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$378.62
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r. State of New York; Parcel 37.-1-8  
Assessment: Land \$170,800 Total \$170,800

by increasing the exemption pursuant to RPTL 534 for County purposes to \$170,800, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$1,224.47
Centerville Fire Protection	66.45
Total Tax	\$1,310.92

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$1,728.95
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s. State of New York; Parcel 37.-1-9  
Assessment: Land \$40,000 Total \$40,000

by increasing the exemption pursuant to RPTL 534 for County purposes to \$40,000, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$291.44
Centerville Fire Protection	15.56
Total Tax	\$307.00

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$402.52
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t. State of New York; Parcel 38.-1-16  
Assessment: Land \$102,500 Total \$102,500

by increasing the exemption pursuant to RPTL 534 for County purposes to \$102,500, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Centerville Town Tax	\$746.83
Centerville Fire Protection	39.88
Total Tax	\$816.71

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$1,040.79
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11. That the Tax Collector of the Town of Clarksville is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. John C. Eberle and Diane C. Eberle; Parcel 245.17-1-10.1  
Assessment: Land \$2,100 Total \$2,100

by deleting such Parcel from the Tax Roll, and the County Treasurer is directed to make the following charges on his books:

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

- b. John C. Eberle and Diane C. Eberle; Parcel 245.17-1-9.22  
Assessment: Land \$500 Total \$500

by deleting such Parcel from the Tax Roll, and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 5.45
Town of Clarksville	5.25
Clarksville Fire Protection	.86

- c. John R. Truax and Mary E. Truax; Parcel 232.6-1-28  
Assessment: Land \$2,400 Total \$35,700

by inserting a Clergy Exemption of \$1,500, by reducing the County and Town Taxable Values to \$30,360, and by correcting the taxes, as follows:

Allegany County Tax	\$333.95
Clarksville Town Tax	321.78
Clarksville Fire Protection	61.39
Total Tax	\$717.12

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 16.35
Town of Clarksville	15.75

12. That the Tax Collector of the Town of Friendship is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. Gilbert D. Hint and Cynthia Hint; Parcel 195.-1-30.4  
Assessment: Land \$10,000 Total \$12,000

by reducing the Assessment Total and all Taxable Values to \$10,500, and by correcting the taxes, as follows:

Allegany County Tax	\$148.40
Friendship Town Tax	215.69
Friendship Fire Protection	17.49
Total Tax	\$381.58

and the County Treasurer is directed to make the following charges on his books:

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

- b. Dona M. Reiss; Parcel 168.-1-17.5  
Assessment: Land \$2,125 Total \$2,125

by deleting the line item School Relevy, and by correcting the taxes, as follows:

Allegany County Tax	\$ 30.03
Friendship Town Tax	43.65
Friendship Fire Protection	3.54
Total Tax	\$ 77.22

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 2.23
Cuba Rushford School	31.88

- c. Kenneth G. Reiss; Parcel 168.-1-16  
Assessment: Land \$2,000 Total \$2,000

by deleting the line item School Relevy, and by correcting the taxes, as follows:

Allegany County Tax	\$ 28.27
Friendship Town Tax	41.08
Friendship Fire Protection	3.33
Total Tax	\$ 72.68

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 2.10
Cuba Rushford School	30.01

- d. Kenneth G. Reiss; Parcel 168.1-17.1  
Assessment: Land \$18,900 Total \$18,900

by deleting the line item School Relevy, and by correcting the taxes, as follows:

Allegany County Tax	\$267.12
Friendship Town Tax	388.24
Friendship Fire Protection	31.49
Total Tax	\$686.85

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 19.85
Cuba Rushford School	283.55

- e. Kenda L. Shafer, as Trustor; Parcel 168.-1-17.3  
Assessment: Land \$1,500 Total \$1,500

by deleting the line item School Relevy, and by correcting the taxes, as follows:

Allegany County Tax	\$ 21.20
Friendship Town Tax	30.81
Friendship Fire Protection	2.50
Total Tax	\$ 54.51

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 1.58
Cuba Rushford School	22.51

- f. Kenneth N. Shafer; Parcel 168. -1-17.4  
Assessment: Land \$2,750 Total \$2,750

by deleting the line item School Relevy, and by correcting the taxes, as follows:

Allegany County Tax	\$ 38.87
Friendship Town Tax	56.49
Friendship Fire Protection	4.58
Total Tax	\$ 99.94

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 2.89
Cuba Rushford School	41.26

13. That the Tax Collector of the Town of Genesee is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. Karl H. Anderson; Parcel 296.-1-6  
Assessment: Land \$71,800 Total \$71,800

by deleting such Parcel from the Tax Roll, and the County Treasurer is directed to make the following charges on his books:

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

- b. Larry Bevilacqua and Caria Bevilacqua; Parcel 259-1-9.22  
Assessment: Land \$4,000 Total \$4,000

by deleting such Parcel from the Tax Roll, and the County Treasurer is directed to make the following charges on his books:

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

- c. Gail M. Dobson; Parcel 296.-1-26  
Assessment: Land \$4,200 Total \$39,800

by reducing the Assessment Total and all Taxable Values to \$36,800, and by correcting the taxes, as follows:

Allegany County Tax	\$419.84
Genesee Town Tax	305.56
Genesee Fire Protection	40.81
School Relevy	440.43
Total Tax	\$1,206.64

and the County Treasurer is directed to make the following charges on his books:

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

14. That the Tax Collector of the Town of Granger is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. Keith M. Knibloe and Grace T. Knibloe; Parcel 28.-3-16  
Assessment: Land \$2,492 Total \$2,492

by reducing the Acres from 166.10 to 103.5, by reducing the Assessment Land and Total and all Taxable Values to \$1,560, and by correcting the taxes, as follows:

Allegany County Tax	\$274.07
Granger Town Tax	170.63
Granger Fire Protection	10.44
Total Tax	\$455.14

and the County Treasurer is directed to make the following charges on his books:

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

- b. State of New York; Parcel 300.-1-992  
Assessment: Land \$1,637 Total \$1,637

by increasing the exemption pursuant to RPTL 534 for County purposes to \$1,637, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Granger Town Tax	\$179.05
Granger Fire Protection	10.95
Total Tax	\$190.00

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 6.32
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- c. State of New York; Parcel 300.-1-993  
Assessment: Land \$17,613 Total \$17,613

by increasing the exemption pursuant to RPTL 534 for County purposes to \$17,613, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Granger Town Tax	\$1,926.51
Granger Fire Protection	117.82
Total Tax	\$2,044.33

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 67.64
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- d. State of New York; Parcel 300.-1-994  
Assessment: Land \$4,398 Total \$4,398

by increasing the exemption pursuant to RPTL 534 for County purposes to \$4,398, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Granger Town Tax	\$481.05
Granger Fire Protection	29.42
Total Tax	\$510.47

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 16.87
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- e. State of New York; Parcel 300.-1-995  
Assessment: Land \$3,335 Total \$3,335

by increasing the exemption pursuant to RPTL 534 for County purposes to \$3,335, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Granger Town Tax	\$364.78
Granger Fire Protection	22.31
Total Tax	\$387.09

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 12.83
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- f. State of New York; Parcel 300.-1-996  
Assessment: Land \$2,241 Total \$2,241

by increasing the exemption pursuant to RPTL 534 for County purposes to \$2,241, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Granger Town Tax	\$245.12
Granger Fire Protection	14.99
Total Tax	\$260.11

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 8.61
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- g. State of New York; Parcel 300.-1-997  
Assessment: Land \$8,807 Total \$8.807

by increasing the exemption pursuant to RPTL 534 for County purposes to \$8,807, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Granger Town Tax	\$963.31
Granger Fire Protection	58.92
Total Tax	\$1,022.23

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 33.91
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- h. State of New York; Parcel 300.-1-998  
Assessment: Land \$2,407 Total \$2,407

by increasing the exemption pursuant to RPTL 534 for County purposes to \$2,407, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Granger Town Tax	\$263.28
Granger Fire Protection	16.10
Total Tax	\$279.38

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 9.31
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- i. State of New York; Parcel 300.-1-999  
Assessment: Land \$375 Total \$375

by increasing the exemption pursuant to RPTL 534 for County purposes to \$375, by reducing the County Taxable Value to \$0, and by correcting the taxes, as follows:

Granger Town Tax	\$ 41.02
Granger Fire Protection	2.51
Total Tax	\$ 43.53

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 1.41
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15. That the Tax Collector of the Town of Hume is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. Melvin Breidenstein and 1; Parcel 40.-1-43  
Assessment: Land \$15,900 Total \$15,900

by reducing the Assessment Land to \$14,900, by increasing the Assessment Total and all Taxable Values to \$50,800, and by correcting the taxes, as follows:

Allegany County Tax	\$532.86
Hume Town Tax	502.71
Fillmore Fire Protection	45.89
Total Tax	\$1,081.46

and the County Treasurer is directed to make the following credits on his books:

Allegany County	\$366.08
Town of Hume	345.36
Fillmore Fire Protection	31.53

- b. Melvin Breidenstein and 1; Parcel 40.-1-44  
Assessment: Land \$14,900 Total \$50,800

by increasing the Assessment Land to \$15,900, by reducing the Assessment Total and all Taxable Values to \$15,900, and by correcting the taxes, as follows:

Allegany County Tax	\$166.78
Hume Town Tax	157.35
Fillmore Fire Protection	14.36
Total Tax	\$338.49

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$366.08
Town of Hume	345.36
Fillmore Fire Protection	31.53

16. That the Tax Collector of the Town of Scio is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayer and described as follows:

- a. Lyle Danielson and Marjorie Danielson; Parcel 212.-1-16.51  
Assessment: Land \$2,000 Total \$2,000

by deleting such Parcel from the Tax Roll, and the County Treasurer is directed to make the following charges on his books:

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

17. That the Tax Collector of the Town of Wellsville is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. Robert Schultz and Pearl B. Schultz; Parcel 226.-1-35  
Assessment: Land \$6,600 Total \$34,000

by inserting the Aged Exemption of \$3,404, by reducing the County and Town Taxable Values to \$23,031, and by correcting the taxes, as follows:

Allegany County Tax	\$258.06
Wellsville Town Tax	158.16
Wellsville Fire Protection	21.36
Total Tax	\$437.58

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 38.15
Town of Wellsville	23.38

- b. Judy Jackson; Parcel 239.9-1-10.2  
Assessment: Land \$5,300 Total \$29,500

by adding the line item Village Relevy, and by correcting the taxes, as follows:

Allegany County Tax	\$330.55
Wellsville Town Tax	119.68
School Relevy	501.39
Village Relevy	637.54
Total Tax	\$1,589.16

and the County Treasurer is directed to make the following credits on his books:

Allegany County	\$ 41.71
Village of Wellsville	595.83

- c. Suzanne B. Decker; Parcel 239.9-1-10.1  
Assessment: Land \$500 Total \$500

by deleting the line item Village Relevy, and by correcting the taxes, as follows:

Allegany County Tax	\$ 5.60
Wellsville Town Tax	2.03
Total Tax	\$ 7.36

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 41.71
Village of Wellsville	595.83

18. That the Tax Collector of the Town of West Almond is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. Joseph Nizzaro; Parcel 110.-1-27.1  
Assessment: Land \$3,300 Total \$18,200

by deleting the line item School Relevy, and by correcting the taxes, as follows:

Allegany County Tax	\$187.07
West Almond Town Tax	108.94
West Almond Fire Protection	3.36
Total Tax	\$299.37

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 15.58
Genesee Valley School	222.56

- b. Joseph Steinwachs, Etal; Parcel 135.-1-20  
Assessment: Land \$35,300 Total \$50,800

by deleting the line item School Relevy, and by correcting the taxes, as follows:

Allegany County Tax	\$552.15
West Almond Town Tax	276.70
West Almond Fire Protection	9.39
Total Tax	\$808.24

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$ 43.48
Genesee Valley School	621.19

19. That the Tax Collector of the Town of Wirt is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayer and described as follows:

- a. Village of Richburg; Parcel 247.-1-19.1  
Assessment: Land \$5,200 Total \$5,200

by inserting the Fire Protection Exemption of \$5,200 pursuant to FD761, by reducing the Richburg Fire Protection Taxable Value to \$0, and the County Treasurer is directed to make the following charges on his books:

Richburg Fire Protection                   \$ 9.40

20. That the Clerk of this Board is directed to forthwith mail a certified copy of this resolution to the various Tax Collectors for the Towns stated above together with the original copies of those applications completed in accordance with section two of this resolution.

21. That the amount to be charged to each of the above named Schools shall not be charged until 10 days have elapsed from the date of mailing of a copy of this resolution to each such School, and the Clerk of this Board is directed to mail a copy of this resolution to each such School.

22. That the amount charged to each such School shall be deducted by the County Treasurer from those moneys which shall be payable by him to each such School by reason of taxes which are returned to him by each such School after the date when such charge is made and which shall be payable to each such School after May 1, 1998.

23. That the County Treasurer is directed to send a notice in writing to each such School prior to May 1, 1998, that shall inform each such School that the amount charged will be deducted from those moneys which are payable to each such School after May 1, 1998.

Moved by: Mr. Burdick  
Seconded by: Mr. Regan

Adopted: Roll Call  
13 Ayes, 0 Noes, 1 Absent  
(Abstained: Truax)

#### AUDITS:

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

A motion was made by Legislator Truax, seconded by Legislator Dibble and adopted on a roll call vote of 14 Ayes, 0 Noes, 1 Absent (Absent: Nielsen), that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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March 9, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Corkey.

Roll Call: All present except Legislators Heineman and Myers.

**APPROVAL OF MINUTES:**

The board meeting minutes of January 5, January 12 and January 26, 1998 were approved on a motion by Legislator Nielsen, seconded by Legislator Burdick and carried.

**PRIVILEGE OF THE FLOOR:**

Privilege of the floor was granted to Robert Sullivan, Chairman of the Culinary Arts Department, Alfred State College, Vocational Division, Wellsville, N.Y. Chairman Walchli presented a Certificate of Appreciation to Mr. Sullivan for the luncheon prepared by the class for the Inter-County Association meeting which was hosted by Allegany County on February 19, 1998.

Representatives were present from Probation, County Attorney, Emergency Services, Board of Elections, Health Department, Mental Health, Real Property Tax and Fire Service to answer any questions regarding their 1997 Annual Reports, with questions directed to Keith Barber, Fire Coordinator.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk were copies of the board meeting minutes of February 9 and 23, 1998 for their review.

2. Also placed on each legislator's desk were copies of the 1997 Annual Reports from Employment and Training, Veterans' Service Agency, Youth Bureau, Stop-DWI Program, District Attorney, Public Defender and Workers' Compensation.

3. Placed on each legislator's desk was a copy of the Report of Intrafund Transfers approved by the County Administrator during the month of February, 1998.

4. A Certificate of Withdrawal of delinquent tax liens was filed by the County Treasurer with the County Clerk and the Clerk of the Board pursuant to Article 11 of the Real Property Tax Law.

5. A notice was received of the next Inter-County Association meeting to be hosted by Chautauqua County on March 19, 1998 in Dunkirk, N.Y.

6. A letter was received from Member of Assembly Patricia McGee acknowledging receipt of Resolution No. 67-98 urging that knowingly spreading AIDS be designated a criminal offense and urging the addition of HIV positive to the list of reportable communicable diseases.

**APPOINTMENTS:**

The Clerk announced that Chairman Walchli has appointed Gary Floetz of Friendship, N.Y. as the agri-business representative member of the Allegany County Agricultural and Farmland Protection Board for a term expiring March 4, 2001.

**RESOLUTIONS:****RESOLUTION NO. 83-98****RESOLUTION SETTING DATE FOR PUBLIC HEARING ON EIGHT YEAR  
REVIEW OF AGRICULTURAL DISTRICT NUMBER ONE**

Offered by: Resource Management Committee

Pursuant to Agriculture and Markets Law § 303-a

WHEREAS, Agricultural District Number One, being within the Towns of Allen, Birdsall, Caneadea, Granger and Hume, was created on June 10, 1972, modified in 1980, and continued as modified in 1988, and

WHEREAS, an eight year review of the District is required, and

WHEREAS, the thirty day notice of such eight year review has been given, and

WHEREAS, the reports of the County Planning Board and the Agricultural and Farmland Protection Board have been received, and

WHEREAS, this Board, by resolution, made "findings" for such eight year review, and

WHEREAS, the law requires that a public hearing be held on such eight year review, now, therefore, be it

**RESOLVED:**

1. That a public hearing on the eight year review 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 March 23, 1998, 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 Olean Times Herald and mailed in accordance with Section 303-a of the Agriculture and Markets Law.

Moved by: Mr. Bennett  
Seconded by: Mr. Regan

Adopted: Acclamation

**RESOLUTION NO. 84-98**

**RESOLUTION SETTING DATE FOR PUBLIC HEARING ON EIGHT YEAR  
REVIEW OF AGRICULTURAL DISTRICT NUMBER TWO**

Offered by: Resource Management Committee

Pursuant to Agriculture and Markets Law § 303-a

WHEREAS, Agricultural District Number Two, being within the Towns of Caneadea, Granger and Hume, was created on May 14, 1973, and modified in 1989, and

WHEREAS, an eight year review of the District is required, and

WHEREAS, the thirty day notice of such eight year review has been given, and

WHEREAS, the reports of the County Planning Board and the Agricultural and Farmland Protection Board have been received, and

WHEREAS, this Board, by resolution, made "findings" for such eight year review, and

WHEREAS, the law requires that a public hearing be held on such eight year review, now, therefore, be it

**RESOLVED:**

1. That a public hearing on the eight year review of Agricultural District Number Two shall be held by this Board at the County Legislators' Chambers, Room 221, County Office Building, Belmont, New York on March 23, 1998, 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 Olean Times Herald and mailed in accordance with Section 303-a of the Agriculture and Markets Law.

Moved by: Mr. Bennett  
Seconded by: Mr. Regan

Adopted: Acclamation

**RESOLUTION NO. 85-98****RESOLUTION SUPPORTING NEW YORK'S PARTICIPATION IN THE  
NEW ENGLAND DAIRY COMPACT**

Offered by: Resource Management Committee

**WHEREAS**, New York's dairy farmers have continuously faced economic hardships due to ever increasing operational costs and falling wholesale fluid milk prices, and

**WHEREAS**, New York's smaller, family dairy farms are the hardest hit by these economic hardships, causing more than 13,000 of New York's farms to either merge with other businesses or close since the early 1980's, and

**WHEREAS**, New York's dairy industry generates an estimated \$3 billion annually in New York, as well as preserves and tends to thousands of acres of open land, and

**WHEREAS**, joining the New England Dairy Compact would stabilize the fluctuating wholesale milk prices enabling farmers to better cope with daily financial strains, and

**WHEREAS**, the State Legislatures of New Jersey and Pennsylvania are reviewing legislation that would include their respective states in the New England Dairy Compact, and

**WHEREAS**, all of New York's counties wish to protect the best interests of consumers and dairy farmers alike, now, therefore, be it

**RESOLVED:**

1. That the Allegany County Board of Legislators urges the New York State Legislature to fully investigate, and enact legislation that would permit New York's inclusion in the New England Dairy Compact.

2. That the Allegany County Board of Legislators shall forward copies of this Resolution to Governor George E. Pataki, the New York State Legislature and all others deemed necessary and proper.

Moved by: Mr. Bennett  
Seconded by: Mr. Sherman

Adopted: Roll Call  
12 Ayes, 1 No, 2 Absent  
(Voting No: Corkey)

RESOLUTION NO. 86-98

TRANSFER OF FUNDS WITHIN CENTRAL SERVICE COMPUTER ACCOUNT

Offered by: Technology Committee

RESOLVED:

1. That the sum of \$25,000 is transferred from Account No. A1680.1 to Account No. A1680.4 to fund the acquisition of data processing consulting services.

Moved by: Mr. Nielsen  
Seconded by: Mr. Truax

Adopted: Roll Call  
12 Ayes, 1 No, 2 Absent  
(Voting No: Corkey)

RESOLUTION NO. 87-98

AMENDMENT OF COUNTY UNIT SALARY PLAN TO ADD TITLE OF  
INSTRUMENTATION AND CONTROL SYSTEMS TECHNICIAN

Offered by: Personnel Committee

RESOLVED:

1. That Section 3. of Resolution No. 1-69, as last amended by Resolution No. 283-97, is amended by adding the title of Instrumentation and Control Systems Technician to Grade 16.

Moved by: Mr. Saylor  
Seconded by: Mr. Burdick

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

RESOLUTION NO. 88-98

CREATING ONE POSITION OF INSTRUMENTATION AND CONTROL SYSTEMS  
TECHNICIAN AND ABOLISHING ONE POSITION OF BUILDING  
MAINTENANCE ASSISTANT IN THE PUBLIC WORKS  
DEPARTMENT

Offered by: Public Works Committee

RESOLVED:

1. That one position of Instrumentation and Control Systems Technician is created and one position of Building Maintenance Assistant is abolished in the Public Works Department.

2. This resolution shall take effect March 10, 1998.

Moved by: Mr. Burdick  
Seconded by: Mr. Graffrath

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

RESOLUTION NO. 89-98

APPROVAL OF RENEWAL AGREEMENT WITH MUNICIPAL INSURANCE  
CONSULTANTS, INC. FOR INSURANCE ADVICE AND SERVICES

Offered by: Personnel Committee

RESOLVED:

1. That renewal Agreement for the period January 1, 1998, to January 1, 1999, with Municipal Insurance Consultants, Inc. to provide insurance advice and services is approved; the Chairman of this Board being authorized to execute such Agreement.

Moved by: Mr. Saylor  
 Seconded by: Mr. Lucas

Adopted: Roll Call  
 13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 90-98**

**APPROVAL OF AGREEMENT WITH THE VILLAGE OF CUBA IN RELATION TO  
 THE DISPOSAL OF COUNTY LANDFILL LEACHATE AT VILLAGE OF CUBA  
 WASTE WATER TREATMENT PLANT; AUTHORIZING BOARD CHAIRMAN  
 TO EXECUTE AGREEMENT**

Offered by: Public Works Committee

**RESOLVED:**

1. That Agreement dated January 1, 1998, between the County of Allegany and the Village of Cuba, in relation to the County's disposal of leachate at the Village of Cuba waste water treatment plant, is approved.

2. That the Chairman of this Board is authorized to execute the Agreement.

Moved by: Mr. Burdick  
 Seconded by: Mr. Graffrath

Adopted: Roll Call  
 13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 91-98**

**APPROVAL OF AGREEMENT WITH THE VILLAGE OF BOLIVAR IN RELATION TO  
 THE DISPOSAL OF COUNTY LANDFILL LEACHATE AT VILLAGE OF BOLIVAR  
 WASTE WATER TREATMENT PLANT; AUTHORIZING BOARD CHAIRMAN  
 TO EXECUTE AGREEMENT**

Offered by: Public Works Committee

**RESOLVED:**

1. That Agreement dated January 1, 1998, between the County of Allegany and the Village of Bolivar, in relation to the County's disposal of leachate at the Village of Bolivar waste water treatment plant, is approved.

2. That the Chairman of this Board is authorized to execute the Agreement.

Moved by: Mr. Burdick  
 Seconded by: Mr. Sherman

Adopted: Roll Call  
 13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 92-98**

**ESTABLISHMENT OF MAXIMUM RATES AND ALLOWANCES TO BE PAID  
 BY DEPARTMENT OF SOCIAL SERVICES FOR BURIALS AND  
 CREMATIONS OF PERSONS WHO DIE ON OR AFTER  
 APRIL 1, 1998**

Offered by: Human Services Committee

**RESOLVED:**

1. That subject to any of the provisions of section 2. of this resolution, the Allegany County Department of Social Services is authorized to pay to a licensed Funeral Director, in satisfaction of all funeral directing expenses incurred by such Director for the burial or cremation of any person for whom the law requires that his or her burial or cremation expenses be paid by the Allegany County Social Services District, the following maximum rates and allowances:

**BURIAL RATE**

Still born to one year	\$ 500.00
One year and over	1,500.00

**BURIAL ALLOWANCES**

Actual cost of opening the grave.  
Actual cost of lot, if necessary.

The cost of removal at \$75.00 plus \$1.25 per mile, one way, not to exceed 100 miles from the place of business.

The cost of transportation to the place of burial at \$1.25 per mile, one way, not to exceed 100 miles from the place of business.

The actual cost of a grave liner.  
The actual cost of cemetery equipment, excluding a tent.

The actual cost difference between a standard cloth covered casket and an equivalent oversized or specialty casket, when required.

The actual cost of all protective attire used to prevent workplace transmission of blood-borne infectious agents, not to exceed a total of \$150.00.

**CREMATION RATE**

Direct Cremation.	\$ 1,000.00
Traditional funeral followed by cremation.	\$ 1,500.00

**CREMATION ALLOWANCES**

The actual cost of cremation.  
The actual cost of opening the grave.  
The actual cost of lot, if necessary.

The cost of removal at \$75.00 plus \$1.25 per mile, one way, not to exceed 100 miles from the place of business.

The cost of transportation to the crematory at \$1.25 per mile, one way, not to exceed 100 miles from the place of business.

The actual cost of a minimum cremation urn.

2. That there shall be credited or applied towards payment of the burial rate and allowances or cremation rate and allowances, whichever rate and allowances are applicable, the following:

a. any assets transferred or assigned to the Department, by or on behalf of such person prior to such person's death, for application towards payment of such person's burial or cremation expenses;

b. any payments made or to be made by relatives, friends or personal representatives liable for such person's burial or cremation expenses by operation of law or otherwise;

c. any payments made or to be made by any government or agency thereof that can be legally applied towards payment of such person's burial or cremation expenses, and

d. any burial or cremation insurance.

3. That Resolution No. 21-90 is repealed, but the provisions of such Resolution shall continue to apply to estates of such persons dying prior to the effective date of this resolution.

4. This resolution shall take effect on April 1, 1998, and shall apply to estates of such persons dying on or after April 1, 1998.

5. This resolution shall remain in effect for a period of at least three years from its effective date and continue thereafter until modified or repealed by resolution of the Board of Legislators.

Moved by: Mr. Truax  
Seconded by: Mr. Dibble

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

#### RESOLUTION NO. 93-98

#### APPROVAL OF AGREEMENT WITH COUNTY OF STEUBEN, IN RELATION TO USE OF STEUBEN COUNTY DETENTION FACILITY FOR ALLEGANY COUNTY YOUTH

Offered by: Human Services Committee

#### RESOLVED:

1. That Agreement dated February 6, 1998, between the County of Steuben and the County of Allegany, in relation to the detention of Allegany County alleged or adjudicated juvenile delinquents and persons in need of supervision held for or at the direction of the Allegany County Family Court, is approved.

2. That the payments to be made under said Agreement shall be charged to the proper account or accounts as determined by the County Treasurer.

3. That the Chairman of this Board is authorized to execute such Agreement.

Moved by: Mr. Truax  
Seconded by: Mr. Dibble

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

Resolution Intro. No. 98-98 (Objecting to the Inclusion of County Bridge Number 12-05 (BIN 3330750), Known as the Caneadea Bridge Located on East Hill Road in the Town of Caneadea, County of Allegany in the National and State Registers of Historic Places; Authorizing Chairman to Send a Letter of Opposition to the New York State Office of Parks, Recreation and Historic Preservation Together with a Certified Copy of this Resolution) was not prefiled and was considered from the floor on a motion by Legislator Burdick, seconded by Legislator Graffrath and carried. (Opposed: Dibble)

## RESOLUTION NO. 94-98

OBJECTING TO THE INCLUSION OF COUNTY BRIDGE NUMBER 12-05 (BIN 3330750), KNOWN AS THE CANEADEA BRIDGE LOCATED ON EAST HILL ROAD IN THE TOWN OF CANEADEA, COUNTY OF ALLEGANY IN THE NATIONAL AND STATE REGISTERS OF HISTORIC PLACES; AUTHORIZING CHAIRMAN TO SEND A LETTER OF OPPOSITION TO THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION TOGETHER WITH A CERTIFIED COPY OF THIS RESOLUTION

Offered by: Public Works Committee

WHEREAS, County Bridge Number 12-05 (BIN 3330750), located on East Hill Road in the Town of Caneadea has been barricaded and closed to traffic for upwards of two years, and

WHEREAS, the Public Works Committee of this Board has recommended that such Bridge be abandoned, and

WHEREAS, it has been proposed that such bridge be included in the official list of the National and State Registers of Historic Places, now, therefore, be it

## RESOLVED:

1. That this Board objects to the listing of County Bridge No. 12-05 (BIN 3330750) located on East Hill Road in the Town of Caneadea, in the National and State Registers of Historic Places.

2. That the Chairman of this Board is authorized to send a letter to the New York State Office of Parks, Recreation and Historic Preservation expressing the opposition of this Board to such listing and enclosing a certified copy of this resolution.

Moved by: Mr. Burdick

Adopted: Roll Call

Seconded by: Mr. Lucas

9 Ayes, 4 Noes, 2 Absent

(Voting No: Bennett, Dibble, Nielsen, Saylor)

Resolution Intro. No. 99-98 (Amendment of Resolution No. 195-97, in Relation to Time for Mailing List of Tax Sale Properties to Towns and Villages) was not prefiled and was considered from the floor on a motion by Legislator Nielsen, seconded by Legislator Truax and carried.

## RESOLUTION NO. 95-98

AMENDMENT OF RESOLUTION NO. 195-97, IN RELATION TO TIME FOR MAILING LIST OF TAX SALE PROPERTIES TO TOWNS AND VILLAGES

Offered by: Ways and Means Committee

## RESOLVED:

1. That Section 1 F. of Resolution No. 195-97 is amended to read as follows:

F. The Allegany County Treasurer shall after the last legally established redemption date for the payment of delinquent taxes, mail at least annually a list of the parcels of real property which have not been redeemed for taxes, to each Town and Village in Allegany County. In addition, the Treasurer shall communicate in writing to each such Town and Village that it will have thirty days

from the date of such communication with which such list is enclosed, to advise the Treasurer whether it is interested in obtaining any such parcel on such list. The County Treasurer shall forward any such communicated interest to the Ways and Means Committee of this Board of Legislators for a determination and recommendation to this Board of Legislators as to the terms and conditions of any sale to such Town or Village. If no such communication is received within such time period or if no such sale to a Town or Village of any such parcel is approved by this County Board of Legislators, then such parcels shall be disposed of in accordance with the provisions of this resolution.

2. This resolution shall be deemed to have been in effect from January 15, 1998.

Moved by: Mr. Nielsen  
Seconded by: Mr. Truax

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

Resolution Intro. No. 100-98 (Authorizing Property Owners to Purchase Their Property Now Under Tax Foreclosure Under and Subject to Certain Terms and Conditions) was not prefiled and was considered from the floor on a motion by Legislator Nielsen, seconded by Legislator Truax and carried.

#### RESOLUTION NO. 96-98

##### AUTHORIZING PROPERTY OWNERS TO PURCHASE THEIR PROPERTY NOW UNDER TAX FORECLOSURE UNDER AND SUBJECT TO CERTAIN TERMS AND CONDITIONS

Offered by: Ways and Means Committee

**WHEREAS**, the County will acquire parcels of real property as the result of enforcement of 1994 and 1995 delinquent taxes pursuant to the NYS Real Property Tax Law, and

**WHEREAS**, it appears that despite numerous official notices and publications, a number of real property owners may not have understood the legal effect of their failure to pay their delinquent taxes by the redemption deadlines, and

**WHEREAS**, in view of the shortened redemption period for 1995 County taxes and the effect of enforcing both 1994 taxes and 1995 taxes, under different proceedings, this Board should allow real property owners to purchase their property from the County to accommodate those property owners who failed to understand the redemption deadlines or the consequence of failure to pay the delinquent taxes by those deadlines, and

**WHEREAS**, such allowance should be conditioned in time and under terms and conditions, now, therefore, be it

#### RESOLVED:

1. That all unredeemed tax parcels in both the 1994 and 1995 tax enforcement and foreclosure proceedings may be purchased by the property owner from the County in accordance with and subject to the terms and conditions of this resolution.

2. The purchase price for each parcel shall be the total amount of unpaid taxes for 1994 and 1995 taxes plus fees and penalties plus an amount for interest on such unpaid taxes calculated to the respective final dates of redemption of such 1994 and 1995 taxes.

3. In addition, the 1996 and 1997 taxes plus penalties and interest on such taxes shall be paid.

4. In addition, the recording fees and transfer taxes required to be paid to the County Clerk as well as any other related fees shall be paid.

5. The deed from the County shall be a quitclaim deed without warranties of any kind.

6. The grantee or grantees in the deed from the County shall be the property owners as of December 1, 1997, if the parcel is subject first to unredeemed 1994 taxes; the property owner as of November 3, 1995, if the parcel is subject first to unredeemed 1995 taxes.

7. The deed conveyance shall be made subject to all liens, encumbrances and title defects which existed on the final redemption date for 1994 taxes and which existed on the time of filing in the County Clerk's Office of the list of delinquent taxes on November 3, 1995, as to 1995 taxes.

8. The deed conveyance shall contain the following paragraph: The County of Allegany and the Allegany County Treasurer shall in no event be or become liable for any defects in or encumbrances or 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.

9. All payments pursuant to sections 2, 3 and 4 of this resolution shall be made to and received by the Allegany County Treasurer at his office at Belmont, New York no later than 5 P.M. on April 1, 1998, by cash, certified check or bank cashiers check.

10. The purchaser in making the foregoing payments and in accepting and causing the recording of the foregoing quitclaim deed agrees to the terms and conditions of sale as set forth in sections 5, 6, 7 and 8.

11. That the County Treasurer is hereby directed to inform such property owners of the provisions of this resolution forthwith.

Moved by: Mr. Nielsen  
Seconded by: Mr. Truax

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

#### AUDITS:

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

A motion was made by Legislator Nielsen, seconded by Legislator Truax and adopted on a roll call vote of 13 Ayes, 0 Noes, 2 Absent (Absent: Heineman, Myers), that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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March 23, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Dibble.

Roll Call: All present except Legislator Reynolds.

**APPROVAL OF MINUTES:**

The board meeting minutes of February 9 and February 23, 1998 were approved on a motion by Legislator Nielsen, seconded by Legislator Bennett and carried.

**PUBLIC HEARINGS:**

Chairman Walchli closed the regular meeting to hold a public hearing on the continuance of Agricultural District Number One created within the Towns of Allen, Birdsall, Caneadea, Granger and Hume. There being no one desiring to speak, the public hearing was declared closed.

Chairman Walchli then opened a public hearing on the continuance of Agricultural District Number Two created within the Towns of Caneadea, Granger and Hume. Fred Sinclair, District Manager, Soil & Water Conservation District, reported the following requests for modifications to this District:

Request by Douglas and Darlene Preston for the removal of Agricultural District Map #256-A, Tax Parcel #65-1-12.1 (47.4 Acres).

Request by Robert & Julie Harris for the removal of Agricultural District Map #256-C, Tax Parcel #65-1-12.6 (1.38 Acres).

Recommended removal of State of New York property Agricultural District Map #256-B, Tax Parcel #65-1-12.5 (5.61 Acres).

**PRIVILEGE OF THE FLOOR:**

Mr. Raymond Walter, Vice President, Earthwatch Waste Systems, Inc., requested that the Board reconsider it's decision, by the amendment of Resolution No. 71-98 adopted on February 9, 1998, to not accept out-of-county waste produced by Osram Sylvania. Chairman Walchli referred Mr. Walter's request to the Public Works Committee.

Legislator Bennett requested privilege of the floor for Miriam Morton, President of the Save the Caneadea Bridge Committee. Mrs. Morton requested that the Board reconsider it's proposal to abandon County Bridge No. 12-5 on County Road No. 46 in the Town of Caneadea, stating that the Caneadea Bridge Committee would like to have the bridge recommended to the Office of Parks, Recreation and Historical Preservation, for Historical Designation on the National and State Registers.

Representatives were present from Employment and Training, Veterans' Service Agency, Youth Bureau, Stop-DWI, District Attorney, Public Defender, Workers' Compensation and the Office for the Aging to answer any questions regarding their 1997 Annual Reports.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk were copies of the 1997 Annual Reports from the Soil & Water Conservation District, Parks and Forests, Traffic Safety Board, Director of Weights & Measures, Data Processing, County Historian and Social Services.

2. Also placed on each legislator's desk was a copy of the report from the County Treasurer of the year-end transfers made by him, pursuant to Resolution No. 282-97.

3. Certificates of Withdrawals of 1998 delinquent tax liens were filed by the County Treasurer, with the County Clerk and the Clerk of the Board pursuant to Article 11 of the Real Property Tax Law.

4. Noted filed in the Clerk of the Board's office, was a Copy of Written Recommendation of the Superintendent of Public Works, recommending that he be authorized to abandon County Bridge 12-5 in the Town of Caneadea, pursuant to provisions of the Highway Law of the State of New York.

5. A letter was received from Senator Jess J. Present, acknowledging receipt of Resolution No. 67-98 and noting that several pieces of legislation relating to the general problem of AIDS have been introduced in the Senate, two of which he has co-sponsored. Mr. Present also acknowledged receipt of Resolution No. 85-98 which supported New York's participation in the New England Dairy Compact.

6. Noted received was a letter from the Chairman of the Genesee County Legislature, finalizing plans for the 7<sup>th</sup> Annual County Government Week celebration as part of National County Government Week nationwide. On Tuesday, April 21, 1998, a day-long conference will be held at the Holiday Inn, Batavia, N.Y.

7. A letter was received from the Allegany County Association for the Blind and Visually Handicapped, thanking the Board for their \$7,000 budgetary appropriation for 1998.

**APPOINTMENTS:**

The Clerk announced that Chairman Walchli has appointed Judith Hopkins, Jerry Garmong, Patrick Barry, Charles Neal, Edna Kayes and Robert Donius to the Allegany County Youth Board, subject to confirmation by the Board of Legislators.

**RESOLUTIONS:****RESOLUTION NO. 97-98**

**RESOLUTION DESIGNATING ADDITIONAL FINANCIAL INSTITUTION FOR  
DIRECT DEPOSIT OF COUNTY PAYROLLS SUBJECT TO SIXTY DAY  
TERMINATION PROVISIO**

Offered by: Ways and Means Committee

Pursuant to County Law § 550(6)

**WHEREAS,** this Board by Resolution No. 96-85, Resolution No. 220-86 and Resolution No. 126-94 has authorized the direct deposit of County payrolls in the banks and credit unions designated in such Resolutions, and

**WHEREAS,** the County Treasurer has requested that the First Tier Bank and Trust Company of Cuba, New York, be added to the list of financial institutions for direct deposit of County payrolls, and

**WHEREAS,** to adopt any standard terms and conditions for the direct deposit of County payrolls would not, at this time, be in the best interests of the County, and

**WHEREAS,** the paid officers and employees of the County can best determine which designated bank, trust company or credit union should receive a direct deposit of their net payroll from the County, but the County should be informed of any changes in any direct deposit plan by any such bank, trust company or credit union, now, therefore, be it

**RESOLVED:**

1. That the designation of First Tier Bank and Trust Company of Cuba, New York for the direct deposit of County payrolls is approved; subject, however, to the proviso that no change shall hereafter be made to the approved terms and conditions which will result in an increased fee or charge to the County officer's or employee's direct deposit account unless notice of such change is given, in writing, by the First Tier Bank and Trust Company of Cuba, New York, to the County Treasurer and such change becomes effective sixty days after such notice is given. In the event any such change by the First Tier Bank and Trust Company of Cuba, New York, is made effective by the First Tier Bank and Trust Company of Cuba, New York, before such allowable effective date, then, in such event, the County Treasurer shall thereafter give notice in writing to the First Tier Bank and Trust Company of Cuba, New York, that the direct deposit of all County payrolls in First Tier Bank and Trust Company of Cuba, New York, shall cease immediately. A copy of such notice shall also be given to each officer and employee affected by such cessation.

Moved by: Mr. Nielsen  
Seconded by: Mr. Truax

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

**RESOLUTION NO. 98-98**

**CANCELLATION OF 1995, 1996, 1997 AND 1998 DELINQUENT TAX LIENS AND DETERMINATION OF NO PRACTICAL METHOD TO ENFORCE DELINQUENT TAX LIENS ARISING THEREAFTER AND DIRECTING COUNTY TREASURER TO ISSUE CERTIFICATES OF PROSPECTIVE CANCELLATION, IN RELATION TO CERTAIN TAX PARCELS**

Offered by: Ways and Means Committee

**WHEREAS,** the County Treasurer has withdrawn certain parcels of real property from a foreclosure proceeding under Article 11 of the Real Property Tax Law for the reason that if the County were to acquire such parcels, there is a significant risk that it might be exposed to a liability substantially in excess of the amount that could be recovered by enforcing the respective tax liens on such parcels, and

**WHEREAS,** the Ways and Means Committee recommends that this Board determine that there is no practical method to enforce the collection of the 1995, 1996, 1997 and 1998 delinquent tax liens and those liens arising thereafter and that supplementary proceedings to enforce the collection of such existing taxes would not be effective against such parcels, now, therefore, be it

**RESOLVED:**

1. That the Allegany County Board of Legislators does determine that there is no practical method to enforce the collection of the 1995, 1996, 1997 and 1998 delinquent tax liens and that supplementary proceedings to enforce the collection of such taxes would not be effective, against the following parcels:

<u>Town</u>	<u>Owner</u>	<u>Tax Map Number</u>	<u>Serial Number</u>
Independence	I. E. R.	#188.-1-948	928-95,1018-96 and 1067-97
New Hudson	B. Deming, & 1	#129.-1-21	959-95,1036-96 and 1101-97
Wirt	J. F. Dick, Jr.	#187.-1-981	1254-95, 1448-97,

and that such delinquent tax liens are cancelled.

2. That the Allegany County Board of Legislators does determine that there is no practical method to enforce the collection of delinquent tax liens arising thereafter against such parcels.

3. That the County Treasurer, as enforcing officer, is directed to issue a certificate of prospective cancellation for each such parcel and to file a copy of each such certificate with the assessor of the assessing unit in which each parcel is located and with the County Director of Real Property Tax Services.

4. That upon such respective filings the parcels shall thereby become exempt from taxation and shall remain exempt until the Allegany County Board of Legislators determines that any or all such parcels should be restored to the taxable portion of the assessment roll.

5. That the Clerk of this Board is directed to file a copy of this resolution with the Allegany County Treasurer as enforcement officer.

Moved by: Mr. Nielsen  
Seconded by: Mrs. Myers

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

**RESOLUTION NO. 99-98**

**AUTHORIZING CONDITIONAL ISSUANCE OF REPLACEMENT QUITCLAIM  
DEED TO RICHARD HASTINGS DUE TO LOSS OF PREVIOUS DEED**

Offered by: Ways and Means Committee

**WHEREAS,** this Board, by Resolution No. 116-84, approved the sale to Richard Hastings of certain real property described therein which was acquired by the County of Allegany through Tax Sale, and

**WHEREAS,** such purchaser made full payment to the County for such real property, and

**WHEREAS,** the Chairman of this Board executed a quitclaim deed of such real property to such purchaser, and

**WHEREAS,** said deed was delivered to such purchaser who subsequently lost or misplaced said deed before recording same, as more fully set forth in Affidavit of Richard Hastings, under date of March 3, 1998, and

WHEREAS, such purchaser desires a duplicate quitclaim deed to replace said deed, now, therefore, be it

**RESOLVED:**

1. That the Chairman of this Board is authorized to execute a duplicate quitclaim deed to Richard Hastings after payment to the County Attorney's Office of \$135 for recording fees and the legal work required to accomplish this transaction.

2. That the duplicate deed shall convey only the right, title and interest in such real property the County of Allegany possessed on May 29, 1984.

Moved by: Mr. Nielsen  
Seconded by: Mr. Sylor

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

**RESOLUTION NO. 100-98**

**SALE OF TAX LANDS**

Offered by: Ways and Means Committee

WHEREAS, James V. Joyce of Andover, New York has agreed to Terms of Sale and offered the sum of \$1,740.36 plus current years taxes for a deed of the County's interest in premises formerly assessed on the tax rolls to Joyce, James V. and described as follows:

ALL THAT LOT, PIECE OR PARCEL OF LAND situate in Town of Andover, County of Allegany and State of New York, described as follows, viz: GL 79 Joe Lynch Rd 14.60 Acres Tax Map No. 216.19-1-4.

, and

WHEREAS, James V. Joyce of Andover, New York has agreed to Terms of Sale and offered the sum of \$986.03 plus current years taxes for a deed of the County's interest in premises formerly assessed on the tax rolls to Joyce, James V. and described as follows:

ALL THAT LOT, PIECE OR PARCEL OF LAND situate in Town of Andover, County of Allegany and State of New York, described as follows, viz: GL 79 Route 17 6.80 Acres Tax Map No. 229.-1-15.2.

, and

WHEREAS, Village of Angelica of Angelica, New York has agreed to Terms of Sale and offered the sum of \$1.00 plus current years taxes for a deed of the County's interest in premises formerly assessed on the tax rolls to Morehead, Thurl F. & Melba J. and described as follows:

ALL THAT LOT, PIECE OR PARCEL OF LAND situate in Town of Angelica, County of Allegany and State of New York, described as follows, viz: GL 29 129 Mechanic St .13 Acre Tax Map No. 120.18-2-11.

, and

WHEREAS, Karl A. Hackett of Bolivar, New York has agreed to Terms of Sale and offered the sum of \$1,671.54 plus current years taxes for a deed of the County's interest in premises formerly assessed on the tax rolls to Hackett, Karl A. and described as follows:

ALL THAT LOT, PIECE OR PARCEL OF LAND situate in Town of Bolivar, County of Allegany and State of New York, described as follows, viz: GL 37 1232 Kansas Hollow Rd .31 Acre Tax Map No. 273.-1-54.4.

, and

WHEREAS, Village of Bolivar of Bolivar, New York has agreed to Terms of Sale and offered the sum of \$1.00 plus current years taxes for a deed of the County's interest in premises formerly assessed on the tax rolls to Pawlak, Joseph G. and described as follows:

ALL THAT LOT, PIECE OR PARCEL OF LAND situate in Town of Bolivar, County of Allegany and State of New York, described as follows, viz: GL 55 247 Main St 50.00 x 200.00 Tax Map No. 260.17-1-7.

, and

WHEREAS, Lester York and Cindy York of Canaseraga, New York have agreed to Terms of Sale and offered the sum of \$21,520.48 plus current years taxes for a deed of the County's interest in premises formerly assessed on the tax rolls to York, Lester & Cindy and described as follows:

ALL THAT LOT, PIECE OR PARCEL OF LAND situate in Town of Burns, County of Allegany and State of New York, described as follows, viz: GL 53, 54, 64 Peters Rd 197.80 Acres Tax Map No. 60.-1-1.2.

, and

WHEREAS, Michael A. Maly, Sr. of Buffalo, New York has agreed to Terms of Sale and offered the sum of \$2,227.77 plus current years taxes for a deed of the County's interest in premises formerly assessed on the tax rolls to Maly, Michael A. Sr. and described as follows:

ALL THAT LOT, PIECE OR PARCEL OF LAND situate in Town of Caneadea, County of Allegany and State of New York, described as follows, viz: GL 5-11 Bennett Hill Rd .88 Acre 179.00 x 215.00 Tax Map No. 90.-1-7.2.

, and

WHEREAS, GWG, LTD. of Wellsville, New York has agreed to Terms of Sale and offered the sum of \$5,557.56 plus current years taxes for a deed of the County's interest in premises formerly assessed on the tax rolls to Graves, Pauline B. formerly Graves, Howard B. and described as follows:

ALL THAT LOT, PIECE OR PARCEL OF LAND situate in Town of Wellsville, County of Allegany and State of New York, described as follows, viz: GL 3 35 N Broad St .09 Acre 44.00 x 104.00 Tax Map No. 239.38-1-52.

, and

WHEREAS, the Ways and Means Committee believes that the Terms of Sale and the above sums offered are fair and reasonable and the best that can be obtained under the circumstances and that the said sales will be advantageous to the County, now, therefore, be it

**RESOLVED:**

1. That such agreed to Terms of Sale and monetary offers are accepted and the Chairman of this Board is authorized and directed to execute on behalf of the County of Allegany and to cause to deliver to such purchasers quit claim deeds of the County's interest in such

premises, and to attach to said deeds the official seal; all upon satisfaction of the Terms of Sale and full payment to the County Treasurer of the monetary offers.

Moved by: Mr. Nielsen  
Seconded by: Mr. Truax

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

**RESOLUTION NO. 101-98**

**A RESOLUTION DETERMINING THAT ERRORS EXIST ON THE 1998 COUNTY AND TOWN TAX ROLLS FOR THE TOWNS OF ALLEN, ALMA, BELFAST, AND SCIO WITH REGARD TO REAL PROPERTY OF VARIOUS TAXPAYERS THEREIN; DIRECTING MAILING OF NOTICES OF APPROVAL OF APPLICATIONS FOR CORRECTED TAX ROLLS AND ORDERING THE VARIOUS TOWN TAX COLLECTORS TO CORRECT THE TAX ROLLS; PROVIDING FOR CHARGE BACKS OR CREDITS**

Offered by: Ways and Means Committee

Pursuant to Real Property Tax Law § 554

**WHEREAS**, applications, for the taxpayers hereafter described, have been made to the County's Director of Real Property Tax Service Agency, for the correction of certain errors affecting their real property on various tax rolls, and

**WHEREAS**, the Director has transmitted to this Board the applications, in duplicate, together with a written report of his investigation of the claimed errors and his written recommendation for action thereon by this Board as to each application, and

**WHEREAS**, this Board has examined each application and report to determine whether the claimed error exists, now, therefore, be it

**RESOLVED:**

1. That with regard to the applications for the taxpayers Allegany County, Gary T. and Marilyn Arnold, Henry and Virginia Koziel (State of New York) and Jerry Robbins, pertaining to claimed errors regarding their real property on the respective tax rolls of the Towns of Allen, Alma, Belfast and Scio, this Board of Legislators does determine that the claimed errors as alleged in those applications exist and does approve those applications.

2. That the Chairman of this Board is authorized and directed to make a notation on those applications and the duplicates thereof that they are approved, to enter thereon the respective correct extension of taxes as set forth by the Director in his report, to enter thereon the respective date of mailing of a notice of approval, to enter thereon the date of mailing of a certified copy of this resolution to the proper Tax Collector, and to sign thereon as Chairman.

3. That the Clerk of this Board is directed to mail to the above listed taxpayers a notice of approval stating, in substance, that their application made has been approved, to inform the Chairman of this Board of the date of the mailing thereof, and to inform such respective taxpayers of the applicable provisions of subdivision seven of section 554 of the Real Property Tax Law.

4. That the Tax Collector of the Town of Allen is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. Allegany County; Parcel 95.-1-5  
Assessment: Land \$17,400 Total \$17,400

by reducing the Assessment Land, the Assessment Total and all Taxable Values except County to \$10,193, by reducing the County Taxable Value to \$0, by increasing the exemption pursuant to County Law § 219 for County purposes to \$10,193, and by correcting the taxes, as follows:

Allen Town Tax	\$54.18
Allen Fire Protection	3.30
Total Tax	\$57.48

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$157.77
Town of Allen	38.32
Allen Fire	2.34

- b. County of Allegany; Parcel 95.-1-11  
Assessment: Land \$91,200 Total \$91,200

by reducing the Assessment Land, the Assessment Total and all Taxable Values except County to \$24,790, by reducing the County Taxable Value to \$0, by increasing the exemption pursuant to County Law § 219 for County purposes to \$24,790, and by correcting the taxes, as follows:

Allen Town Tax	\$131.78
Allen Fire Protection	8.03
Total Tax	\$139.81

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$840.05
Town of Allen	353.03
Allen Fire	21.53

5. That the Tax Collector of the Town of Alma is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. Gary T. Arnold and Marilyn Arnold; Parcel 301.2-1-2  
Assessment: Land \$3,600 Total \$36,500

by reducing the Acres from 7.51 to 0.60 , by reducing the Assessment Land to \$2,000, by reducing the Assessment Total, School Taxable Value and Alma Fire Protection to \$34,900, by reducing the Alternate Veterans Exemption as to County and Town to \$5,235, by reducing the County and Town Taxable Values to \$29,665, and by correcting the taxes. as follows:

Allegany County Tax	\$355.10
Alma Town Tax	464.94
Alma Fire Protection	54.15
Total Tax	\$874.19

and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$16.28
Town of Alma	21.31
Alma Fire Protection	2.48

6. That the Tax Collector of the Town of Belfast is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. Henry Koziel and Virginia Koziel; Parcel 105.10-1-8  
Assessment: Land \$1,000 Total \$1,000

by changing the tax roll owner to the State of New York, by reducing the Assessment Total and all Taxable Values to \$0 and by deleting all taxes therefrom, and the County Treasurer is directed to make the following charges on his books:

Allegany County	\$10.75
Town of Belfast	9.65
Belfast Fire	1.10
Belfast Light	.58
Belfast Water	1.07

7. That the Tax Collector of the Town of Scio is ordered and directed to correct in the 1998 County and Town Tax Roll the assessment or taxes, or both, of the property assessed to the following taxpayers and described as follows:

- a. Jerry Robbins; Parcel 199.18-2-2  
Assessment: Land \$4,500 Total \$50,350

by decreasing the line item Unpaid Water to \$227.12, and by correcting the taxes, as follows:

Allegany County Tax	\$551.78
Scio Town Tax	418.78
Scio Fire Protection	55.67
Scio Light	45.81
Scio Water	47.00
Unpaid Water	227.12
Total Tax	\$1,346.16

and the County Treasurer is directed to make the following charges on his books:

Unpaid Water, Town of Scio	\$55.00
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8. That the Clerk of this Board is directed to forthwith mail a certified copy of this resolution to the various Tax Collectors for the Towns stated above together with the original copies of those applications completed in accordance with section two of this resolution.

Moved by: Mr. Nielsen  
Seconded by: Mr. Bennett

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

**RESOLUTION NO. 102-98**

**ESTABLISHMENT OF THIRD PETTY CASH FUND IN COUNTY  
COMMUNITY SERVICES AGENCY**

Offered by: Human Services and Ways and Means Committees

**RESOLVED:**

1. There is established a third revolving petty cash fund for the County Community Services Agency at its office in Wellsville, New York, in the amount of \$900, to be used for those purposes authorized by Section 371 of the County Law.

2. The Intensive Case Manager of the County Community Services Agency is designated as the official responsible for the use of such fund.

Moved by: Mr. Truax  
 Seconded by: Mr. Heineman

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

**RESOLUTION NO. 103-98**

**APPROPRIATION OF NON-BUDGETED ERIE COUNTY/STATE GRANT  
 IN AID TO COMMUNITY HEALTH ASSESSMENT ACCOUNT**

Offered by: Human Services and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$10,000 in non-budgeted Erie County/State Grant In Aid is appropriated to Account No. A4047, with a like sum credited to Revenue Account No. A10 3450.07.

Moved by: Mr. Truax  
 Seconded by: Mrs. Myers

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

**RESOLUTION NO. 104-98**

**APPROPRIATION OF NON-BUDGETED STATE GRANT IN AID TO PUBLIC  
 HEALTH: FAMILY PLANNING CLINIC ACCOUNT**

Offered by: Human Services and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$35,000 in non-budgeted State grant in aid is appropriated to Account No. A4035, with a like sum credited to Revenue Account No. A3450.00.

Moved by: Mr. Truax  
 Seconded by: Mr. Dibble

Adopted: Roll Call  
 13 Ayes, 1 No, 1 Absent  
 (Voting No: Corkey)

**RESOLUTION NO. 105-98**

**TRANSFER OF FUNDS WITHIN PLANNING ACCOUNT**

Offered by: Planning and Development Committee

**RESOLVED:**

1. That the sum of \$17,000 is transferred from Account No. A8020.1 to Account No. A8020.4 to fund planning services in 1998 to be provided by Southern Tier West Regional Planning and Development Board, up to \$11,000 and Alfred University, up to \$6,000.

Moved by: Mr. Regan  
 Seconded by: Mr. Graffrath

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

## RESOLUTION NO. 106-98

TRANSFER OF FUNDS FROM CONTINGENT ACCOUNT TO EMERGENCY  
SERVICES EQUIPMENT ACCOUNT

Offered by: Public Safety and Ways and Means Committees

## RESOLVED:

1. That the sum of \$4,500 is transferred from Account No. A1990.4 to Account No. A3640.2 to cover the balance due on a base station installed at Corbin Hill.

Moved by: Mr. Bennett  
Seconded by: Mr. Graffrath

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

## RESOLUTION NO. 107-98

## TRANSFER OF FUNDS WITHIN EMERGENCY SERVICES ACCOUNT

Offered by: Public Safety Committee

## RESOLVED:

1. That the sum of \$332 is transferred from Account No. A3640.4 to Account No. A3640.2 for the purchase of a new overhead projector.

Moved by: Mr. Bennett  
Seconded by: Mr. Truax

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

## RESOLUTION NO. 108-98

TRANSFER OF FUNDS WITHIN J.T.P.A. GRANT FUND:  
E.D.W.A.A. ACCOUNT

Offered by: Planning and Development Committee

## RESOLVED:

1. That the sum of \$7,500 is transferred from Account No. CD6690.4 to Account No. CD6690.2 to cover the purchase of computers at the County Training Center.

Moved by: Mr. Regan  
Seconded by: Mr. Graffrath

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

## RESOLUTION NO. 109-98

AUTHORIZING THE PURCHASE OF LAND FROM LEONARD M. WATSON  
AND MARGARET J. WATSON TO BE USED PRESENTLY FOR  
STOCKPILE PURPOSES

Offered by: Public Works Committee

WHEREAS, the County of Allegany desires to purchase land from Leonard M. Watson and Margaret J. Watson to be used presently for stockpile purposes, now, therefore, be it

## RESOLVED:

1. That the Board of Legislators does authorize the purchase by the County of Allegany from Leonard M. Watson and Margaret J. Watson for the sum of \$1,000, the following premises:

**ALL THAT TRACT OR PARCEL OF LAND**, situate in the Town of West Almond, County of Allegany, and State of New York, being a portion of Great Lot 16, Township 4, Range 1, of the Morris Reserve, bounded and described as follows: Commencing at a point in the centerline of County Road 2-B, said point being S 46°-09'-12" W a distance of 781 feet +/- of the intersection of County Road 2-B and Baker Valley Road; thence S 16°-57' 30" E a distance of 24.75 feet +/- to the point of beginning, said point being on the South right-of-way bounds of County Road 2-B; thence continuing S 16°-57'-30" E a distance of 190.25 feet +/- to an iron Pin, said point being in the center of Baker Creek; thence S46°-09'-12" W along the Northern edge of water of the above mentioned Creek a distance of 230.00 feet +/- to an Iron Pin, said point being on the Northern top of bank of Baker Creek; thence N 16°-57'-30" W a distance of 190.25 feet +/- to an Iron Pin, said point being on the South right-of-way bounds of County Road 2-B; thence N 46°-09'-12" E along the South right-of-way bounds of County Road 2-B a distance of 230.00 feet +/- to the point of beginning. Comprising 1.00 acre of land, more or less.

Reserving to the parties of the first part, a right-of-way fifteen feet in width along the North and West lines of the above premises for ingress and egress to premises of the parties of the first part lying South of the parcel conveyed herein.

Being a portion of the premises described in Warranty Deed dated November 8, 1973, from Lynn L. Watson and Dorothy B. Watson, his wife, to Leonard M. Watson and Margaret J. Watson, his wife, and recorded in the Allegany County Clerk's Office on October 5, 1976, in Liber 697 of Deeds at Page 275.

Moved by: Mr. Burdick  
Seconded by: Mr. Sherman

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

Legislator Lucas made a motion to amend Resolution Intro. No. 114-98 (Resolution Authorizing the Filing of an Application for a State Grant in Aid for a Municipal Waste Reduction and/or Recycling Project and Signing of the Associated State Contract Subject to County Board Approval, Under the Appropriate Laws of New York State), by requesting a financial cost-benefit study by the Budget Officers within the next eight (8) weeks. The motion failed due to the lack of a second.

#### RESOLUTION NO. 110-98

**RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR A STATE GRANT IN AID FOR A MUNICIPAL WASTE REDUCTION AND/OR RECYCLING PROJECT AND SIGNING OF THE ASSOCIATED STATE CONTRACT SUBJECT TO COUNTY BOARD APPROVAL, UNDER THE APPROPRIATE LAWS OF NEW YORK STATE**

Offered by: Public Works and Ways and Means Committees

**WHEREAS**, the State of New York provides financial aid for municipal waste reduction and municipal recycling projects, and

**WHEREAS**, County of Allegany has examined and duly considered the applicable laws of the State of New York and the County deems it to be in the public interest and benefit to file an application under these laws, and

WHEREAS, it will be necessary that a Contract by and between The State of New York and the County of Allegany be executed for such State aid, now, therefore, be it

**RESOLVED:**

1. That the filing of an application In the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is authorized.
2. That the Chairman of the Allegany County Board of Legislators is directed and authorized as the official representative of the County to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the State of New York and the Contract is approved by the County Board of Legislators.
3. That the County agrees that it will fund its portion of the cost of said Municipal Waste Reduction and/or Recycling Project if this Board approves of the Contract with the State.
4. That five (5) Certified Copies of this Resolution be prepared and sent to the NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION, ALBANY, NEW YORK 12233-4015, together with a complete application.
5. This resolution shall take effect immediately.

Moved by: Mr. Burdick  
Seconded by: Mr. Sylor

Adopted: Roll Call  
13 Ayes, 1 No, 1 Absent  
(Voting No: Lucas)

**RESOLUTION NO. 111-98**

MEMORIALIZING NEW YORK STATE LEGISLATURE TO ADOPT SENATE BILL  
3656/ASSEMBLY BILL 423 TO ALLOW GRANTS OF UP TO 50 PER CENT  
FOR COST OF LOCAL GOVERNMENT REDUCTION/RECYCLING  
COORDINATORS AND RECYCLING EDUCATION AND  
PROMOTIONAL INFORMATION

Offered by: Public Works Committee

**RESOLVED:**

1. That the New York State Legislature is urged to pass Senate Bill 3656/ Assembly Bill 423 to allow grants of up to 50 per cent for cost of local government reduction and/or recycling coordinators and recycling education and promotional information.

Moved by: Mr. Burdick  
Seconded by: Mr. Sherman

Adopted: Acclamation

**RESOLUTION NO. 112-98**

FINDING THAT COUNTY BRIDGE NO. 12-5 ON COUNTY ROAD NO. 46 IN TOWN  
OF CANEADEA HAS BECOME USELESS AND NOT NECESSARY FOR THE PUBLIC  
CONVENIENCE AND WELFARE; ORDERING AND DIRECTING COUNTY  
SUPERINTENDENT OF PUBLIC WORKS TO ABANDON SUCH BRIDGE AND  
TO ERECT BARRICADES AND SIGNS; AUTHORIZING COUNTY TREASURER  
TO PAY ABANDONMENT DAMAGES FROM COUNTY ROAD FUND

Offered by: Public Works Committee

Pursuant to Highway Law Section 234, subdivision 12

WHEREAS, County Bridge No. 12-5 in the Town of Caneadea has deteriorated to the point where it is totally unsafe for public use and travel, and

WHEREAS, the County Superintendent of Public Works has made a written recommendation that such Bridge has become useless and not necessary for the public convenience and welfare and that he be authorized to abandon said Bridge by appropriate order pursuant to Highway Law Section 234, subdivision 12, and

WHEREAS, it appears that such Bridge has a span in excess of 25 feet and may be abandoned pursuant to the provisions in subdivision 12 of Section 234 of the Highway Law, and

WHEREAS, it appears that the abandonment of such Bridge would promote the interests of the County, now, therefore, be it

**RESOLVED:**

1. That to promote the interests of the County this Board of Legislators finds that County Bridge No. 12-5 on County Road No. 46 in the Town of Caneadea has become useless and not necessary for the public convenience and welfare.

2. That this Board does order and direct the County Superintendent of Public Works to abandon such Bridge No. 12-5 and to erect suitable barricades for closing such Bridge and also signs in relation to such abandonment as are prescribed for the abandonment of a useless bridge in subdivision 11 of Section 234 of the Highway Law.

3. That the County Treasurer is authorized to pay from the County Road Fund an amount necessary for the County to secure a release or releases from all damages, not exceeding \$5,000, from owners of land adjacent to the section of the County road upon which such abandoned Bridge is located, lying between said Bridge and intersecting roads or highways.

4. That the Clerk of this Board shall forthwith serve a certified copy of this resolution on the County Superintendent of Public Works.

Moved by: Mr. Burdick  
Seconded by: Mr. Lucas

Adopted: Roll Call  
9 Ayes, 5 Noes, 1 Absent  
(Voting No: Bennett, Corkey, Dibble, Nielsen, Saylor)

**RESOLUTION NO. 113-98**

**APPROVAL OF ADDENDUM ONE TO CLAIMS SERVICE CONTRACT DATED  
FEBRUARY 1, 1997, WITH WILLIS CORROON ADMINISTRATIVE  
SERVICES CORPORATION**

Offered by: Personnel Committee

**RESOLVED:**

1. That Addendum One to Claims Service Contract dated February 1, 1997, between Willis Corroon Administrative Services Corporation and Allegany County, New York, in relation to the servicing of claims arising out of coverages provided under insurance policies issued by CoRegis Insurance Company, effective February 1, 1998, through January 31, 1999, is approved.

2. That the Chairman of this Board is authorized to execute such Contract.

Moved by: Mr. Sylor  
Seconded by: Mr. Nielsen

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

**RESOLUTION NO. 114-98**

**RESOLUTION IN SUPPORT OF CONTINUATION OF THE BELMONT, NEW YORK  
SITE FOR WORKERS COMPENSATION HEARINGS**

Offered by: Personnel Committee

**WHEREAS**, it has come to the attention of the Personnel Committee that the State Workers' Compensation Board is considering consolidating hearing sites and the Belmont, New York site would be closed, and

**WHEREAS**, this Board of Legislators objects to the closing of the Belmont, New York, site, now, therefore, be it

**RESOLVED:**

1. That the Allegany County Board of Legislators does support the continuation of the Belmont, New York, site for Workers Compensation Hearings.

Moved by: Mr. Sylor  
Seconded by: Mr. Burdick

Adopted: Acclamation

**RESOLUTION NO. 115-98**

**SUPPORTING LEGISLATION WHICH MODIFIES AID TO PROSECUTION  
IN AN EQUITABLE, FAIR AND JUST MANNER**

Offered by: Public Safety Committee

**WHEREAS**, the State of New York presently aids thirty-one of sixty-two Counties of the State of New York by grants of funds for aid to prosecution, and

**WHEREAS**, the taxpayers of each county throughout the State pay taxes to the State government, and

**WHEREAS**, the present distribution of aid to prosecution funds is inequitable and unfair to the thirty-one counties not receiving funds, and

**WHEREAS**, the District Attorney's offices throughout the State face similar difficulties and financial needs, now, therefore, be it

**RESOLVED:**

1. That the Allegany County Board of Legislators supports enactment of legislation to equitably divide aid to prosecution funds so that all counties are treated equally and fairly.

2. That the Clerk of the Allegany County Board of Legislators shall forward copies of this resolution to Governor George E. Pataki, Senator Jess Present, Assembly Representatives Thomas Reynolds, Jerry Johnson and Patricia McGee and all others deemed necessary and proper.

Moved by: Mr. Bennett  
 Seconded by: Mr. Graffrath

Adopted: Acclamation

RESOLUTION NO. 116-98

APPROVAL OF AMENDMENT AGREEMENT WITH THE NEW YORK STATE DEPARTMENT  
 OF AGRICULTURE AND MARKETS PROVIDING FOR REIMBURSEMENT OF  
 EXPENSES INCURRED BY DIRECTOR OF WEIGHTS AND MEASURES  
 IN PETROLEUM PRODUCT QUALITY PROGRAM

Offered by: Public Safety Committee

RESOLVED:

1. That an Amendment Agreement between the County of Allegany and the New York State Department of Agriculture and Markets providing for reimbursement of certain expenses incurred by the Allegany County Director of Weights and Measures in administering the New York State Petroleum Product Quality Program during the period April 1, 1998, to March 31, 1999, is approved.

2. That the Chairman of this Board is authorized to execute such Amendment Agreement and any and all necessary required forms or vouchers to secure reimbursement.

Moved by: Mr. Bennett  
 Seconded by: Mr. Truax

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

RESOLUTION NO. 117-98

MEMORIALIZING NEW YORK STATE LEGISLATURE TO ADOPT ASSEMBLY BILL  
 5795--A TO AMEND THE CORRECTION LAW, AND THE PUBLIC HEALTH LAW,  
 IN RELATION TO TESTING INMATES FOR TRANSMISSIBLE DISEASES

Offered by: Public Safety Committee

RESOLVED:

1. That the New York State Legislature is urged to pass Assembly Bill 5795--A to amend the correction law, and the public health law, in relation to testing inmates for transmissible diseases.

Moved by: Mr. Bennett  
 Seconded by: Mr. Graffrath

Adopted: Acclamation

AUDITS:

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

A motion was made by Legislator Nielsen, seconded by Legislator Truax and adopted on a roll call vote of 14 Ayes, 0 Noes, 1 Absent (Absent: Reynolds), that the audit of claims be approved for payment as recommended by the County administrator.

Meeting adjourned.

April 13, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Nielsen.

Roll Call: All present except Legislator Sylor.

**PRIVILEGE OF THE FLOOR:**

Legislator Burdick requested privilege of the floor for Wally Harrier, Vietnam Veterans Association. Mr. Harrier presented a plan developed by representatives of the Association, for revamping the Vietnam Veterans Memorial in order for it to remain a place of honor, instill the past in the County's young people and to remind our elected officials that war is not the answer. Mr. Harrier extended an invitation to the monument's dedication on May 23, 1998.

Representatives were present from Soil & Water Conservation, Parks and Forests, Traffic Safety Board, Weights & Measures, Data Processing, County Historian and Social Services to answer any questions regarding their 1997 Annual Reports. Questions were directed to Fred Sinclair, District Manager, Soil & Water Conservation District.

Legislator Truax requested privilege of the floor for Joan Sinclair, Social Services Commissioner, who introduced Peg Cherre, Deputy Commissioner. Ms. Cherre gave a Power Point Presentation on the Services Division of the Allegany County Department of Social Services, which included a summation of the services provided by the Department for adult and child services, foster care, adoption and preventive services. A copy of Ms. Cherre's presentation is on file in the Clerk's office.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk were copies of the 1997 Annual Reports from the Office of Development, Tourism, Industrial Development Agency and the County Administrator.

2. Also placed on each legislator's desk was a copy of the Report of Intrafund Transfers approved by the County Administrator during the month of March, 1998.

3. A notice was received of the next Inter-County Association meeting to be hosted by Genesee County on April 21, 1998 in Batavia, N.Y.

4. Noted received and placed on file in the Clerk's office, was the Cornell Cooperative Extension Balance Sheet for the period ending March 31, 1998.

5. A letter was received from Senator Jess Present acknowledging receipt of Resolution No. 115-98 regarding the equitable division of state aid to prosecution.

**PROCLAMATIONS:**

Chairman Walchli proclaimed the week of April 19-25, 1998 as Grange Week in Allegany County for the opportunity for Grange members to rededicate themselves to personal growth, service to others and the strengthening of today's family and its future generations.

Chairman Walchli proclaimed the month of April, 1998 as Child Abuse Prevention Month in Allegany County and urged all citizens to use this time to better understand, recognize and respond to this grievous problem.

**RESOLUTIONS:****RESOLUTION NO. 118-98**

**RESOLUTION MEMORIALIZING NEW YORK STATE TO PROVIDE COST REIMBURSEMENT TO COUNTY FOR REQUIRED IN-HOME ASSESSMENTS OF COUNTY OFFICE FOR THE AGING CLIENTS FUNDED BY THE OLDER AMERICANS ACT**

Offered by: Human Services Committee

**WHEREAS,** the New York State Office for the Aging is requiring that all providers of long term care services funded with Older Americans Act funding complete a fifteen page in-home assessment of the client receiving such services, and

**WHEREAS,** locally, such services include home delivered meals and Expanded In-Home Services for the Elderly (EISEP), and

**WHEREAS,** the Allegany County Office for the Aging cannot complete all the assessments with existing personnel, and there is no additional funding provided by the New York State Office for the Aging for such increased administrative costs, now, therefore, be it

**RESOLVED:**

1. That the Allegany County Board of Legislators requests that the State of New York provide the County of Allegany with a cost reimbursement for each in-home assessment that the County Office For the Aging completes for the home delivered meals program.

Moved by: Mr. Truax  
Seconded by: Mr. Dibble

Adopted: Acclamation

**RESOLUTION NO. 119-98**

**TRANSFER OF FUNDS WITHIN OFFICE FOR THE AGING PROGRAMS: OFA-SUPPORTIVE SERVICES ACCOUNT**

Offered by: Human Services Committee

**RESOLVED:**

1. That the sum of \$3,500 is transferred from Account No. A6773.1 to Account No. A6773.2.

Moved by: Mr. Truax  
Seconded by: Mr. Lucas

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

## RESOLUTION NO. 120-98

APPROPRIATION OF NON-BUDGETED FEDERAL AND STATE GRANTS IN AID  
TO OFFICE FOR AGING PROGRAMS: NUTRITION, OFA-S.N.A.P.,  
OFA-TITLE VII ELDER ABUSE, OFA TITLE III-F AND  
OFA-WEATHERIZATION ACCOUNTS

Offered by: Human Services and Ways and Means Committees

## RESOLVED:

1. That the sum of \$14,833 in non-budgeted Federal and State grants in aid is appropriated as follows: \$1,306 to Account No. A6772 with a like sum credited to Revenue Account No. A11 4772.00; \$10,297 to Account No. A6779 with a like sum credited to Revenue Account No. A10 3772.01; \$1,178 to Account No. A6781 with a like sum credited to Revenue Account No. A 11 4772.05; \$670 to Account No. A6783 with a like sum credited to Revenue Account No. A11 4772.07; and, \$1,382 to Account No. A6784 with a like sum credited to Revenue Account No. A11 4772.08.

Moved by: Mr. Truax  
Seconded by: Mr. Dibble

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

## RESOLUTION NO. 121-98

APPROPRIATION OF NON-BUDGETED STATE GRANTS IN AID TO  
HEALTH: PUBLIC HEALTH: COUNTY HEALTH DEPARTMENT  
AND FAMILY PLANNING CLINIC ACCOUNTS

Offered by: Human Services and Ways and Means Committees

## RESOLVED:

1. That the sum of \$7,732 in non-budgeted State grant in aid is appropriated to Account No. A4010, with a like sum credited to Revenue Account No. 3401.

2. That the sum of \$5,290 in non-budgeted State grant in aid is appropriated to Account No. A4035, with a like sum credited to Revenue Account No. 3450.00.

Moved by: Mr. Truax  
Seconded by: Mr. Dibble

Adopted: Roll Call  
13 Ayes, 1 No, 1 Absent  
(Voting No: Corkey)

## RESOLUTION NO. 122-98

APPROPRIATION OF NON-BUDGETED FEDERAL AND STATE GRANTS IN AID TO  
SOCIAL SERVICES (NON-PROGRAM): SOCIAL SERVICES ADMINISTRATION  
ACCOUNT AND SERVICES FOR RECIPIENTS ACCOUNT

Offered by: Human Services and Ways and Means Committees

## RESOLVED:

1 That the sum of \$29,000 in non-budgeted State grant in aid is appropriated to Account No. A6010.1, with a like sum credited to Revenue Account No. A3661.

2 That the sum of \$13,600 in non-budgeted Federal and State grants in aid is appropriated to Account No. A6010.4, with an amount of \$6,800 credited to Revenue Account No. A4610 and an amount of \$6,800 credited to Revenue Account No. A3610.

3 That the sum of \$29,000 in non-budgeted Federal grant in aid is appropriated to Account No. A6070.4, with a like sum credited to Revenue Account No. A4610.

Moved by: Mr. Truax  
Seconded by: Mr. Dibble

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

**RESOLUTION NO. 123-98**

**TRANSFER OF FUNDS FROM CONTINGENT ACCOUNT TO RECORD  
MANAGEMENT CAPITAL ACCOUNT**

Offered by: Public Works and Ways and Means Committee

**RESOLVED:**

1. That the sum of \$16,000 is transferred from Account No. A1990.4 to Account No. H7510 to purchase fencing and shelving for the Records Storage building.

Moved by: Mr. Burdick  
Seconded by: Mr. Sherman

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

**RESOLUTION NO. 124-98**

**A RESOLUTION IN RELATION TO THE CONSTRUCTION OF TOWN  
BRIDGE NO. 24-01 (B.I.N. 2214990) IN TOWN OF SCIO**

Offered by: Public Works Committee

Pursuant to Highway Law § 238 and  
Resolution No. 65-95

**WHEREAS**, the County Public Works Department has submitted a report to this Board stating its reasons why Town Bridge No. 24-01 (B.I.N. 2214990) on Snowball Hollow Road in the Town of Scio should be constructed, and

**WHEREAS**, the County Public Works Department has submitted plans, maps and specifications for the construction of such Bridge and estimated the project costs at \$135,000, and

**WHEREAS**, such Bridge qualifies under the Cost Sharing Plan set forth in Resolution No. 65-95, now, therefore, be it

**RESOLVED:**

1. That this Board of Legislators does determine that it considers Town Bridge No. 24-01 (B.I.N. 2214990) on Snowball Hollow Road in the Town of Scio to be of sufficient importance to be constructed.

2. That the plans, maps and specifications prepared by the County Public Works Department are approved and the County Public Works Department is directed to construct such Bridge in accordance with such plans, maps and specifications.

3. That the authorized cost for the construction of such Bridge shall not exceed \$135,000.

4. That in accordance with Resolution No. 65-95, the County's share of such cost is estimated to be \$114,750 and shall be obtained from Capital Project Fund Account No. H5237.2.

5. That the Town's share of such cost, estimated to be \$20,250, shall be paid to the County pursuant to the provisions of section 1 g. of Resolution No. 65-95.

6. That such Bridge shall not be constructed until the Town of Scio files the appropriate Town Board resolution in accordance with Resolution No. 65-95.

Moved by: Mr. Burdick  
Seconded by: Mr. Regan

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

**RESOLUTION NO. 125-98**

**A RESOLUTION IN RELATION TO THE CONSTRUCTION OF TOWN  
BRIDGE NO. ALF-03 NORTH IN TOWN OF ALFRED**

Offered by: Public Works Committee

Pursuant to Highway Law § 238 and  
Resolution No. 65 -95

**WHEREAS**, the County Public Works Department has submitted a report to this Board stating its reasons why Town of Alfred Bridge No. ALF-03 North on South Main Street in the Village of Alfred should be constructed, and

**WHEREAS**, the County Public Works Department has submitted plans, maps and specifications for the construction of such Bridge and estimated the project costs at \$112,500, and

**WHEREAS**, such Bridge qualifies under the Cost Sharing Plan set forth in Resolution No. 65-95, now, therefore, be it

**RESOLVED:**

1. That this Board of Legislators does determine that it considers Town of Alfred Bridge No. ALF-03 North in the Village of Alfred to be of sufficient importance to be constructed.

2. That the plans, maps and specifications prepared by the County Public Works Department are approved and the County Public Works Department is directed to construct such Bridge in accordance with such plans, maps and specifications.

3. That the authorized cost for the construction of such Bridge shall not exceed \$112,500.

4. That in accordance with Resolution No. 65-95, the County's share of such cost is estimated to be \$95,625 and shall be obtained from Capital Project Fund Account No. H5241.2.

5. That the Town's share of such cost, estimated to be \$16,875, shall be paid to the County pursuant to the provisions of section 1 g. of Resolution No. 65-95.

6. That such Bridge shall not be constructed until the Town of Alfred files the appropriate Town Board resolution in accordance with Resolution No. 65-95.

Moved by: Mr. Burdick  
Seconded by: Mr. Heineman

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

**RESOLUTION NO. 126-98**

**A RESOLUTION IN RELATION TO THE CONSTRUCTION OF TOWN  
BRIDGE NO. ALF-02 MIDDLE IN TOWN OF ALFRED**

Offered by: Public Works Committee

Pursuant to Highway Law § 238 and  
Resolution No. 65 -95

WHEREAS, the County Public Works Department has submitted a report to this Board stating its reasons why Town of Alfred Bridge No. ALF-02 Middle on South Main Street in the Village of Alfred should be constructed, and

WHEREAS, the County Public Works Department has submitted plans, maps and specifications for the construction of such Bridge and estimated the project costs at \$112,500, and

WHEREAS, such Bridge qualifies under the Cost Sharing Plan set forth in Resolution No. 65-95, now, therefore, be it

**RESOLVED:**

1. That this Board of Legislators does determine that it considers Town of Alfred Bridge No. ALF-02 Middle in the Village of Alfred to be of sufficient importance to be constructed.

2. That the plans, maps and specifications prepared by the County Public Works Department are approved and the County Public Works Department is directed to construct such Bridge in accordance with such plans, maps and specifications.

3. That the authorized cost for the construction of such Bridge shall not exceed \$112,500.

4. That in accordance with Resolution No. 65-95, the County's share of such cost is estimated to be \$95,625 and shall be obtained from Capital Project Fund Account No. H5240.2.

5. That the Town's share of such cost, estimated to be \$16,875, shall be paid to the County pursuant to the provisions of section 1 g. of Resolution No. 65-95.

6. That such Bridge shall not be constructed until the Town of Alfred files the appropriate Town Board resolution in accordance with Resolution No. 65-95.

Moved by: Mr. Burdick  
Seconded by: Mr. Heineman

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

**RESOLUTION NO. 127-98**

**A RESOLUTION IN RELATION TO THE CONSTRUCTION OF TOWN  
BRIDGE NO. ALF-01 IN TOWN OF ALFRED**

Offered by: Public Works Committee

Pursuant to Highway Law § 238 and  
Resolution No. 65 -95

**WHEREAS**, the County Public Works Department has submitted a report to this Board stating its reasons why Town of Alfred Bridge No. ALF-01 on South Main Street in the Village of Alfred should be constructed, and

**WHEREAS**, the County Public Works Department has submitted plans, maps and specifications for the construction of such Bridge and estimated the project costs at \$112,500, and

**WHEREAS**, such Bridge qualifies under the Cost Sharing Plan set forth in Resolution No. 65-95, now, therefore, be it

**RESOLVED:**

1. That this Board of Legislators does determine that it considers Town of Alfred Bridge No. ALF-01 in the Village of Alfred to be of sufficient importance to be constructed.

2. That the plans, maps and specifications prepared by the County Public Works Department are approved and the County Public Works Department is directed to construct such Bridge in accordance with such plans, maps and specifications.

3. That the authorized cost for the construction of such Bridge shall not exceed \$112,500.

4. That in accordance with Resolution No. 65-95, the County's share of such cost is estimated to be \$95,625 and shall be obtained from Capital Project Fund Account No. H5239.2.

5. That the Town's share of such cost, estimated to be \$16,875, shall be paid to the County pursuant to the provisions of section 1 g. of Resolution No. 65-95.

6. That such Bridge shall not be constructed until the Town of Alfred files the appropriate Town Board resolution in accordance with Resolution No. 65-95.

Moved by: Mr. Burdick  
Seconded by: Mr. Heineman

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

**RESOLUTION NO. 128-98**

**REFUND OF REAL PROPERTY TAXES FOR GILBERT D. AND  
CYNTHIA HINT**

Offered by: Ways and Means Committee

Pursuant to Real Property Tax Law §556

**WHEREAS**, an application, in duplicate, dated March 24, 1998, has been made by or for Gilbert D. and Cynthia Hint of Lakeview, New York, to this County's Director of Real Property Tax Service Agency for a refund of taxes, and

**WHEREAS**, such County Director has transmitted a written report of his investigation of the claimed "error in essential fact" set forth in the application and his written recommendation for action thereon by this Board, and

WHEREAS, this Board has examined the application and the report to determine whether the claimed "error in essential fact" exists, now, therefore, be it

**RESOLVED:**

1. That this Board of Legislators does determine that the claimed "error in essential fact" as alleged in application made by or for Gilbert D. and Cynthia Hint under date of March 24, 1998, exists and that the application is approved.

2. That the County Treasurer is directed to refund to Gilbert D. and Cynthia Hint, the total sum of \$54.51 and to make the following charges on his books:

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

Moved by: Mr. Nielsen  
 Seconded by: Mrs. Myers

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

**RESOLUTION NO. 129-98**

**APPROVAL OF LEASE OF LAND TO JOSEPH N. STREZELEC TO BE  
 USED FOR AGRICULTURAL PURPOSES ONLY**

Offered by: Ways and Means Committee

WHEREAS, the County desires to lease County land for agricultural purposes only, now, therefore, be it

**RESOLVED:**

1. That Lease dated April 1, 1998, between the County of Allegany and Joseph N. Strezelec, is approved.

2. That the Chairman of this Board is authorized to execute said Lease.

Moved by: Mr. Nielsen  
 Seconded by: Mr. Bennett

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

**RESOLUTION NO. 130-98**

**APPROVAL OF CONTRACT BETWEEN MONROE COUNTY AND ALLEGANY COUNTY  
 FOR FORENSIC PATHOLOGY SERVICES THROUGH THE MONROE  
 COUNTY MEDICAL EXAMINER'S OFFICE**

Offered by: Human Services Committee

Pursuant to County Law § 675

**RESOLVED:**

1. That "Contract between Monroe County and Allegany County for the period of January 1, 1998, to December 31, 1998, for the amount of \$22,500," is approved.

2. That the Chairman of this Board is authorized to execute said Contract.

Moved by: Mr. Truax  
 Seconded by: Mr. Dibble

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

Resolution Intro. No. 135-98 (Review and Approval of Cattaraugus-Allegany Service Delivery Area Workforce Development Plan for Program Year 1998 Under the Federal Job Training Partnership Act; Authorizing County Board Chairman to Execute 1998 Plan on Behalf of County Board of Legislators) was not prefiled and was considered from the floor on a motion by Legislator Regan, seconded by Legislator Nielsen and carried.

**RESOLUTION NO. 131-98**

**REVIEW AND APPROVAL OF CATTARAUGUS-ALLEGANY SERVICE DELIVERY AREA WORKFORCE DEVELOPMENT PLAN FOR PROGRAM YEAR 1998 UNDER THE FEDERAL JOB TRAINING PARTNERSHIP ACT; AUTHORIZING COUNTY BOARD CHAIRMAN TO EXECUTE 1998 PLAN ON BEHALF OF COUNTY BOARD OF LEGISLATORS**

Offered by: Planning and Development Committee

**WHEREAS**, this Board and the Cattaraugus County Legislature, the chief elected officials under the Federal Job Training Partnership Act for the Cattaraugus-Allegany Service Delivery Area, together with the Private Industry Council of such Delivery Area are required to review and approve the annual Workforce Development Plan for such Delivery Area, and

**WHEREAS**, this Board has been advised that such Private Industry Council has reviewed and approved the 1998 Plan, now, therefore, be it

**RESOLVED:**

1. That the Workforce Development Plan for Program year 1998 under the Federal Job Training Partnership Act for the period July 1, 1998, to June 30, 1999, for the Cattaraugus-Allegany Service Delivery Area is reviewed and approved.

2. That the Chairman of this Board is authorized to execute the 1998 Plan on behalf of this Board.

3. That the Clerk of this Board is directed to send a certified copy of this resolution to the Private Industry Council and to the Cattaraugus County Legislature.

Moved by: Mr. Regan  
Seconded by: Mr. Bennett

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

**AUDITS:**

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

A motion was made by Legislator Truax, seconded by Legislator Nielsen and adopted on a roll call vote of 14 Ayes, 0 Noes, 1 Absent (Absent: Saylor), that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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April 27, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Corkey.

Roll Call: All present.

**PRIVILEGE OF THE FLOOR:**

Lori Vincent, Director of the Legislative Intern Program, expressed appreciation to the Board and Department Heads for their support during this year's program. Chairman Walchli presented a Certificate for Participation to each student intern.

Legislator Bennett requested privilege of the floor for Diane Baker, new Executive Director, Allegany-Cattaraugus Cooperative Extension. Ms. Baker distributed information packets and detailed proposed plans and goals for the new Regional Compact.

Steve Rennie, Supervisor, Child Protective Services, in recognition of April, 1998 as Child Abuse Prevention Month, introduced his staff and described the services provided by the Child Protective Unit.

Representatives were present from the Office of Development, Tourism, Industrial Development Agency and the County Administrator, to answer any question regarding their 1997 Annual Reports.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk were copies of the board meeting minutes of March 9 and March 23, 1998 for their review.

2. A letter was received from Senator Jess Present acknowledging receipt of Resolution No. 111-98 regarding the need for funding of recycling programs.

**PROCLAMATIONS:**

Chairman Walchli proclaimed the week of May 17-23, 1998 as Emergency Medical Services Week in Allegany County and encouraged the community to observe this week with appropriate programs, ceremonies and activities.

Chairman Walchli proclaimed the month of May, 1998 as Community Action Month in Allegany County to bring recognition to the many activities and services provided by the Allegany County Community Opportunities and Rural Development Corporation (ACCORD).

Chairman Walchli proclaimed the month of May, 1998 as Older Americans Month in celebration of the enduring contributions that older Americans make to the fabric of our society.

Chairman Walchli proclaimed the month of May, 1998 as County-Wide Clean Up/Fix Up Month in the County of Allegany, and encouraged all participant governments, organizations and institutions to volunteer manpower and equipment to assist in this worthy venture.

**RESOLUTIONS:**

## RESOLUTION NO. 132-98

REQUESTING STATE LEGISLATION FOR RELIEF FROM UNNECESSARY  
LEGAL COSTS RESULTING FROM MISPLACED LAWSUITS

Offered by: Personnel Committee

WHEREAS, it has become the practice for attorneys to name both counties and towns in notices of claim for civil actions involving claims for highway defects without investigating adequately whether the road is a county highway or a town road and the reason often given is the strict 90 day notice requirement, and

WHEREAS, the legal costs and higher insurance costs incurred by County and Town governments to have their names removed from actions involving roads they have nothing to do with is an unnecessary burden on the taxpayers, and

WHEREAS the County of Allegany feels that something should be done to deter this unnecessary and costly practice, now, therefore, be it

## RESOLVED:

1. That the Allegany County Board of Legislators requests the New York State Legislature to enact legislation as follows:

1. Attorneys and parties filing notices of claim on their own in cases alleging highway liability should be required to first make written inquiry of the County Highway Superintendent as to which municipality is responsible for the road involved. The law should require the Highway Superintendent to respond within 3 business days.
2. If it turns out that the Highway Superintendent was wrong or somehow misled the attorney or party, the claimant should have a new 90 day period commencing with discovery of the error to file a new notice of claim and a short extension of the statute of limitations, if necessary.
3. If the attorney or party does not make written inquiry as required above, after being notified by counsel for the municipality of the requirement or if the attorney or party prosecutes the claim after being notified by the Highway Superintendent that the municipality has no responsibility for the road, the attorney and party shall be liable to the municipality for its costs to have its name removed from the suit including, but not limited to, a reasonable hourly charge for attorney's fees, even if the attorney is on salary. Said reasonable hourly charge shall be equivalent to what is typical for litigation counsel defending insurance companies in such litigation.
4. That the Clerk of this Board of Legislators shall send a copy of this resolution to our State Representatives and each other County in the State.

Moved by: Mr. Sylor  
Seconded by: Mr. Nielsen

Adopted: Acclamation

## RESOLUTION NO. 133-98

## SALE OF TAX LANDS

Offered by: Ways and Means Committee

WHEREAS, JESSE BEST and EDNA BEST of 166 Pump Station Road, Alma, New York has agreed to Terms of Sale and offered the sum of \$4,706.12 plus current years taxes for a deed of the County's interest in premises formerly assessed on the tax rolls to Best, Jesse & Edna and described as follows:

ALL THAT LOT, PIECE OR PARCEL OF LAND situate in Town of Alma, County of Allegany and State of New York, described as follows, viz: GL 23 Pump Station Rd 1.00 Acre 125.00 x 307.00 Tax Map No. 301.-1-37.3.

, and

WHEREAS, VILLAGE OF BOLIVAR of 252 Main Street, Bolivar, New York has agreed to Terms of Sale and offered the sum of \$1.00 plus current years taxes for a deed of the County's interest in premises formerly assessed on the tax rolls to Knowlton, Charles A. & Virginia L. and described as follows:

ALL THAT LOT, PIECE OR PARCEL OF LAND situate in Town of Bolivar, County of Allegany and State of New York, described as follows, viz: GL 55 370 Main St 22.50 x 128.00 Tax Map No. 260.17-3-45.

, and

WHEREAS, the Ways and Means Committee believes that the Terms of Sale and the above sums offered are fair and reasonable and the best that can be obtained under the circumstances and that the said sales will be advantageous to the County, now, therefore, be it

**RESOLVED:**

1. That such agreed to Terms of Sale and monetary offers are accepted and the Chairman of this Board is authorized and directed to execute on behalf of the County of Allegany and to cause to deliver to such purchasers quit claim deeds of the County's interest in such premises, and to attach to said deeds the official seal; all upon satisfaction of the Terms of Sale and full payment to the County Treasurer of the monetary offers.

Moved by: Mr. Nielsen  
Seconded by: Mr. Regan

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

Resolution Intro. No. 138-98 (Creating Two Positions of Caseworker in Social Services Department) was not prefiled and was considered from the floor on a motion by Legislator Truax, seconded by Legislator Myers and carried.

**RESOLUTION NO. 134-98**

**CREATING TWO POSITIONS OF CASEWORKER IN SOCIAL SERVICES DEPARTMENT**

Offered by: Human Services Committee

**RESOLVED:**

1. That two positions of caseworker are created in the Social Services Department.

2. This resolution shall take effect April 28, 1998.

Moved by: Mr. Truax  
 Seconded by: Mr. Dibble

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**AUDITS:**

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

A motion was made by Legislator Nielsen, seconded by Legislator Truax and adopted on a roll call vote of 15 Ayes, 0 Noes, 0 Absent, that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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 May 11, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Reynolds.

Roll Call: All present except Legislator Sylor.

**APPROVAL OF MINUTES:**

A motion was made by Legislator Truax, seconded by Legislator Bennett and carried, to approve the board meeting minutes of March 9 and March 23, 1998.

**PRIVILEGE OF THE FLOOR:**

Legislator Burdick requested the privilege of the floor for Bruce Englis, Superintendent, Cuba-Rushford Central School. Mr. Englis requested, on behalf of the Town of New Hudson and the School, that the County consider taking ownership of Mt. Monroe Road, which is the most traveled link between Cuba and Rushford. Anthony Vekich, Supervisor, Town of New Hudson, presented petitions including nearly 500 signatures, requesting that the Mt. Monroe town road be changed to a county highway. Chairman Walchli referred this matter to the Public Works Committee for consideration.

Donna DiGirolamo, President, Allegany County Society for Prevention of Cruelty to Animals, requested that the Board approve the resolution today, which agrees to reimburse the S.P.C.A. up to \$5,000. in County funds. Mrs. DiGirolamo stated that theirs is the only agency in the County that deals with investigations of cruelty and abuse of animals, and "healthy quarantine" for the County Health Department, as set forth by the Agriculture & Markets Law. Thus far in 1998, cruelty and abuse complaints have tripled those in 1997 and the Agency has recently had an unusual number of abused animals brought into the shelter.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk was a copy of the Report of Intrafund Transfers approved by the County Administrator in the month of April, 1998.

2. A letter was received from the Bolivar Village Board, thanking the Board of Legislators for allowing them the opportunity to acquire two tax sale parcels of property on Main Street.

3. A letter was received from Patricia McGee, Member of Assembly, acknowledging receipt of Resolution No. 132-98 entitled "Requesting State Legislation for Relief from Unnecessary Legal Costs Resulting from Misplaced Lawsuits".

4. Certificates of Withdrawal of Delinquent Tax Liens were filed by the County Treasurer in the Clerk of the Board's office on May 4 and May 7, 1998, pursuant to Article 11 of the Real Property Tax Law of the State of New York.

**RESOLUTIONS:****RESOLUTION NO. 135-98****CONFIRMATION OF BOARD CHAIRMAN'S APPOINTMENTS AND REAPPOINTMENTS TO COUNTY YOUTH BOARD**

Offered by: Resource Management Committee

Pursuant to Resolution No. 95-79

**RESOLVED:**

1. That the appointment by the Chairman of this Board of Robert Donius of Alfred Station, New York, to the County Youth Board, with term of office commencing March 26, 1998, and expiring March 25, 2000, is confirmed.

2. That the appointment by the Chairman of this Board of Edna Kayes of Alfred, New York, to the County Youth Board, with term of office commencing March 26, 1998, and expiring March 25, 2001, is confirmed.

3. That the reappointments by the Chairman of this Board of Judith Hopkins, Jerry L. Garmong, Patrick Barry and Charles Neal to the County Youth Board, with term of office for each commencing March 26, 1998, and expiring March 25, 2001, are confirmed.

Moved by: Mrs. Myers  
Seconded by: Mr. Regan

Adopted: Acclamation

**RESOLUTION NO. 136-98****RESOLUTION CONTINUING AGRICULTURAL DISTRICT NUMBER ONE**

Offered by: Resource Management Committee

Pursuant to Agriculture & Markets Law § 303-a

**WHEREAS**, Agricultural District Number One, being within the Towns of Allen, Birdsall, Caneadea, Granger and Hume, was created on June 10, 1972, and modified in 1980, and continued as modified in 1988, and

WHEREAS, an eight year review of the District is required, and

WHEREAS, the thirty day notice of the eight year review of the District was given, and

WHEREAS, the reports of the County Planning Board and the Agricultural and Farmland Protection Board were received, and

WHEREAS, this Board, by Resolution No. 58-98, made "findings" for such eight year review, and

WHEREAS, a public hearing was held on March 23, 1998, on such eight year review, and

WHEREAS, this Board has duly deliberated on whether the District should be continued, modified or terminated, now, therefore, be it

**RESOLVED:**

1. That this Board of Legislators determines that Agricultural District Number One shall continue as originally constituted prior to this eight year review subject to the termination and modification authority of the Commissioner of Agriculture and Markets.

2. That the Clerk of this Board is directed to send a certified copy of this resolution to the New York State Commissioner of Agriculture and Markets.

Moved by: Mrs. Myers  
Seconded by: Mr. Bennett

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

**RESOLUTION NO. 137-98**

**RESOLUTION CONTINUING AGRICULTURAL DISTRICT NUMBER TWO WITH MODIFICATIONS**

Offered by: Resource Management Committee

Pursuant to Agriculture & Markets Law § 303-a

WHEREAS, Agricultural District Number Two, being within the Towns of Caneadea, Granger and Hume, was created on May 14, 1973, and modified in 1989, and

WHEREAS, an eight year review of the District is required, and

WHEREAS, the thirty day notice of the eight year review of the District was given, and

WHEREAS, the reports of the County Planning Board and the Agricultural and Farmland Protection Board were received, and

WHEREAS, this Board, by Resolution No. 59-98, made "findings" for such eight year review, and

WHEREAS, a public hearing was held on March 23, 1998, on such eight year review, and

WHEREAS, this Board has duly deliberated on whether the District should be continued, modified or terminated, now, therefore, be it

**RESOLVED:**

1. That this Board of Legislators determines that Agricultural District Number Two as originally constituted prior to this eight year review be modified to remove approximately 54.39 acres of land: 47.4 acres of which are in the Town of Caneadea and are lands of Douglas and Darlene Preston (Tax Map #65-1-12.1); 1.38 acres of which are in the Town of Caneadea and are lands of Robert and Julie Harris (Tax Map #65-1-12.6), and 5.61 acres of which are in the Town of Caneadea and are lands of the State of New York (Tax Map #65-1-12.5). The foregoing shall constitute a modified district plan.

2. That the Clerk of the Board is directed to submit to the Commissioner of Agriculture and Markets any map and material necessary for the Commissioner to determine whether such modified district plan is eligible for districting.

3. That the Clerk of this Board is directed to send a certified copy of this resolution to the New York State Commissioner of Agriculture and Markets.

Moved by: Mrs. Myers  
Seconded by: Mr. Bennett

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

**RESOLUTION NO. 138-98**

**CREATING ONE POSITION OF REGISTERED NURSE AND ONE POSITION  
OF ACCOUNT CLERK TYPIST AND ABOLISHING ONE POSITION  
OF PUBLIC HEALTH NURSE IN HEALTH DEPARTMENT**

Offered by: Human Services Committee

**RESOLVED:**

1. That one position of Registered Nurse and one position of Account Clerk Typist are created and one position of Public Health Nurse is abolished in the Health Department.

2. This resolution shall take effect May 12, 1998.

Moved by: Mr. Truax  
Seconded by: Mr. Heineman

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

**RESOLUTION NO. 139-98**

**TRANSFER OF FUNDS FROM CONTINGENT ACCOUNT TO OTHER  
CORRECTION AGENCIES ACCOUNT**

Offered by: Public Safety and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$50,000 is transferred from Account No. A1990.4 to Account No. A3170.4 for housing inmates in other county jails.

Moved by: Mr. Bennett  
Seconded by: Mr. Nielsen

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

**RESOLUTION NO. 140-98**

**REQUESTING THE STATE LEGISLATURE TO ENACT LEGISLATION  
CREATING SOUTHERN TIER WEST REGIONAL COUNCIL**

Offered by: Planning and Development Committee



## RESOLUTION NO. 142-98

**RESOLUTION OF THE ALLEGANY COUNTY BOARD OF LEGISLATORS APPROVING  
THE ISSUANCE OF CERTAIN BONDS BY THE ALLEGANY COUNTY INDUSTRIAL  
DEVELOPMENT AGENCY IN RELATION TO HOUGHTON COLLEGE 1998  
FACILITY IN TOWN OF CANEADEA**

Offered by: Planning and Development Committee

**WHEREAS**, the Allegany County Board of Legislators (the "Allegany County Board of Legislators") has been advised by the Allegany County Industrial Development Agency (the "Issuer") that the Issuer proposes to issue, contingent upon the adoption of this resolution, its 1998 Civic Facility Revenue Bonds (Houghton College 1998 Facility) in an aggregate principal amount sufficient to pay the cost of acquiring, renovating, constructing and equipping the below described facility (the "Facility"), presently estimated to be approximately \$14,650,000, but not to exceed \$16,000,000 (the "Bonds"), and

**WHEREAS**, the Allegany County Board of Legislators has been further advised that the Facility shall consist of the (i) the demolition of three (3) existing buildings, (ii) the acquisition, construction and equipping of an approximately 55,000 square foot music facility, which will include an art gallery, recital hall, technology-related classrooms and faculty offices, (iii) the construction of an approximately 200 vehicle parking lot and related driveways, roadways and infrastructure, (iv) the construction, renovation and equipping of an all-weather 400 meter eight-lane running track surrounding a new field hockey field, the relocation of the current soccer field, construction of tennis courts, and the construction of related infrastructure, including drainage, irrigation, installation of lighting, temporary overflow parking, and other site improvements, (v) the renovation and equipping of the library, including renovations to make the library fully handicapped accessible, together with the construction and renovation of an at-grade entrance and the redesign, construction and renovation of the main entrance to the library, (vi) the refinancing of up to \$4,500,000 of outstanding indebtedness of the College, including, the Issuer's 1991 Civic Facility Revenue Bonds (Houghton College Civic Facility) in the outstanding aggregate principal amount of approximately \$1,200,000, which had been issued to finance the acquisition, construction and equipping of an approximately 49,000 square foot classroom and faculty office building and approximately \$2,800,000 of outstanding conventional indebtedness which had been incurred by the College to finance the acquisition, construction and equipping of four (4) dormitories located on the College's campus and known as South Hall Dormitory, Leonard Houghton Townhouses, Brookside Townhouses and Houghton Heights Townhouses, with all of the foregoing located at the College's campus at One Willard Avenue, Houghton, Town of Caneadea, New York 14744, to be used for the purposes of related College operations, and (vii) the refinancing of approximately \$380,000 of conventional indebtedness incurred by the College on behalf of the Houghton Academy, a duly organized and validly existing New York not-for-profit education corporation, and an organization described in Section 501(c)(3) of the Code which is exempt from federal income taxation pursuant to Section 501(a) of the Code (the "Houghton Academy") and which is a secondary boarding school related to the College, which indebtedness had been incurred to finance the costs of acquiring, constructing and equipping the Houghton Academy's auditorium and theater located at 9790 Thayer Street, Houghton, Town of Caneadea, New York which is also used by the College (collectively, the "Facility"), and

**WHEREAS**, the Allegany County Board of Legislators has been further advised that the Issuer proposes to lease or sell the Facility to Houghton College (the "College"), a duly organized and validly existing New York not-for-profit education corporation, and an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code") which is exempt from federal income taxation, and

**WHEREAS**, the Allegany County Board of Legislators has been further advised that on March 5, 1998, the Issuer completed its environmental review of the Facility in compliance with the State Environmental Quality Review Act, Article 8 of the Environmental Conservation Law of the State of New York (the "State"), and

**WHEREAS**, pursuant to Section 147(f) of the Code, interest on the Bonds will not qualify for exclusion from gross income for federal income purposes unless the issuance of the Bonds is approved by the Allegany County Board of Legislators after a public hearing to consider both the issuance of the Bonds and the nature and location of the Facility has been conducted following reasonable public notice, and

**WHEREAS**, the Allegany County Board of Legislators has been further advised that on May 4, 1998, the Issuer held such a public hearing upon proper notice in compliance with the Code, and

**WHEREAS**, to aid the Allegany County Board of Legislators in its deliberations, the Issuer has made available to each member of the Allegany County Board of Legislators prior to this meeting (a) the College's application to the Issuer; (b) minutes of the public hearing, and (c) the Issuer's Inducement Resolution with respect to the proposed issuance of the Bonds, now, therefore, be it

**RESOLVED:**

1. For the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for Federal income purposes pursuant to the provisions of Sections 103 and 141 through 150 of the Code, the Allegany County Board of Legislators, as the elected legislative body of Allegany County (the "County"), hereby approves the issuance by the Issuer of the Bonds, provided that the Bonds, the premium (if any) and interest thereon shall be special obligations of the Issuer and shall never be a debt of the State or any political subdivision thereof, including without limitation the County, and neither the State nor any political subdivision thereof, including without limitation the County, shall be liable thereon.

2. This resolution shall take effect immediately.

Moved by: Mr. Regan  
Seconded by: Mr. Truax

Adopted: Roll Call  
13 Ayes, 0 Noes, 1 Absent  
(Abstained: Nielsen)

**RESOLUTION NO. 143-98**

**RESOLUTION OF COUNTY OF ALLEGANY TO ENACT ONE-WEEK SALES  
AND USE TAX CLOTHING EXEMPTION**

Offered by: Ways and Means Committee

Be it enacted by the Allegany County Board of Legislators as follows:

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

Section Two. This resolution shall take effect immediately and shall apply to sales made and uses occurring during the period commencing September 1, 1998, and ending September 7, 1998, although made or occurring under a prior contract.

Moved by: Mr. Nielsen  
 Seconded by: Mr. Burdick

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

**RESOLUTION NO. 144-98**

**REFUND OF REAL PROPERTY TAXES FOR HERBERT L. AND  
 ETHEL WAGNER**

Offered by: Ways and Means Committee

Pursuant to Real Property Tax Law § 556

**WHEREAS**, an application, in duplicate, dated March 23, 1998, has been made by or for Herbert L. and Ethel Wagner of Angelica, New York, to this County's Director of Real Property Tax Service Agency for a refund of taxes, and

**WHEREAS**, such County Director has transmitted a written report of his investigation of the claimed "clerical error" set forth in the application and his written recommendation for action thereon by this Board, and

**WHEREAS**, this Board has examined the application and the report to determine whether the claimed "clerical error" exists, now, therefore, be it

**RESOLVED:**

1. That this Board of Legislators does determine that the claimed "clerical error" as alleged in application made by or for Herbert L. and Ethel Wagner under date of March 23, 1998, exists and that the application is approved.

2. That the County Treasurer is directed to refund to Herbert L. and Ethel Wagner, the total sum of \$417.45 and to make the following charges on his books:

Allegany County	\$261.79
Town of Allen	146.72
Allen Fire	8.94

Moved by: Mr. Nielsen  
 Seconded by: Mrs. Myers

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

**RESOLUTION NO. 145-98**

**APPROVAL OF APPORTIONMENT OF MORTGAGE TAX TO TAX DISTRICTS  
 AND AUTHORIZING WARRANT THEREFOR**

Offered by: Ways and Means Committee

Pursuant to Tax Law § 261 (3)

**RESOLVED:**

1. That the Semi-Annual Report for the period October 1, 1997, through March 31, 1998, relating to Mortgage Tax Receipts and Disbursements, and the proposed distribution of such mortgage tax receipts therein, is approved.

2. That the Clerk of this Board is authorized and directed to execute a warrant of this Board to the County Treasurer directing him to distribute to the several tax districts in the County their respective share of such mortgage tax.

Moved by: Mr. Nielsen  
Seconded by: Mr. Bennett

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

Following considerable discussion, Resolution Intro. No. 150-98 (Approval of Contract Between County of Allegany and Allegany County Society for Prevention of Cruelty to Animals; Transfer of Funds from Contingent Account to Treasurer Designated Account) was DEFEATED on a roll call vote of 4 Ayes, 10 Noes, 1 Absent. (Voting Yes: Graffrath, Lucas, Regan, Walchli)

Resolution Intro. No. 151-98 (Transfer of Funds from Contingent Account to County Attorney Contractual Expenses Account) was not prefiled and was considered from the floor on a motion by Legislator Bennett, seconded by Legislator Nielsen and carried.

**RESOLUTION NO. 146-98****TRANSFER OF FUNDS FROM CONTINGENT ACCOUNT TO COUNTY  
ATTORNEY CONTRACTUAL EXPENSES ACCOUNT**

Offered by: Ways and Means Committee

Pursuant to Resolution No. 77-98

**RESOLVED:**

1. That the sum of \$15,000 is transferred from Account No. A1990.4 to Account No. A1420.4 to cover the cost of outside counsel to assist in sustaining the County's positions regarding the Town of Angelica Solid Waste Management Disposal Facilities Law.

Moved by: Mr. Nielsen  
Seconded by: Mr. Bennett

Adopted: Roll Call  
13 Ayes, 1 No, 1 Absent  
(Voting No: Corkey)

**AUDITS:**

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

A motion was made by Legislator Nielsen, seconded by Legislator Truax and adopted on a roll call vote of 14 Ayes, 0 Noes, 1 Absent (Absent: Saylor), that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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May 26, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Sherman.

Roll Call: All present except Legislator Sylor.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk were copies of the board meeting minutes of April 13 and April 27, 1998 for their review.

**APPOINTMENTS:**

The Clerk announced that Chairman Walchli has reappointed John E. Margeson, Scio, N.Y. and Patrick Regan, Wellsville, N.Y., as members of the Southern Tier West Regional Planning & Development Board for a term of office commencing June 1, 1998 and expiring May 31, 2001, subject to confirmation by the Board of Legislators.

The Clerk announced that Chairman Walchli has appointed Carol Mead, Allentown, N.Y., as a member of the Allegany County Economic Development Zone Administrative Board, effective immediately, to serve at his pleasure.

**RESOLUTIONS:**

Resolution Intro. No. 152-98 (Approval of Board Chairman's Proposed Travel Restrictions in Allegany County in State of Emergency) was amended on a motion by Legislator Heineman, seconded by Legislator Graffrath and carried, by changing the first sentence in Section 4. to read as follows: "This is a state of emergency usually declared by the chief executive of a municipality".

**RESOLUTION NO. 147-98**

**APPROVAL OF BOARD CHAIRMAN'S PROPOSED TRAVEL RESTRICTIONS  
IN ALLEGANY COUNTY IN STATE OF EMERGENCY**

Offered by: Public Safety Committee

**WHEREAS,** the Chairman of the Allegany County Board of Legislators acts as the Chief Executive Officer in a state of emergency, and

**WHEREAS,** such Chairman has proposed certain "Travel Restrictions in Allegany County" in a state of emergency, now, therefore, be it

**RESOLVED:**

1. That the following "Travel Restrictions In Allegany County" as proposed by the Chairman of the Allegany County Board of Legislators as chief executive officer of Allegany County in a state of emergency are approved, to wit:

**TRAVEL RESTRICTIONS IN ALLEGANY COUNTY**

Note: Determination of the necessity to restrict travel will be made after consultation with as many agencies as relevant and practical under the circumstances. The determination will be made by the Chairman of the County Legislature if a county declaration is in order. Otherwise, the chief executive of the municipality involved will make the determination after consultation with the Allegany County Office of Emergency Services, if possible. The phone number is (716) 268-7658 and the office is in the County Office Building. (The number is answered after hours (County 911 Dispatch Center))

The following are the categories of restrictions:

1. **TRAVEL ADVISORY:** Means that caution is advised since hazardous driving conditions could be encountered.
2. **NO UNNECESSARY TRAVEL:** Means that hazardous driving conditions do exist and no unnecessary travel should take place. Matter of individual's judgment.
3. **ROADS CLOSED EXCEPT FOR ESSENTIAL TRAVEL:** This is a state of emergency declared by either the sheriff or the chief executive of a municipality. Very hazardous driving conditions exist and can threaten life and/or property. Limited to travel that is essential to protect or preserve life and/or property such as travel by:
  - a. Medical personnel
  - b. Fire, Law Enforcement and Emergency Services personnel
  - c. Government officers and personnel rendering services in connection with the emergency such as highway and road personnel
  - d. Any vehicle or person on their way to or from performing an immediately essential act associated with the preservation of life or property
4. **ROADS CLOSED EXCEPT FOR EMERGENCY TRAVEL:** This is a state of emergency usually declared by the chief executive of a municipality. Extremely hazardous driving conditions exist and are immediately threatening to life and/or property. Travel must be limited to travel that is an emergency to protect or preserve life and/or property and is limited to emergency vehicles or vehicles or persons on their way to or from performing an emergency act associated with the preservation of life or property.

All activities associated with a state of emergency should be coordinated through the Allegany County Office of Emergency Services.

Moved by: Mr. Bennett  
Seconded by: Mr. Truax

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

**RESOLUTION NO. 148-98**

**ACCEPTANCE OF CONDITIONAL MONETARY GIFTS FROM ALLEGANY COUNTY MADD CHAPTER AND ALLEGANY COUNTY DRUG TASK FORCE AND APPROPRIATION OF SAME TO STOP-DWI PROGRAM EQUIPMENT ACCOUNT**

Offered by: Resource Management and Ways and Means Committees

WHEREAS, a gift of \$600 has been offered by Allegany County MADD Chapter and a gift of \$500 has been offered by Allegany County Drug Task Force to the STOP-DWI Program to be used to offset the purchase of a datamaster to be housed in the Sheriff's Department, now, therefore, be it

**RESOLVED:**

1. That the conditional gifts of \$600 which has been offered by Allegany County Madd Chapter and of \$500 which has been offered by Allegany County Drug Task Force to the STOP-DWI Program, are accepted.

2. That such sum of \$1,100 is appropriated to Account No. A3141.2, with a like sum credited to Revenue Account No. A.08 2701 12R.

Moved by: Mrs. Myers  
Seconded by: Mr. Nielsen

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

**RESOLUTION NO. 149-98**

**APPROPRIATION OF NON-BUDGETED FEDERAL AND STATE GRANTS IN AID TO SOCIAL SERVICES (NON-PROGRAM): SOCIAL SERVICES ADMINISTRATION ACCOUNT, JOBS ACCOUNT AND SERVICES FOR RECIPIENTS ACCOUNT**

Offered by: Human Services and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$6,000 in non-budgeted State grant in aid is appropriated to Account No. A6010, with a like sum credited to Revenue Account No. A3610.

2. That the sum of \$95,700 in non-budgeted Federal grant in aid is appropriated to Account No. A6015.4, with a like sum credited to Revenue Account No. A4615.

3. That the sum of \$104,000 in non-budgeted State grant in aid is appropriated to Account No. A6070.4, with the sum of \$64,000 credited to Revenue Account No. A3670 and the sum of \$40,000 credited to Revenue Account No. A3610.

Moved by: Mr. Truax  
Seconded by: Mr. Nielsen

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

**RESOLUTION NO. 150-98**

**AUTHORIZED AGREEMENT BY THE COUNTY OF ALLEGANY TO MAINTAIN CERTAIN ROADS, BRIDGE AND CREEK CHANNEL WHICH ARE A PORTION OF THE COUNTY ROAD 10 OVER VANDERMARK CREEK BRIDGE REPLACEMENT PROJECT DESIGNATED AS NEW YORK PROJECT PIN 6752.36**

Offered by: Public Works Committee

**WHEREAS**, the New York State Department of Transportation has submitted to County of Allegany a proposed agreement by which the County of Allegany is to maintain 0.5154 centerline kilometers of roads (shown as parts numbered 1 and 2 on the Table of Maintenance) known as County Road 10 and Access Road, also BIN 3330530 shown as part numbered 4 and the Vandermark Creek channel shown as part numbered 3 and to be designated as a portion of New York Project No. 6752.36, and said proposed agreement also provides for the County of Allegany to request the Department of Transportation, to submit the aforementioned project with the recommendation that it be approved by the Administrator of the United States Federal Highway Administration, and that if such project is approved and constructed by the Department and the Administrator of the United States Federal Highway Administration, the County of Allegany will thereafter at its

own cost and expense maintain the previously described portion of this project in a manner satisfactory to the Department of Transportation and the Administrator of the United States Federal Highway Administration, or their authorized representatives, and make ample provision each year for such maintenance, now, therefore, be it

**RESOLVED:**

1. That the County of Allegany shall maintain such bridge, roads and creek channel and guarantee the maintenance of such bridge, roads and creek channel, when constructed and will pay the cost of such maintenance and will maintain the project in a manner satisfactory to the New York State Department of Transportation or its authorized representatives, and will make ample provisions each year for such maintenance except that New York State Department of Transportation shall, at its cost, erect and maintain all necessary or required traffic control devices and signs including, but not limited to, stop signs, yield signs, and advance warning devices and signs.

2. That the New York State Department of Transportation submit such project to the Administrator of the United States Federal Highway Administration and recommend to him the approval of the same for construction with funds apportioned to the State for construction of Highways and related projects under the provisions of Federal Highway Acts.

3. That this County act through the Chairman of the County Board of Legislators who is authorized) to act for this County Board of Legislators and make and enter into agreement with the State Department of Transportation, in manner and form and substance as herein stated and in accordance with the form of contract herein mentioned as having been submitted to this County Board of Legislators for action, and that this Board furnish two certified copies of this resolution authorizing the Chairman of this County Board of Legislators to execute the agreements on behalf of the County, such Chairman being fully authorized and directed to make and enter into agreements on behalf of the County of Allegany in the manner and form required by the Department of Transportation, or the Administrator of the United States Federal Highway Administration, and the Clerk of such Board to attest the signature of the Chairman and to attach the seal of the County Board of Legislators thereto.

4. That the Clerk of this Board is directed to transmit two (2) certified copies of the foregoing resolution to the State Department of Transportation.

Moved by: Mr. Burdick  
Seconded by: Mr. Graffrath

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

Resolution Intro. No. 156-98 (Authorizing Board Chairman to Execute and Cause the Submission of a Grant Application to Secure up to Thirty-Seven Thousand Dollars from the State Environmental Protection Fund for Seneca Oil Spring Park Rehabilitation and Improvement; Authorizing and Directing Department of Public Works to Provide up to Six Thousand Dollars In-Kind Services Provided Such Grant Application is Approved) was not prefiled and was considered from the floor on a motion by Legislator Myers, seconded by Legislator Bennett and carried.

## RESOLUTION NO. 151-98

AUTHORIZING BOARD CHAIRMAN TO EXECUTE AND CAUSE THE SUBMISSION OF A GRANT APPLICATION TO SECURE UP TO THIRTY-SEVEN THOUSAND DOLLARS FROM THE STATE ENVIRONMENTAL PROTECTION FUND FOR SENECA OIL SPRING PARK REHABILITATION AND IMPROVEMENT; AUTHORIZING AND DIRECTING DEPARTMENT OF PUBLIC WORKS TO PROVIDE UP TO SIX THOUSAND DOLLARS IN-KIND SERVICES PROVIDED SUCH GRANT APPLICATION IS APPROVED

Offered by: Resource Management and Ways and Means Committees

WHEREAS, the Seneca Oil Spring Park is an important historical site in Western New York, and

WHEREAS, the Seneca Oil Spring is the site where the first siting of oil in America, in 1627, was recorded, and

WHEREAS, the Seneca Oil Spring was retained by the Seneca Nation of Indians in the Pickering Treaty in 1794, and

WHEREAS, the Seneca Oil Spring Park is located in Town of Cuba, Allegany County, New York, and

WHEREAS, the Seneca Oil Spring Park is an important landmark and a tourist bus and tourism destination point, and

WHEREAS, the Seneca Oil Spring Park is visited by many Allegany County residents on a regular basis, and

WHEREAS, the Seneca Oil Spring Park is frequently visited by historians and Oil Producers, and

WHEREAS, the Seneca Oil Spring Park is maintained by Allegany County under the authority of a perpetual easement from the Seneca Nation of Indians of the State of New York, and

WHEREAS, the Seneca Oil Spring Park is in need of rehabilitation and improvement, and

WHEREAS, the funds from the Environmental Protection Fund may be obtained provided in-kind services are supplied by the County, now, therefore, be it

## RESOLVED:

1. That the Chairman of this Board of Legislators is authorized to execute and cause the submission of a grant application to the New York State Office of Parks, Recreation and Historic Preservation on or before June 3, 1998, to secure up to \$37,000 from the State Environmental Protection Fund for Seneca Oil Spring Park rehabilitation and improvement.

2. That if such grant is approved the Department of Public Works is authorized and directed to expend up to \$6,000 in labor and equipment for such rehabilitation and improvement.

3. That the Clerk of this Board of Legislators is directed to send certified copies of this resolution to Governor George Pataki, NYSOPRHP Commissioner Bernadette Castro, Senator Jess J. Present, Assemblywoman Patricia K. McGee and Seneca Nation of Indians.

Moved by: Mr. Dibble  
Seconded by: Mrs. Myers

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

**AUDITS:**

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

A motion was made by Legislator Nielsen, seconded by Legislator Truax and adopted on a roll call vote of 14 Ayes, 0 Noes, 1 Absent (Absent: Sylor), that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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June 8, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Sherman.

Roll Call: All present except Legislator Sylor.

**APPROVAL OF MINUTES:**

The board meeting minutes of April 13 and April 27, 1998 were approved on a motion by Legislator Nielsen, seconded by Legislator Bennett and carried.

**PRIVILEGE OF THE FLOOR:**

Legislator Bennett requested the privilege of the floor for Florence Fuller of the Allegany County Farm Bureau who gave a presentation on agriculture in Allegany County. Mrs. Fuller then introduced Becky Feuchter, the 1998 Allegany County Dairy Princess, who spoke briefly on the benefits of drinking milk.

Legislator Corkey requested the privilege of the floor for Mary Lou Luckey, Friends of Freedom, who spoke on taxes in Allegany County.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk was a copy of the Report of Intra-Fund Transfers approved by the County Administrator in the month of May, 1998.

2. Letters were received from Senator Jess Present and Member of Assembly Patricia McGee acknowledging receipt of Resolution No. 140-98 requesting the creation of Southern Tier West Regional Council and Resolution No. 141-98 supporting National Fish & Wildlife Museum in Allegany County.

3. An invitation was received from Pastor Lee Carlson to attend the dedication of the Belfast United Methodist Church Family Center on June 21, 1998.

4. An invitation was received from Steve Billarakis, Director of Operations, Wellsville Baseball Club, to attend the home opener in Wellsville on June 9, 1998.

**PROCLAMATION:**

Chairman Walchli proclaimed the month of June, 1998 as Dairy Month and June 8, 1998 as Agriculture Day, in Allegany County, and urged his fellow citizens to join him in paying tribute to all farmers involved in the production of the food and fiber we enjoy as well as providing the lifestyle that typifies the communities in Allegany County.

**RESOLUTIONS:****RESOLUTION NO. 152-98**

**AUTHORIZING PLANNING AND DEVELOPMENT COMMITTEE OF COUNTY BOARD  
OF LEGISLATORS TO ACT AS TOURIST PROMOTION AGENCY AND TO  
APPLY FOR STATE FUNDS FOR TOURISM PROMOTION PURPOSES**

Offered by: Planning and Development Committee

Pursuant to Article 5-A of the Economic Development Law

**RESOLVED:**

1. That the Planning and Development Committee of this County Board of Legislators is authorized to act as a tourist promotion agency and to apply for state funds up to \$100,000 for tourism promotion purposes.

2. That if the application for such funding is approved, such Committee shall submit the grant agreement to this Board for approval and appropriation prior to commencing any work.

3. That the Clerk of this Board is directed to send a certified copy of this resolution to the New York State Commissioner of Economic Development.

Moved by: Mr. Regan  
Seconded by: Mr. Graffrath

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

**RESOLUTION NO. 153-98**

**APPOINTMENT OF ONE MEMBER TO ALLEGANY COUNTY  
COMMUNITY SERVICES BOARD**

Offered by: Human Services Committee

**RESOLVED:**

1. That James L. Bliss, Ph. D., of Andover, New York, is appointed to the County Community Services Board with term of office commencing June 8, 1998, and expiring December 31, 1999.

Moved by: Mr. Truax  
Seconded by: Mr. Dibble

Adopted: Acclamation

**RESOLUTION NO. 154-98**

**TRANSFER OF FUNDS WITHIN MENTAL HEALTH-YOUTH ICM ACCOUNT**

Offered by: Human Services Committee

**RESOLVED:**

1. That the sum of \$410 is transferred from Account No. A4312.4 to Account No. A4312.2.

Moved by: Mr. Truax  
Seconded by: Mr. Dibble

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

**RESOLUTION NO. 155-98**

**APPROPRIATION OF NON-BUDGETED STATE GRANT IN AID TO SOCIAL SERVICES (NON-PROGRAM): SOCIAL SERVICES ADMINISTRATION ACCOUNT**

Offered by: Human Services and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$2,500 in non-budgeted State grant in aid is appropriated to Account No. A6010, with a like sum credited to Revenue Account No. A3610.

Moved by: Mr. Truax  
Seconded by: Mr. Nielsen

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

**RESOLUTION NO. 156-98**

**APPROVAL OF "LETTER OF APPROVAL" CONTRACT WITH STATE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES, IN RELATION TO THE CONTINUATION OF THE COUNTY'S INTENSIVE SUPERVISION PROGRAM; ORDERING AND DIRECTING THE COUNTY PROBATION DEPARTMENT TO PERFORM CONDITIONS OF SUCH "LETTER OF APPROVAL" CONTRACT**

Offered by: Public Safety Committee

**RESOLVED:**

1. That "Letter of Approval" contract dated April 2, 1998, covering the period January 1, 1998, to December 31, 1998, by and between the New York State Division of Probation and Correctional Alternatives and the County of Allegany, on behalf of the County's Department of Probation, in relation to the continuation of the County's Intensive Supervision Program, is approved; the Chairman of this Board being authorized to execute same.

2. That the County Probation Department is ordered and directed to perform all tasks set forth in the "Letter of Approval" contract that are within its jurisdiction to perform including, but not limited, to the keeping and submission of records and reports.

Moved by: Mr. Bennett  
Seconded by: Mr. Sherman

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

**AUDITS:**

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

A motion was made by Legislator Nielsen, seconded by Legislator Bennett and adopted on a roll call vote of 14 Ayes, 0 Noes, 1 Absent (Absent: Saylor), that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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June 22, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Truax.

Roll Call: All present except Legislator Corkey.

**PRIVILEGE OF THE FLOOR:**

Legislator Dibble requested the privilege of the floor for Larry Vossler, Allegany County Fair Board, who distributed the 1998 Fair Book and outlined some of the events that will be taking place at the County Fair this year.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk were copies of the board meeting minutes of May 11 and May 26, 1998 for their review.

2. A resolution was received from the Allegany County Pomona Grange asking for reconsideration of the SPCA'S request for financial assistance.

**APPOINTMENT:**

The Clerk announced that Chairman Walchli has appointed Frances Viggiani, Alfred, N.Y., as a member of the Allegany County Economic Development Zone Administrative Board, effective immediately, to serve at the pleasure of the Chairman of the Board.

**PROCLAMATION:**

Chairman Walchli proclaimed July 8 through July 11, 1998 as Allegany County Volunteer Firefighters Days, in recognition of the unselfish service of volunteer firefighters in Allegany County.

**INTRODUCTION OF LEGISLATION:**

Legislator Sylor introduced Local Law Intro. No. 1-98, Print No. 1, entitled "A Local Law Electing a Retirement Incentive Program as Authorized by Chapter 47, Laws of 1998 for the Eligible Employees of the County of Allegany", a copy of said local law having been placed on each legislator's desk.

**RESOLUTIONS:**

**RESOLUTION NO. 157-98**

**RESOLUTION SETTING DATE OF PUBLIC HEARING ON A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 47, LAWS OF 1998 FOR THE ELIGIBLE EMPLOYEES OF THE COUNTY OF ALLEGANY**

Offered by: Personnel Committee

Moved by: Mr. Heineman  
 Seconded by: Mr. Sherman

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

**RESOLUTION NO. 162-98**

**SUPPORTING NEGOTIATED RULE-MAKING FOR REVISION OF NYSDEC  
 OIL, GAS AND SOLUTION MINING REGULATIONS**

Offered by: Resource Management Committee

**WHEREAS**, the New York State Department of Environmental Conservation (NYSDEC) is in the process of revising the rules and regulations codified in 6 NYCRR Parts 550 through 559 relating to the development, production and utilization of the State's natural resources of oil and gas, and

**WHEREAS**, Governor Pataki's Executive Order No. 20 states that: "the development, proposal and adoption of rules in New York State are in need of careful examination in order to assure that they faithfully execute the laws of the State without unduly burdening the State's economy and imposing needless cost and requirements on the businesses, local government and citizens of this State", and

**WHEREAS**, the oil and gas industry is responsible for generating natural resources that have an annual value approaching \$50 million, pays local annual real property taxes approaching \$1.5 million, provides mineral rights income to landowners of almost \$6 million annually, and generates capital investment of almost \$10 million annually, and

**WHEREAS**, the oil and gas industry is a significant segment of the State's economy and an integral component of this County's economy, and

**WHEREAS**, the oil and gas industry provides direct and indirect employment to thousands of New Yorkers, many of whom are residents in New York's southern tier, and

**WHEREAS**, the NYSDEC would be aided immeasurably in the task of creating effective and efficient rules and regulations to implement the "Oil, Gas and Solution Mining Law" by engaging in a collaborative effort with the oil industry, and

**WHEREAS**, the NYSDEC would benefit from the industry's wealth of technical, practical and economic expertise, and

**WHEREAS**, one of the most effective mechanisms to facilitate such collaboration, and to bring to bear the viewpoints of other stakeholders, such as local residents and government officials, would to be a negotiated rule-making, and

**WHEREAS**, the aforementioned Executive Order No. 20 of Governor Pataki favorably endorses negotiated rule-making and articulates specific criterion by which to judge rule-making efforts, which should lead to fair and effective regulations which would further the administration of the State "Oil, Gas and Solution Mining Law," and

**WHEREAS**, the two trade associations which represent the bulk of oil and gas producers in this State, to wit: The New York State Oil Producers Association and the Independent Oil and Gas Association of New York State, have requested that a negotiated rule-making be convened so that the State may arrive at oil, gas and

solution mining regulations which are fair, effective, and protective of human health and the environment, now, therefore, be it

**RESOLVED:**

1. That the Allegany County Board of Legislators supports a negotiated rule-making to revise the NYSDEC Oil, Gas and Solution Mining Rules and Regulations.

2. That the Clerk of this Board is authorized and directed to forward certified copies of this resolution to Governor Pataki, State Senator Present, Members of the Assembly McGee, Reynolds and Johnson, Inter-County Association of Western New York and the New York State Association of Counties.

Moved by: Mrs. Myers  
Seconded by: Mr. Regan

Adopted: Acclamation

**RESOLUTION NO. 163-98**

**AUTHORIZED AGREEMENT BY THE COUNTY OF ALLEGANY TO MAINTAIN CERTAIN  
ROADS, BRIDGE AND CREEK CHANNEL WHICH ARE A PORTION OF THE  
COUNTY ROAD 10 OVER VANDERMARK CREEK BRIDGE REPLACEMENT  
PROJECT DESIGNATED AS NEW YORK PROJECT PIN 6752.36;  
REPEAL OF RESOLUTION NO. 150-98**

Offered by: Public Works Committee

WHEREAS, the New York State Department of Transportation has submitted to County of Allegany a proposed agreement by which the County of Allegany is to maintain 0.5154 centerline kilometers of roads (shown as parts numbered 1 and 2 on the Table of Maintenance) known as County Road 10 and Access Road, also BIN 3330530 shown as part numbered 4 and the Vandermark Creek channel shown as part numbered 3 and to be designated as a portion of New York Project No. 6752.36, and said proposed agreement also provides for the County of Allegany to request the Department of Transportation, to submit the aforementioned project with the recommendation that it be approved by the Administrator of the United States Federal Highway Administration, and that if such project is approved and constructed by the Department and the Administrator of the United States Federal Highway Administration, the County of Allegany will thereafter at its own cost and expense maintain the previously described portion of this project in a manner satisfactory to the Department of Transportation and the Administrator of the United States Federal Highway Administration, or their authorized representatives, and make ample provision each year for such maintenance, now, therefore, be it

**RESOLVED:**

1. That the County of Allegany shall maintain such bridge, roads and creek channel and guarantee the maintenance of such bridge, roads and creek channel, when constructed and will pay the cost of such maintenance and will maintain the project in a manner satisfactory to the New York State Department of Transportation or its authorized representatives, and will make ample provisions each year for such maintenance.

2. That the New York State Department of Transportation submit such project to the Administrator of the United States Federal Highway Administration and recommend to him the approval of the same for construction with funds apportioned to the State for construction of Highways and related projects under the provisions of Federal Highway Acts.

Chairman Walchli introduced Dick Cuykendall, General Manager, Wellsville Nitros, and presented Certificates of Recognition to members of the Nitros, Steve Deyo and Scott Sturkie who were outstanding participants in the Northeastern Collegiate Baseball League all-star game in Hornell, N.Y.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk were copies of the board meeting minutes of June 8 and June 22, 1998 for their review.

2. Also placed on each legislator's desk was a copy of the Report of Intrafund Transfers approved by the County Administrator in the month of June, 1998.

3. A notice was received of the next Inter-County Association meeting to be hosted by Monroe County on July 16, 1998 in Rochester, N.Y.

4. A letter was received from Patricia K. McGee, Member of Assembly, expressing appreciation for Get Well wishes received during her recent illness.

5. An order was received from the Public Service Commission granting Certificate of Public Convenience and Necessity regarding Notice of Intention of National Fuel Gas to transfer or lease a portion of its franchise in the Town of Alma to the Alma Gas Company, Inc.

**APPOINTMENT:**

The Clerk announced that Chairman Walchli has appointed Frederick Marks, Hornell, N.Y., as the Utilities representative member of the Allegany County Development Advisory Board, effective July 13, 1998, to serve at the pleasure of the Chairman, subject to confirmation by the Board of Legislators.

**RESOLUTIONS:**

**RESOLUTION NO. 165-98**

**ADOPTION OF LOCAL LAW INTRO. NO. 1, PRINT NO. 1, ELECTING A  
RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 47,  
LAWS OF 1998 FOR THE ELIGIBLE EMPLOYEES OF THE  
COUNTY OF ALLEGANY**

Offered by: Personnel Committee

**RESOLVED:**

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

**COUNTY OF ALLEGANY**

Intro. No. 1-98

Print No. 1

**A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS  
AUTHORIZED BY CHAPTER 47, LAWS OF 1998 FOR THE ELIGIBLE  
EMPLOYEES OF THE COUNTY OF ALLEGANY**

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

Section 1. The County of Allegany hereby elects to provide all of its eligible employees with a retirement incentive program authorized by Chapter 47, Laws of 1998.

Section 2. The commencement date of the retirement incentive program shall be the third day of October, 1998.

Section 3. The open period during which eligible employees may retire and receive the additional retirement benefit, shall be ninety days in length.

Section 4. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this local law shall be paid in five annual installments. The amount of the annual payment shall be determined by the Actuary of the New York State and Local Employees' Retirement System, and it shall be paid by the County of Allegany for each employee who receives the retirement benefits payable under this local law.

Section 5. This local law shall take effect on the 14th day of July, 1998.

Moved by: Mr. Sylor  
Seconded by: Mr. Burdick

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 166-98**

**APPROVAL OF BOARD CHAIRMAN'S REAPPOINTMENT OF TWO MEMBERS TO SOUTHERN TIER WEST REGIONAL PLANNING AND DEVELOPMENT BOARD**

Offered by: Planning and Development Committee

Pursuant to Resolution No. 35-68, as amended by Resolution No. 93-75

**RESOLVED:**

1. That the reappointment by the Chairman of this Board of Patrick Regan and John E. Margeson as members of the Southern Tier West Regional Planning and Development Board, with term of office commencing June 1, 1998, and expiring May 31, 2001, are approved.

Moved by: Mr. Regan  
Seconded by: Mrs. Myers

Adopted: Acclamation

Prior to consideration of Resolution Intro. No. 173-98 (Reappointment of Commissioner of Social Services), Legislator Lucas requested that the County Administrator make recommendations on appointments or reappointments in the future. Chairman Walchli referred this matter to the Ways and Means Committee for further consideration.

**RESOLUTION NO. 167-98**

**REAPPOINTMENT OF COMMISSIONER OF SOCIAL SERVICES**

Offered by: Human Services Committee

Pursuant to Social Services Law § § 65 and 116

**RESOLVED:**

1. That Joan D. Sinclair, is reappointed County Commissioner of Social Services for a term of five years commencing July 25, 1998, and expiring July 24, 2003.

Moved by: Mr. Truax  
Seconded by: Mrs. Myers

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

Prior to consideration of Resolution Intro. No. 174-98 (Resolution Protesting the Continued Unfunded Mandates Being Placed upon Counties by the State of New York, and in Particular, the New Format for Tax Bills Required by Real Property Tax Law Section 922 (1) (a)) Legislator Lucas requested that the Ways and Means Committee investigate what can be included with tax bills when they are sent to taxpayers. Chairman Walchli referred this matter to the Ways and Means Committee.

**RESOLUTION NO. 168-98**

**RESOLUTION PROTESTING THE CONTINUED UNFUNDED MANDATES BEING PLACED UPON COUNTIES BY THE STATE OF NEW YORK, AND IN PARTICULAR, THE NEW FORMAT FOR TAX BILLS REQUIRED BY REAL PROPERTY TAX LAW SECTION 922 (1) (a)**

Offered by: Ways and Means Committee

**RESOLVED:**

1. That the Allegany County Board of Legislators does protest the continued unfunded mandates that are being placed upon counties by the State of New York, and in particular, the new format for tax bills required by Real Property Tax Law Section 922 (1) (a).

Moved by: Mr. Nielsen  
Seconded by: Mrs. Myers

Adopted: Acclamation

**RESOLUTION NO. 169-98**

**REFUND OF REAL PROPERTY TAXES FOR MERTON PRESTON**

Offered by: Ways and Means Committee

Pursuant to Real Property Tax Law §556

**WHEREAS**, applications, in duplicate, dated May 11, 1998, has been made by or for Merton Preston of Andover, New York, to this County's Director of Real Property Tax Service Agency for a refund of taxes, and

**WHEREAS**, such County Director has transmitted a written report of his investigation of the claimed "clerical error" set forth in the application and his written recommendation for action thereon by this Board, and

**WHEREAS**, this Board has examined the application and the report to determine whether the claimed "clerical error" exists, now, therefore, be it

**RESOLVED:**

1. That this Board of Legislators does determine that the claimed "clerical error" as alleged in applications made by or for Merton Preston under date of May 11, 1998, exists and that the applications are approved.

2. That the County Treasurer is directed to refund to Merton Preston, the total sum of \$16.15 and to make the following charges on his books:

	1998	1997	1996
Allegany County	3.32	3.25	2.75
Town of Andover	1.97	2.04	2.05
Andover Fire	.26	.26	.25

Moved by: Mr. Nielsen  
 Seconded by: Mr. Graffrath

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 170-98**

**TRANSFER OF FUNDS FROM CONTINGENT ACCOUNT TO  
 ASSESSMENTS EQUIPMENT ACCOUNT**

Offered by: Ways and Means Committee

**RESOLVED:**

1. That the sum of \$26,844 is transferred from Account No. A1990.4 to Account No. A1355.2, for the purchase of two IBM InfoPrint 20 Laser printers and Pitney Bowes 5 series table top inserting system.

Moved by: Mr. Nielsen  
 Seconded by: Mr. Bennett

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 171-98**

**APPROPRIATION OF NON-BUDGETED STATE GRANTS IN AID TO HEALTH:  
 PUBLIC HEALTH: HEALTHY HEART, COUNTY HEALTH DEPARTMENT,  
 HEALTH DEPARTMENT - IHAP AND PUBLIC  
 HEALTH - LEAD ACCOUNTS**

Offered by: Human Services and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$22,454 in non-budgeted State grant in aid is appropriated as follows: the sum of \$16,615 to Account No. A4083 and the sum of \$5,839 to Account No. A4010, with a total sum of \$22,454 credited to Revenue Account No. A10.3474.01.

2. That the sum of \$5,134 in non-budgeted State grant in aid is appropriated to Account No. A4052, with a like sum credited to Revenue Account No. A10.3401.02.

3. That the sum of \$2,652 in non-budgeted State grant in aid is appropriated to Account No. A4037, with a like sum credited to Revenue Account No. A10.3437.00.

Moved by: Mr. Truax  
 Seconded by: Mr. Dibble

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 172-98**

**TRANSFER OF FUNDS FROM ECONOMIC DEVELOPMENT ACCOUNT  
 TO MICRO ENTERPRISE GRANT ACCOUNT**

Offered by: Planning and Development and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$1,356 is transferred from Account No. A6430.1 to Account No. CDME 8686.4.

Moved by: Mr. Regan  
Seconded by: Mr. Nielsen

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 173-98**

**TRANSFER OF FUNDS FROM FEDERAL AID HUD-EDUCATION ACCOUNT  
TO MICRO-ENTERPRISE GRANT ACCOUNT**

Offered by: Planning and Development and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$62,679 is transferred from Revenue Account No. CDME4289.0 to Account No. CDME 8686.4.

Moved by: Mr. Regan  
Seconded by: Mr. Saylor

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 174-98**

**APPROPRIATION OF NON-BUDGETED FEDERAL GRANTS IN AID  
TO JTPA ACCOUNTS**

Offered by: Planning and Development and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$52,000 in non-budgeted Federal grants in aid is appropriated as follows: \$4,000 to Account No. CD6290.1; \$2,000 to Account No. CD6290.4; \$32,000 to Account No. CD6291.1; \$5,000 to Account No. CD6291.4; \$3,000 to Account No. CD6291.8; and, \$6,000 to Account No. CD6292.4, with the sum of \$7,500 credited to Revenue Account No. CD2801.17; \$6,000 credited to Revenue Account No. 4701.01, \$32,500 to Revenue Account No. 4701.02 and \$6,000 credited to Revenue Account No. 4701.03.

Moved by: Mr. Regan  
Seconded by: Mr. Graffrath

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 175-98**

**APPROVAL OF SERVICE PROVIDER AGREEMENTS FOR EDUCATION  
OF CHILDREN WITH DISABILITIES**

Offered by: Human Services Committee

**RESOLVED:**

1. That each Agreement titled "Agreement Education of Children With Disabilities" with The Learning Center, Inc., Livingston-Wyoming ARC - Children's Services, Cattaraugus-Allegany Board of Cooperative Educational Services, and Pathways, Inc., for the period July 1, 1998, to June 30, 1999, is approved; the Chairman of this Board being authorized to execute all such Agreements.

Moved by: Mr. Truax  
Seconded by: Mr. Reynolds

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

Resolution Intro. No. 170-98 (Supporting Southern Tier West Regional Planning and Development Board Application to Appalachian Regional Commission for Geographic Information System) was automatically removed from the table.

**RESOLUTION NO. 176-98**

**SUPPORTING SOUTHERN TIER WEST REGIONAL PLANNING AND DEVELOPMENT BOARD APPLICATION TO APPALACHIAN REGIONAL COMMISSION FOR GEOGRAPHIC INFORMATION SYSTEM**

Offered by: Planning and Development Committee

Pursuant to Section 153 of the County Law

**WHEREAS**, the Southern Tier West Regional Planning and Development Board is planning to submit a grant application for \$75,000 to the Appalachian Regional Commission for development of a comprehensive geographic information system (GIS) to be used on a web page as a marketing tool for the Southern Tier West Region, and

**WHEREAS**, in the first year of the project, data collection and conversion will take place and would then be assembled into a comprehensive geographic information system for the region, and

**WHEREAS**, the counties will be expected to provide a digital parcel map, attribute data bases, consulting services and any other data that would prove helpful to the process, and

**WHEREAS**, the estimated value of the in-kind services for each county is \$20,000, and

**WHEREAS**, the layers of the GIS to be developed under this project are in addition to those currently being developed by the respective counties, now, therefore, be it

**RESOLVED:**

1. That the Allegany County Board of Legislators supports the above-described geographic information system project proposed by the Southern Tier West Regional Planning and Development Board.

2. That the Clerk of this Board is directed to forward certified copies of this resolution to the Clerks of the Cattaraugus and Chautauqua County Legislatures and the Southern Tier West Regional Planning and Development Board.

Moved by: Mr. Regan  
Seconded by: Mrs. Myers

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**AUDITS:**

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

A motion was made by Legislator Truax, seconded by Legislator Nielsen and adopted on a roll call vote of 15 Ayes, 0 Noes, 0 Absent, that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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July 27, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Corkey.

Roll Call: All present except Legislator Sylor.

**APPROVAL OF MINUTES:**

A motion was made by Legislator Burdick, seconded by Legislator Nielsen and carried, to approve the board meeting minutes of June 8 and June 22, 1998.

**PRIVILEGE OF THE FLOOR:**

Representatives of the Allegany County Public Libraries, Cynthia Dutton, from the Cuba Library; and Renee Brown, from the Belmont Library, were granted the privilege of the floor. The Allegany County Public Libraries are requesting a 1999 budget appropriation to fund the charges they have been assessed by the Southern Tier Library System to cover increasing telecommunication costs. Chairman Walchli referred this request to the Ways and Means Committee.

Legislator Dibble requested the privilege of the floor for Sandra F. Brennan, Natural Resources Supervisor, Region 8, NYSDEC; Wayne Cooper, Sr. Forester, Region 9, NYSDEC; and Jim Rich, Administrator, Allegany State Park. All legislators were personally invited and encouraged to participate in the development of a unit management plan for the Genesee Valley Greenway.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. A letter was received from Donald R. Davidsen, Commissioner, Department of Agriculture and Markets regarding Resolution No. 85-98 in support of New York State's participation in the Northeast Dairy Compact.

2. Noted received and placed on file in the Clerk's office was the Cornell Cooperative Extension statement of financial position for the period ending June 30, 1998.

**RESOLUTIONS:**

**RESOLUTION NO. 177-98**

**A RESOLUTION IN RELATION TO THE RECONSTRUCTION OF THREE CULVERTS ON ALFRED VILLAGE SOUTH MAIN STREET WHICH CONNECTS COUNTY ROAD 12 AND STATE HIGHWAY 244; PROVIDING FUNDS THEREFOR; REPEALING RESOLUTIONS NO. 125, 126 and 127 OF 1998**

Offered by: Public Works and Ways and Means Committees

Pursuant to Highway Law § 131-k

**WHEREAS**, the County Public Works Department has submitted a report to this Board stating its reasons why three culverts on South Main Street in the Village of Alfred should be reconstructed, and

WHEREAS, the County Public Works Department has submitted plans, maps and specifications for the replacement of such culverts and estimated the project cost at \$286,875, now, therefore, be it

**RESOLVED:**

1. That this Board of Legislators does determine that it considers the three culverts in the Village of Alfred on South Main Street to be of sufficient importance to be reconstructed due to the fact that South Main Street connects County Road 12 and State Highway 244 and serves as a vital thoroughfare for access to Alfred University and Alfred State College from the Wellsville area.

2. That the plans, maps and specifications prepared by the County Public Works Department are approved and the County Public Works Department is directed to replace such culverts in accordance with such plans, maps and specifications.

3. That the entire cost of such reconstruction which shall not exceed \$286,875, shall be obtained from Capital Project Fund Accounts H5239, H5240 and H5241.

4. That each of the foregoing Capital Fund Accounts and each of three Revenue Accounts i. e., H03.2300.5239, H03.2300.5240, and H03.2300.5241, are reduced by \$16,875.

5. That Resolutions 125-98, 126-98 and 127-98 are **REPEALED**.

Moved By: Mr. Burdick  
Seconded by: Mr. Heineman

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

**RESOLUTION NO. 178-98**

**APPROVAL OF AGREEMENT WITH STATE OF NEW YORK FOR GRANT FUNDS FOR ROAD MACHINERY EQUIPMENT; APPROPRIATION OF STATE GRANT IN AID TO COUNTY ROAD MACHINERY EQUIPMENT ACCOUNT**

Offered by: Ways and Means Committee

**RESOLVED:**

1. That Agreement with the State of New York, in relation to State funds of \$25,000 for a 1974 "Caterpillar" Road Grader, is approved.

2. That the sum of \$25,000 in State grant in aid in relation to the above is appropriated to Account No. DM 5130.204.

Moved: Mr. Nielsen  
Seconded: Mr. Burdick

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

Resolution Intro. No. 184-98 (Designating the Cuba Patriot & Free Press as Substitute Official Newspaper for the Week of July 26, 1998, and the Wellsville Daily Reporter as Sole Official Newspaper for the Week of August 2, 1998) was not prefiled and was considered from the floor on a motion by Legislator Nielsen, seconded by Legislator Bennett and carried.

Chairman Walchli was granted permission to abstain from voting on Resolution Intro. No. 184-98, on a motion by Legislator Bennett, seconded by Legislator Nielsen and carried.

## RESOLUTION NO. 179-98

**DESIGNATING THE CUBA PATRIOT & FREE PRESS AS SUBSTITUTE  
OFFICIAL NEWSPAPER FOR THE WEEK OF JULY 26, 1998,  
AND THE WELLSVILLE DAILY REPORTER AS SOLE  
OFFICIAL NEWSPAPER FOR THE WEEK  
OF AUGUST 2, 1998**

Offered by: Ways and Means Committee

**WHEREAS,** the Clerk of this Board was informed that The Alfred Sun, one of the official newspapers, will not be published during the weeks of July 26, 1998 and August 2, 1998, and

**WHEREAS,** the Cuba Patriot & Free Press, if selected as a substitute newspaper, will not be published during the week of August 2, 1998, now, therefore, be it

**RESOLVED:**

1. Notwithstanding the provisions of Section 1 of Resolution No. 269-97, the newspaper The Cuba Patriot & Free Press is designated as a substitute official newspaper for The Alfred Sun to publish local laws, notices and other matters required by law to be published during the week of July 26, 1998, and the newspaper The Wellsville Daily Reporter is designated as the sole official newspaper to publish local laws, notices and other matters required by law to be published during the week of August 2, 1998.

Moved: Mr. Nielsen  
Seconded: Mr. Bennett

Adopted: Roll Call  
13 Ayes, 0 Noes, 1 Absent  
(Abstained: Walchli)

Resolution Intro. No. 185-98 (Requesting the Governor of New York State to Call a Special Session of the Assembly to Vote on Assembly Bill A 10907 Northeast Dairy Compact) was not prefiled and was considered from the floor on a motion by Legislator Myers, seconded by Legislator Dibble and carried.

Resolution Intro. No. 185-98 was amended on a motion by Legislator Myers, seconded by Legislator Bennett and carried, by adding "2. That a certified copy of this resolution be forwarded to the Hon. Sheldon Silver, Speaker of the New York State Assembly".

## RESOLUTION NO. 180-98

**REQUESTING THE GOVERNOR OF NEW YORK STATE TO CALL A  
SPECIAL SESSION OF THE ASSEMBLY TO VOTE ON  
ASSEMBLY BILL A 10907 NORTHEAST  
DAIRY COMPACT**

Offered by: Resource Management Committee

**WHEREAS,** the purpose of this compact is to recognize by Constitutional prerequisite the interstate character of the Northeast Dairy Industry and to form an interstate commission for the northeast region, and

**WHEREAS,** the dairy industry is the paramount agricultural activity of the northeast with dairy farms and associated suppliers, marketers, processors and retailers an integral component of the region's economy, and

**WHEREAS**, the loss of farm income yields a multiplied impact on the surrounding cities, towns and villages in the form of lost revenue in the form of property taxes, school taxes, sales taxes, and increased welfare costs, and

**WHEREAS**, it is necessary to assure the continued viability of dairy farming in the northeast and to assure consumers of an adequate local supply of pure and wholesome milk, and

**WHEREAS**, dramatic price fluctuations, with a pronounced downward trend, threaten the viability and stability of the northeast dairy region where New York State has already suffered the loss of 32% of its dairy farms, and

**WHEREAS**, existing dairy compacts have demonstrated that the cost to consumers impacted by dairy compact legislation averages a minuscule .04 cents per gallon and public opinion polls have found a 2 to 1 margin of voters in favor of supporting the dairy industry with a willingness to pay more for the product, and

**WHEREAS**, the bill has been passed by the New York State Senate, but was not voted on by the Assembly in the most recent legislative session which ended last month, now, therefore, be it

**RESOLVED:**

1. That this Board of Legislators calls on Governor George Pataki to call a Special Session of the Assembly to vote on Assembly Bill A10907, to create the Northeast Dairy Compact.

2. That a certified copy of this resolution be forwarded to the Hon. Sheldon Silver, Speaker of the New York State Assembly.

Moved: Ms. Myers

Adopted: Roll Call

Seconded: Mr. Bennett

14 Ayes, 0 Noes, 1 Absent

Resolution Intro. No. 186-98 (Approving the Issuance of Certain Bonds by the Allegany County Industrial Development Agency in Relation to Alfred University 1998 Facility in Town of Alfred) was not prefiled and was considered from the floor on a motion by Legislator Regan, seconded by Legislator Truax and carried.

Legislator Heineman was granted permission to abstain from voting on Resolution Intro. No. 186-98, on a motion by Legislator Bennett, seconded by Legislator Reynolds and carried.

**RESOLUTION NO. 181-98**

**APPROVING THE ISSUANCE OF CERTAIN BONDS BY THE ALLEGANY COUNTY INDUSTRIAL DEVELOPMENT AGENCY IN RELATION TO ALFRED UNIVERSITY 1998 FACILITY IN TOWN OF ALFRED**

Offered by: Planning and Development Committee

**WHEREAS**, the Allegany County Board of Legislators (the "Allegany County Board of Legislators") has been advised by the Allegany County Industrial Development Agency (the "Issuer") that the Issuer proposes to issue, contingent upon the adoption of this resolution, its 1998 Civic Facility Revenue Bonds (Alfred University Civic Facility) in an aggregate principal amount sufficient to pay the cost of renovating, installing and equipping the below described facility (the "Facility"), presently estimated to be approximately \$22,000,000, but not to exceed \$30,000,000 (the "Bonds"), and

WHEREAS, the Allegany County Board of Legislators has been further advised that the Facility shall consist of (i) the refunding the Issuer's Outstanding 1991 Civic Facility Revenue Bonds (Alfred University Civic Facility) originally issued in the original aggregate principal amount of \$17,350,000 and the outstanding New York Series B Bonds issued by the Dormitory Authority of the State of New York in 1975 in the original aggregate amount of \$1,840,000 (collectively, the "Outstanding Obligations"), and (ii) the financing of costs of the renovation and equipping of wiring of the University's entire campus with fiber optic cable and certain interior building wiring to support communications and computer networking throughout existing residence and academic buildings, as well as the installation and equipping of new windows, roofs, turfs, boilers and improvements to said existing buildings, all located on the University's campus, Saxon Drive, Alfred, Allegany County, New York for the purposes of providing students with advanced technology and academic living facilities which are conducive to a positive learning environment (the "Facility"), and

WHEREAS, the Allegany County Board of Legislators has been further advised that the Issuer proposes to lease the Facility to Alfred University (the "University"), a duly organized and validly existing New York not-for-profit education corporation, and an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code") which is exempt from federal income taxation, pursuant to Section 501 (a) of the Code, and

WHEREAS, the Allegany County Board of Legislators has been further advised that on June 30, 1998, the Issuer completed its environmental review of the Facility in compliance with the State Environmental Quality Review Act, Article 8 of the Environmental Conservation Law of the State of New York (the "State"), and

WHEREAS, pursuant to Section 147(f) of the Code, interest on the Bonds will not qualify for exclusion from gross income for federal income purposes unless the issuance of the Bonds is approved by the Allegany County Board of Legislators after a public hearing to consider both the issuance of the Bonds and the nature and location of the Facility has been conducted following reasonable public notice, and

WHEREAS, the Allegany County Board of Legislators has been further advised that on July 17, 1998, the Issuer held such a public hearing upon proper notice in compliance with the Code, and

WHEREAS, to aid the Allegany County Board of Legislators in its deliberations, the Issuer has made available to each member of the Allegany County Board of Legislators prior to this meeting (a) the University's application to the Issuer; (b) minutes of the public hearing, and (c) the Issuer's Inducement Resolution with respect to the proposed issuance of the Bonds, now, therefore, be it

**RESOLVED:**

1. For the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for Federal income purposes pursuant to the provisions of Sections 103 and 141 through 150 of the Code, the Allegany County Board of Legislators, as the elected legislative body of Allegany County (the "County"), hereby approves the issuance by the Issuer of the Bonds, provided that the Bonds, the premium (if any) and the interest thereon shall be special obligations of the Issuer and shall never be a debt of the State or any political subdivision thereof, including without limitation the

County, and neither the State nor any political subdivision thereof, including without limitation the County, shall be liable thereon.

2. This resolution shall take effect immediately.

Moved: Mr. Regan  
Seconded: Mr. Reynolds

Adopted: Roll Call  
13 Ayes, 0 Noes, 1 Absent  
(Abstained: Heineman)

#### AUDITS:

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

A motion was made by Legislator Nielsen, seconded by Legislator Bennett and adopted on a roll call vote of 14 Ayes, 0 Noes, 1 Absent (Absent: Sylor), that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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August 10, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The Invocation was given by Legislator Sherman.

Roll Call: All present except Legislator Graffrath.

#### PRIVILEGE OF THE FLOOR:

Legislator Regan requested privilege of the floor for Murau Singh and Richard Golas of Dresser-Rand, who gave a presentation on the activities and goals of the Allegany County Economic Development Task Force. A copy of the presentation is on file in the Clerk's office.

Legislator Regan requested privilege of the floor for Judy Hopkins of the Office of Employment & Training. Ms. Hopkins described the Summer Youth Employment Program. The goal of SYEP is to help participants improve academically and stay in school, while gaining valuable work experience and skills needed in the modern labor market. Ms. Hopkins introduced several participants of the program, who demonstrated projects that they have accomplished during this summer's program.

#### ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:

1. Placed on each legislator's desk was a copy of the 1999 Budget for the Allegany County Mutual Self-Insurance Plan together with the Apportionment of Costs of that budget to the County, Towns and Villages. A motion was made by Legislator Sylor, seconded by Legislator Truax and carried, to record the 1999 Mutual Self-Insurance Plan Budget and Apportionment of Costs in the 1998 Journal of Proceedings.

2. Also placed on each legislator's desk was a copy of the Report of Intrafund Transfers approved by the County Administrator in the month of July, 1998.

3. A notice was received of the next Inter-County Association meeting to be hosted by Cattaraugus County on August 20, 1998, in Olean, N.Y.

4. Letters were received from Senator Jess J. Present, acknowledging receipt of Resolution No. 162-98 regarding DEC regulations regarding oil, gas and solution mining in New York, and Resolution No. 163-98 opposing New York State's practice of imposing unfunded mandates upon its municipalities.

5. It was noted that the Employment and Training Workforce Development dinner would be held at Moonwinks, Cuba, N.Y., on August 18, 1998.

**RESOLUTIONS:**

**RESOLUTION NO. 182-98**

**REAPPOINTMENT OF TWO MEMBERS TO COUNTY BOARD OF HEALTH**

Offered by: Human Services Committee

Pursuant to Public Health Law §§ 343 and 344

**RESOLVED:**

1. That Ronald B. Truax and David Graham, M. D. are reappointed to the County Board of Health with term of office for each commencing August 10, 1998, and expiring July 7, 2004.

Moved by: Mr. Truax  
Seconded by: Mr. Dibble

Adopted: Acclamation

**RESOLUTION NO. 183-98**

**REAPPOINTMENT OF CARL PETERSON AS DIRECTOR OF EMPLOYMENT AND TRAINING**

Offered by: Planning and Development Committee

Pursuant to Local Law No. 4 of 1992

**RESOLVED:**

1. That Carl Peterson is reappointed Director of Employment and Training for a term of three years commencing August 25, 1998, and expiring August 24, 2001.

Moved by: Mr. Regan  
Seconded by: Mr. Saylor

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

**RESOLUTION NO. 184-98**

**RESOLUTION IN SUPPORT OF PLACING ALLEGANY COUNTY BACK ON SENIOR HOUSING LIST FOR FUNDING AT FEDERAL LEVEL**

Offered by: Human Services Committee

WHEREAS, the Office For the Aging has conducted a survey of individuals living in the northern part of Allegany County asking for their thoughts on Senior Housing, and

WHEREAS, there were 166 positive responses, and

WHEREAS, Allegany County should be placed back on the Senior Housing List for funding at the Federal level, now, therefore, be it

**RESOLVED:**

1. That the Allegany County Board of Legislators does support the placement of Allegany County on the Federal Senior Housing List for funding.

2. That a certified copy of this resolution be forwarded to the Hon. Amory Houghton and other representatives.

Moved by: Mr. Truax  
Seconded by: Mr. Dibble

Adopted: Acclamation

**RESOLUTION NO. 185-98**

**AMENDMENT OF COUNTY UNIT SALARY PLAN TO ADD TITLE OF SENIOR  
REAL PROPERTY TAX SERVICE AIDE AND EARLY INTERVENTION  
SERVICES COORDINATOR**

Offered by: Personnel Committee

**RESOLVED:**

1. That Section 3 of Resolution No. 1-69, as last amended by Resolution No. 159-98, is amended by adding the title of Senior Real Property Tax Service Aide to Grade 13 and by adding the title of Early Intervention Services Coordinator to Grade 16.

2. This resolution shall take effect August 11, 1998.

Moved by: Mr. Saylor  
Seconded by: Mr. Burdick

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

Resolution Intro. No. 191-98 (Creating One Position of Early Intervention Services Coordinator in Health Department) was amended on a motion by Legislator Truax, seconded by Legislator Dibble and carried, by adding the following minimum qualifications required:

- a. Possession of a Bachelor's degree from a regionally accredited or New York registered college or university in a health or human services field as approved by the State Department of Health, or;
- b. An equivalent combination of training and service coordination experience as approved by the State Department of Health.

**RESOLUTION NO. 186-98**

**CREATING ONE POSITION OF EARLY INTERVENTION SERVICES  
COORDINATOR IN HEALTH DEPARTMENT**

Offered by: Human Services Committee

**RESOLVED:**

1. That one position of Early Intervention Services Coordinator is created in the Health Department with the following minimum qualifications required:

a. Possession of a Bachelor's degree from a regionally accredited or New York registered college or university in a health or human services field as approved by the State Department of Health, or;

b. An equivalent combination of training and service coordination experience as approved by the State Department of Health.

2. This resolution shall take effect August 11, 1998.

Moved by: Mr. Truax  
Seconded by: Mrs. Myers

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

**RESOLUTION NO. 187-98**

**CREATING ONE POSITION OF EMPLOYMENT & TRAINING COUNSELOR AND  
ONE POSITION OF EMPLOYMENT & TRAINING ASSISTANT IN COUNTY  
EMPLOYMENT AND TRAINING OFFICE**

Offered by: Planning and Development Committee

**RESOLVED:**

1. That one position of Employment & Training Counselor and one position of Employment & Training Assistant are created in the County Employment and Training Office.

2. This resolution shall take effect August 11, 1998.

Moved by: Mr. Regan  
Seconded by: Mr. Reynolds

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

**RESOLUTION NO. 188-98**

**TRANSFER OF FUNDS FROM CONTINGENT ACCOUNT TO COUNTY  
ADMINISTRATOR CONTRACTUAL EXPENSES ACCOUNT**

Offered by: Ways and Means Committee

**RESOLVED:**

1. That the sum of \$5,000 is transferred from Account No. A1990.4 to Account No. A1011.4 to cover negotiations and legal fees in connection with arbitration demand and labor contract negotiations with the Deputy Sheriff's Association.

Moved by: Mr. Nielsen  
Seconded by: Mr. Burdick

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

**RESOLUTION NO. 189-98**

**TRANSFER OF FUNDS WITHIN OFFICE FOR THE AGING PROGRAMS:  
OFA-H.I.I.C.A. ACCOUNT AND OFA TITLE III-F ACCOUNT**

Offered by: Human Services Committee

**RESOLVED:**

1. That the sum of \$392 is transferred from Account No. A6782.8 to Account No. A6782.4.

2. That the sum of \$1,400 is transferred from Account No. A6783.1 to Account No. A6783.4.

Moved by: Mr. Truax  
 Seconded by: Mr. Dibble

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

**RESOLUTION NO. 190-98**

**TRANSFER OF FUNDS WITHIN HEALTH: PUBLIC HEALTH:  
 HEALTH DEPARTMENT-E.I.P. ACCOUNT**

Offered by: Human Services Committee

**RESOLVED:**

1. That the sum of \$1,200 is transferred from Account No. A4060.4 to Account No. A4060.2 for the purchase of various equipment.

Moved by: Mr. Truax  
 Seconded by: Mr. Dibble

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

**RESOLUTION NO. 191-98**

**TRANSFER OF FUNDS WITHIN ELECTIONS ACCOUNT**

Offered by: Personnel Committee

**RESOLVED:**

1. That the sum of \$500 is transferred from Account No. A1450.4 to Account No. A1450.2 for the purchase of a fax machine.

Moved by: Mr. Saylor  
 Seconded by: Mr. Nielsen

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

**RESOLUTION NO. 192-98**

**TRANSFER OF FUNDS FROM CONTINGENT ACCOUNT TO OTHER  
 CORRECTION AGENCIES ACCOUNT**

Offered by: Public Safety and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$55,000 is transferred from Account No. A1990.4 to Account No. A3170.4 covering anticipated shortfall for housing inmates in other county jails.

Moved by: Mr. Bennett  
 Seconded by: Mr. Nielsen

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

**RESOLUTION NO. 193-98**

**TRANSFER OF FUNDS FROM ECONOMIC DEVELOPMENT ACCOUNT TO  
 CENTRAL SERVICE COMPUTER ACCOUNT**

Offered by: Planning and Development and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$4,000 is transferred from Account No. A6430.1 to Account No. A1680.2 for the purchase of a new computer, printer, Hub, wiring, etc. to fully automate the Development Office to be on-line with the Internet.

Moved by: Mr. Regan  
 Seconded by: Mr. Nielsen

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

**RESOLUTION NO. 194-98**

**TRANSFER OF FUNDS FROM CAPITAL PROJECT ACCOUNT NO. H-5246-TOWN OF CANEADEA, SHONGO ROAD TO A CAPITAL ACCOUNT TO BE DESIGNATED BY THE COUNTY TREASURER FOR TOWN OF HUME**

Offered by: Public Works and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$50,000 is transferred from Account No. H5246 to a Capital Account to be designated by the County Treasurer for Town of Hume for repairs to the Genesee River along CR4.

Moved by: Mr. Burdick  
 Seconded by: Mr. Nielsen

Adopted: Roll Call  
 13 Ayes, 1 No, 1 Absent  
 (Voting No: Lucas)

**RESOLUTION NO. 195-98**

**INCREASE IN APPROPRIATION AND REVENUE ACCOUNTS ESTABLISHED FOR THE CHIPS PROGRAM**

Offered by: Public Works and Ways and Means Committees

**RESOLVED:**

1. That Appropriation Account No. D5112.223 is increased by \$42,628, Revenue Account No. D10.3501.00 is increased by \$41,328 and Appropriation Account No. D5110.408 is decreased by \$1,300, due to an increase in CHIPS funds.

Moved by: Mr. Burdick  
 Seconded by: Mr. Sherman

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

**RESOLUTION NO. 196-98**

**APPROPRIATION OF NON-BUDGETED FEDERAL AND STATE GRANTS IN AID TO JTPA ACCOUNTS**

Offered by: Planning and Development and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$88,400 in non-budgeted Federal grants in aid is appropriated as follows: \$22,000 to Account No. CD6792.1; \$10,000 to Account No. CD6792.2; \$41,000 to Account No. CD6792.4; \$6,500 to Account No. CD6792.8; \$8,000 to Account No. CD6793.1; and, \$900 to Account No. CD6793.8, with the sum of \$66,300 credited to Revenue Account No. 4701.11 and \$22,100 credited to Revenue Account No. 3792.00.

Moved by: Mr. Regan  
 Seconded by: Mr. Nielsen

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

RESOLUTION NO. 197-98

APPROVAL OF LICENSE ADDENDUM FOR COMMUNICATIONS SYSTEM SITE  
BETWEEN COUNTY AND FEDERAL BUREAU OF INVESTIGATION

Offered by: Public Safety Committee

RESOLVED:

1. That License Addendum for Communications System Site between the County of Allegany and the Federal Bureau of Investigation in relation to the Bureau's use of County real property on Corbin Hill, Town of Amity, for the period October 1, 1998, through September 30, 1999, at the annual rate of \$1,000, is approved.

2. That the Chairman of this Board is authorized to execute said Agreement.

Moved by: Mr. Bennett  
Seconded by: Mr. Reynolds

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

RESOLUTION NO. 198-98

REFUND OF REAL PROPERTY TAXES FOR KENNETH NOEL SHAFFER

Offered by: Ways and Means Committee

Pursuant to Real Property Tax Law §556

WHEREAS, applications, in duplicate, dated June 3, 1998, and July 28, 1998, has been made by or for Kenneth Noel Shaffer of Cuba, New York, to this County's Director of Real Property Tax Service Agency for a refund of taxes, and

WHEREAS, such County Director has transmitted a written report of his investigation of the claimed "clerical error" set forth in the application and his written recommendation for action thereon by this Board, and

WHEREAS, this Board has examined the application and the report to determine whether the claimed "clerical error" exists, now, therefore, be it

RESOLVED:

1. That this Board of Legislators does determine that the claimed "clerical error" as alleged in applications made by or for Kenneth Noel Shaffer under dates of June 3, 1998, and July 28, 1998, exists and that the applications are approved.

2. That the County Treasurer is directed to refund to Kenneth Noel Shaffer, the total sum of \$886.71 and to make the following charges on his books:

	1997	1996
Allegany County	389.81	22.82
Town of Clarksville	395.34	24.26
Clarksville Fire	51.49	2.99

Moved by: Mr. Nielsen  
 Seconded by: Mr. Bennett

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

**RESOLUTION NO. 199-98**

**APPROVAL OF RENEWAL OF AGREEMENT BETWEEN THE NEW YORK  
 STATE UNIFIED COURT SYSTEM AND THE ALLEGANY  
 COUNTY SHERIFF'S DEPARTMENT**

Offered by: Public Safety Committee

**RESOLVED:**

1. That Renewal of Agreement commencing April 1, 1998, through March 31, 1999, between the New York State Unified Court System and the Allegany County Sheriff's Department, is approved; the Allegany County Sheriff being authorized to execute such Renewal.

Moved by: Mr. Bennett  
 Seconded by: Mr. Reynolds

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

**AUDITS:**

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

A motion was made by Legislator Nielsen, seconded by Legislator Truax and adopted on a roll call vote of 14 Ayes, 0 Noes, 1 Absent (Absent: Graffrath), that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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**August 24, 1998**

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Nielsen.

Roll Call: All present.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Certificates of Withdrawal were received from the County Treasurer pursuant to Article 11 of the Real Property Tax Law and filed in the Clerk of the Board's office on August 18, 1998.

2. Noted received were the Independent Auditors' Report and the Single Audit Report for the year ended December 31, 1997 from Deloitte & Touche.

**RESOLUTIONS:**

**RESOLUTION NO. 200-98**

**CHANGING REGULAR MEETING DATE FROM SEPTEMBER 14, 1998, TO  
SEPTEMBER 10, 1998, AT 3:00 P. M.**

Offered by: Ways and Means Committee

**RESOLVED:**

1. Notwithstanding Rule 110. A. and C. of County Board Rules, the first regular meeting of this Board in the month of September of 1998 shall be held on September 10, 1998, at 3:00 P. M. and not on September 14, 1998, at 2:00 P. M.

Moved by: Mr. Nielsen  
Seconded by: Mr. Bennett

Adopted: Acclamation

**RESOLUTION NO. 201-98**

**AMENDING RESOLUTION NO. 176-98 SUPPORTING SOUTHERN TIER WEST  
REGIONAL PLANNING AND DEVELOPMENT BOARD APPLICATION TO  
APPALACHIAN REGIONAL COMMISSION FOR GEOGRAPHIC  
INFORMATION SYSTEM**

Offered by: Planning and Development Committee

**WHEREAS,** the County Board of Legislators approved Resolution No. 176-98 supporting Southern Tier West Regional Planning and Development Board Application to Appalachian Regional Commission For Geographic Information System, and

**WHEREAS,** Southern Tier West has advised the County that certain amendments were made to the project's scope which require additional commitments from the three participating counties, and

**WHEREAS,** it is necessary to amend Resolution No. 176-98 to include Allegany County's additional commitments which will benefit the project and the County, now, therefore, be it

**RESOLVED:**

1. That Resolution No. 176-98 is amended to add a Third Resolved as follows:

3. That the Allegany County Board of Legislators commits the County to provide as much as \$31,500 of in-kind support and as much as \$12,000 in cash for its participation in the GIS Initiative which will allow the County to receive a Windows NT Workstation computer, ArcInfo software and applicable training.

Moved by: Mr. Regan  
Seconded by: Mr. Graffrath

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent  
(Voting No: Dibble)

**RESOLUTION NO. 202-98**

**CREATING ADDITIONAL POSITION OF SECRETARY TO DISTRICT ATTORNEY  
AND ABOLISHING PART-TIME POSITION OF ACCOUNT CLERK  
STENOGRAPHER IN DISTRICT ATTORNEY'S OFFICE**

Offered by: Personnel Committee

**RESOLVED:**

1. That one additional position of Secretary to District Attorney is created and one part-time position of Account Clerk Stenographer is abolished in the District Attorney's Office.

2. This resolution shall take effect August 25, 1998.

Moved by: Mr. Sylor  
 Seconded by: Mr. Burdick

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 203-98****TRANSFER OF FUNDS WITHIN RISK RETENTION FUND**

Offered by: Personnel and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$12,000 is transferred from Account No. CS1933.4 Claims Approved by Supreme Court to Account No. CS1931 Uninsured Property Loss, to cover the costs of repair to the Corbin Hill Tower caused by lightning damage and to replenish the Uninsured Property Loss account for the remainder of the year.

Moved by: Mr. Sylor  
 Seconded by: Mr. Nielsen

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 204-98****AUTHORIZING THE PURCHASE OF LAND FROM EDWARD WILMOT TO BE USED PRESENTLY FOR STOCKPILE PURPOSES**

Offered by: Public Works Committee

**WHEREAS**, the County of Allegany desires to purchase land from Edward Wilmot to be used presently for stockpile purposes, now, therefore, be it

**RESOLVED:**

1. That the Board of Legislators does authorize the purchase by the County of Allegany from Edward Wilmot for the sum of \$10,860, the following premises:

**ALL THAT TRACT OR PARCEL OF LAND**, situate in the Town of Hume, County of Allegany, State of New York, being a portion of Great Lot 53, Township No. 6, Range 1, of the Holland Land Company, bounded and described as follows:

Starting at a point in the centerline of County Road 4, at the intersection of County Road 4 with the intersection of Ballard Road; thence along the centerline of County Road 4, the following courses and distances:

N44°-13'-04"W, a distance of 193.66 feet ± to a point; thence N45°-19'-21"W, a distance of 200.00 feet ± to a point; thence N47°-29'-33"W, a distance of 327.74 feet ± to a point; thence at right angles to the above mentioned point, S42°-29'-47"W, a distance of 75.98 feet ± to a point, said point being on the Southwest existing Highway bounds of County Road 4; thence S58°-27'-49"W, a distance of 162.08 feet ± to the Point of Beginning, said point being along the South bounds of a parcel of land referred to as Parcel No. 37, (a Permanent Easement for the construction and maintenance of a drainage ditch,

dated July 1, 1980, and described and shown on Right-of-way Map No. 15); thence along the above mentioned Permanent Easement, (Parcel No. 37), the following two (2) courses and distances:

N06°-27'-08"W, a distance of 220.00 feet ± to a point; thence S83°-16'-46"E, a distance of 46.00 feet ± to a point, said point being on the existing Southwest right-of-way bounds of County Road 4, said point being S42°-30'-27"W, a distance of 60.75 feet ± from the centerline of County Road 4; thence N48°-10'-10"W, a distance of 98.50 feet ± to a point on the South top of bank of the Genesee River; thence continuing on the above mentioned bearing of N48°-10'-10"W, a distance of 211.50 feet ± to a point in the centerline of the Genesee River; thence along the centerline of the Genesee River N86°-01'-26"W, a distance of 395.49 feet ± to a point; thence S41°-21'-37"E, a distance of 233.00 feet ± to a point on the South top of bank of the Genesee River; thence continuing on the above mentioned bearing of S41°-21'-37"E, a distance of 474.52 feet ± to a point; thence N58°-27'-49"E, a distance of 160.73 feet ± to the Point of Beginning. Comprising 3.62 Acres of land, more or less.

Moved by: Mr. Burdick  
Seconded by: Mr. Sherman

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent  
(Voting No: Lucas)

**RESOLUTION NO. 205-98**

**APPROVAL OF AGREEMENTS WITH NEW YORK STATE DEPARTMENT  
OF TRANSPORTATION, IN RELATION TO PUBLIC WORK  
PROJECT (PIN 6752.36) ON COUNTY ROAD NO. 10  
OVER VANDERMARK CREEK; APPROPRIATION  
OF FUNDS**

Offered by: Public Works and Ways and Means Committees

**RESOLVED:**

1. That the following Agreements dated August 24, 1998, with the New York State Department of Transportation, in relation to Public Work Project (PIN 6752.36) on County Road No. 10 over Vandermark Creek are approved:
  - a. Master Federal Aid and Marchiselli Aid Project Agreement.
  - b. Supplemental Agreement Schedule No. 1 to Master Agreement (Comptroller's Contract No. D010681).
  - c. Supplemental Agreement Schedule No. 1 to Master Agreement (Comptroller's Contract No. D010714).
2. That the Chairman of this Board of Legislators of the County of Allegany is authorized to execute ail necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Allegany with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County's first instance funding of the non-federal share of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible.
3. That for such Project the sum of \$570,741 is appropriated to Project Account No. H5216.200, to be obtained as follows:

Revenue from State Aid H10.3089.57	\$ 354,985
Revenue from Federal Aid H11.4591.17	\$ 97,426
Appropriated Fund Balance	\$ 66,002
1998 County Budget Account No. D9553.904	\$ 52,328

4. That the County Treasurer is authorized to pay in the first instance the full non-federal share of the cost of the Construction and Construction Inspection work for the Project or portions thereof.

5. That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

6. This resolution shall take effect immediately.

Moved by: Mr. Burdick  
Seconded by: Mr. Nielsen

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

A motion was made by Legislator Burdick, seconded by Legislator Heineman and carried, to amend Resolution Intro. No. 211-98 (Bond Resolution Dated August 24, 1998 A Resolution Authorizing Various Public Purposes in and for the County of Allegany, New York at a Total Maximum Estimated Cost of \$2,425,000 and Authorizing the Issuance of \$2,425,000 Serial Bonds of Said County to Pay the Cost Thereof) by adding the following under **RESOLVED: Section 1.:**

- c) The purchase of a front-end loader at a maximum estimated cost of \$210,000, being a specific object or purpose having a period of probable usefulness of fifteen years pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law.

and by changing the Total Maximum Estimated Cost from \$2,425,000 to \$2,635,000.

A motion was made by Legislator Burdick and seconded by Legislator Sherman, to amend Resolution Intro. No. 211-98, by including the purchase of two (2) Ten Wheel Trucks at a maximum cost of \$240,000. The motion was defeated on a roll call vote of 5 Ayes, 10 Noes, 0 Absent. Voting Yes: Burdick, Graffrath, Regan, Sherman, Walchli.

A motion was made by Legislator Burdick to amend Resolution Intro. No. 211-98, by including the purchase of a Roll-Off Truck at a maximum cost of \$90,000. The motion died due to the lack of a second.

#### RESOLUTION NO. 206-98

##### BOND RESOLUTION DATED AUGUST 24, 1998

**A RESOLUTION AUTHORIZING VARIOUS PUBLIC PURPOSES IN AND FOR THE COUNTY OF ALLEGANY, NEW YORK AT A TOTAL MAXIMUM ESTIMATED COST OF \$2,635,000 AND AUTHORIZING THE ISSUANCE OF \$2,635,000 SERIAL BONDS OF SAID COUNTY TO PAY THE COST THEREOF**

Offered by: Ways and Means Committee

##### RESOLVED:

1. The following public purposes are hereby authorized in and for the County of Allegany, New York:

a) The reconstruction of bridges at a maximum estimated cost of \$1,800,000, being a class of objects or purposes having a period of probable usefulness of twenty years pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law;

b) The purchase of a hydraulic crane at a maximum estimated cost of \$500,000, being a specific object or purpose having a period of probable usefulness of fifteen years pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law;

c) The installation of a back-up electric generator system in and for the County Courthouse at a maximum estimated cost of \$125,000, being a specific object or purpose having a period of probable usefulness of ten years pursuant to subdivision 13 of paragraph a of Section 11.00 of the Local Finance Law; and

d) The purchase of a front-end loader at a maximum estimated cost of \$210,000, being a specific object or purpose having a period of probable usefulness of fifteen years pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law.

2. SEQRA DETERMINATION: It is hereby determined that the aforesaid purposes constitute Type II Actions under the SEQR regulations of the State of New York which will not have any significant impacts upon the environment.

3. The total maximum estimated cost of the aforesaid objects or purposes is \$2,635,000, and the plan for the financing thereof shall consist of the issuance of \$2,635,000 bonds of said County, hereby authorized to be issued therefor pursuant to the Local Finance Law, to be allocated as set forth in Section 1 hereof.

4. The faith and credit of said County of Allegany, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property in said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer of said County, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance

Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

7. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

9. This resolution, which takes effect immediately, shall be published in full in the Alfred Sun and the Wellsville Daily Reporter, the official newspapers of such County, together with a notice of the Clerk of the Board of Legislators in substantially the form provided in Section 81.00 of the Local Finance Law.

Moved by: Mr. Nielsen  
Seconded by: Mr. Truax

Adopted: Roll Call  
13 Ayes, 2 Noes, 0 Absent  
(Voting No: Burdick, Corkey)

#### AUDITS:

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

A motion was made by Legislator Nielsen, seconded by Legislator Truax and adopted on a roll call vote of 15 Ayes, 0 Noes, 0 Absent, that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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September 10, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Dibble.

Roll Call: All present.

**PRIVILEGE OF THE FLOOR:**

Mr. Mel McGinnis was granted the privilege of the floor and addressed the board on the proposed impact on our economy, as a result of changing Route 17 to I-86.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk were copies of the board meeting minutes of July 13, July 27, August 10 and August 24, 1998 for their review.

2. Also placed on each legislator's desk was a copy of the Report of Intrafund Transfers approved by the County Administrator in the month of August 1998.

3. A resolution was received from the Personnel Committee transferring funds between Allegany County Mutual Self-Insurance Fund accounts totaling \$17,800.

4. A notice was received from the Town of Ossian regarding a proposed local law to update the zoning code for the town.

5. An acknowledgment was received from the family of the late Senator Jess Present thanking the board for the flowers sent in his memory.

**APPOINTMENT:**

The Clerk announced that Chairman Walchli has appointed Jean Pierce of Alfred Station, New York, as a member of the Citizens Advisory Council to the Office for the Aging effective September 2, 1998 to fill an unexpired term ending December 31, 1998, subject to confirmation by the Board of Legislators.

**RESOLUTIONS:****RESOLUTION NO. 207-98****RESOLUTION OF COUNTY OF ALLEGANY TO ENACT ONE-WEEK SALES AND USE TAX CLOTHING AND FOOTWEAR EXEMPTION**

Offered by: Ways and Means Committee

Be it enacted by the Allegany County Board of Legislators as follows:

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

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

Moved by: Mr. Nielsen  
Seconded by: Mrs. Myers

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent  
(Voting No: Sylor)

**RESOLUTION NO. 208-98****SALE OF TAX LANDS**

Offered by: Ways and Means Committee

**WHEREAS, VILLAGE OF ANGELICA** of Angelica, New York, has agreed to Terms of Sale and offered the sum of \$1.00 plus current years taxes for a deed of the County's interest in premises formerly assessed on the tax rolls to Gordon, Edward & Carolyn and described as follows:

**ALL THAT LOT, PIECE OR PARCEL OF LAND** situate in Town of Angelica, County of Allegany and State of New York, described as follows, viz: GL 28 North St .33 acre Tax Map No. 120.19-1-60.

, and

**WHEREAS, BOLIVAR/RICHBURG CENTRAL SCHOOL** of Bolivar, New York, has agreed to Terms of Sale and offered the sum of \$1.00 plus current years taxes for a deed of the County's interest in premises formerly assessed on the tax rolls to B & F Housing, Inc and described as follows:

**ALL THAT LOT, PIECE OR PARCEL OF LAND** situate in Town of Bolivar, County of Allegany and State of New York, described as follows, viz: GL47 Route 417E 2.20 Acres 405.00' x 200.00' Tax Map No. 260.17-5-77.

, and

**WHEREAS, the Ways and Means Committee** believes that the Terms of Sale and the above sums offered are fair and reasonable and the best that can be obtained under the circumstances and that the said sales will be advantageous to the County, now, therefore, be it

**RESOLVED:**

1. That such agreed to Terms of Sale and monetary offers are accepted and the Chairman of this Board is authorized and directed to execute on behalf of the County of Allegany and to cause to deliver to such purchasers quit claim deeds of the County's interest in such premises, and to attach to such deeds the official seal; all upon satisfaction of the Terms of Sale and full payment to the County Treasurer of the monetary offers.

Moved by: Mr. Nielsen  
Seconded by: Mr. Burdick

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 209-98****RESOLUTION REQUESTING STATE LEGISLATION REGARDING  
TAXATION OF STATE FOREST LAND**

Offered by: Ways and Means Committee

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

**WHEREAS, if State owned reforestation lands were subject to** County real property taxes, the amount of real property taxes that would be owed by the State to the County of Allegany for this year alone would be over \$225,000, and

**WHEREAS,** this inequity in the Real Property Tax Law creates a substantial and real burden upon the taxpayers of Allegany County, and

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

**RESOLVED:**

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

2. That the Clerk of the Board be directed to forward copies of this Resolution to Governor George Pataki, to the Clerks of the Senate and Assembly, to the New York State Office of Real Property Services and to the New York State Association of Counties.

Moved by: Mr. Nielsen  
Seconded by: Mr. Burdick

Adopted: Acclamation

**RESOLUTION NO. 210-98**

**CREATING ONE ACCOUNTANT POSITION AND ONE PART-TIME NURSE PRACTITIONER POSITION IN COUNTY HEALTH DEPARTMENT**

Offered by: Human Services Committee

**RESOLVED:**

1. That one position of Accountant and one part-time position of Nurse Practitioner are created in the Health Department.

2. This resolution shall take effect September 11, 1998.

Moved by: Mr. Truax  
Seconded by: Mrs. Myers

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent  
(Voting No: Corkey)

**RESOLUTION NO. 211-98**

**APPROVAL OF TRANSPORTATION OF PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS AGREEMENTS WITH FOURTEEN CENTRAL SCHOOL DISTRICTS**

Offered by: Human Services Committee

**WHEREAS,** fourteen central school districts will provide transportation for County preschool children with handicapping conditions between July 1, 1998, and June 30, 1999, now, therefore, be it

**RESOLVED:**

1. That each Agreement titled "Agreement Concerning The Transportation Of Pre-School Children With Handicapping Conditions" with the respective Central School Districts of Alfred-Almond, Andover, Arkport, Belfast, Bolivar-Richburg, Canaseraga, Cuba-Rushford, Fillmore, Friendship, Genesee Valley, Portville, Scio, Wellsville and Whitesville for the period July 1, 1998, to June 30,

1999, is approved; the Chairman of this Board being authorized to execute all such Agreements.

Moved by: Mr. Truax  
 Seconded by: Mr. Dibble

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 212-98**

**APPROVAL OF BOARD CHAIRMAN'S APPOINTMENT OF UTILITIES  
 REPRESENTATIVE TO ALLEGANY COUNTY DEVELOPMENT  
 ADVISORY BOARD**

Offered by: Planning and Development Committee

Pursuant to Local Law No. 2 of 1985

**WHEREAS**, a vacancy exists on the Allegany County Development Advisory Board due to the resignation of Tony Morrow, Utilities Representative, now, therefore, be it

**RESOLVED:**

1. That the appointment by the Chairman of this Board of Frederick Marks to serve as a Utilities representative of the Allegany County Development Advisory Board commencing July 13, 1998, is approved.

Moved by: Mr. Regan  
 Seconded by: Mr. Reynolds

Adopted: Acclamation

**RESOLUTION NO. 213-98**

**APPROPRIATION OF NON-BUDGETED STATE GRANT IN AID TO SOCIAL  
 SERVICES (NON-PROGRAM): SOCIAL SERVICES ADMINISTRATION  
 ACCOUNT; APPROVING OF LETTER OF AGREEMENT**

Offered by: Human Services and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$10,000 in non-budgeted State grant in aid is appropriated to Account No. A6010.4, with a like sum credited to Revenue Account No. A3610.

2. That New York State Office of Children and Family Services Integrated County Plan: \$10,000 Awardees Letter of Agreement dated September 10, 1998, is approved.

3. That the County Department of Social Services shall be responsible for the submission of a Project Narrative as required by such Letter of Agreement.

Moved by: Mr. Truax  
 Seconded by: Mr. Nielsen

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 214-98**

**APPROPRIATION OF NON-BUDGETED STATE GRANT IN AID TO  
 PUBLIC HEALTH: COUNTY HEALTH DEPARTMENT ACCOUNT**

Offered by: Human Services and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$110,000 in non-budgeted State grant in aid is appropriated to Account No. A4010, with a like sum credited to Revenue Account No. A10.3450.00.

Moved by: Mr. Truax  
 Seconded by: Mr. Nielsen

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 215-98**

**APPROPRIATION OF NON-BUDGETED STATE GRANT IN AID TO OFFICE FOR THE AGING PROGRAMS: COMMUNITY SERVICE FOR ELDERLY ACCOUNT**

Offered by: Human Services and Ways and Means Committees

**RESOLVED:**

1. That non-budgeted State grant in aid of \$4,000 is appropriated to Account No. A6776.4, with a like sum credited to Revenue Account No. A10.3772.03.

Moved by: Mr. Truax  
 Seconded by: Mr. Bennett

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 216-98**

**ACCEPTANCE OF CONDITIONAL MONETARY GIFTS FROM VARIOUS DONORS AND APPROPRIATION OF SAME TO OFFICE FOR THE AGING PROGRAMS: NUTRITION ACCOUNT**

Offered by: Human Services and Ways and Means Committees

**WHEREAS,** conditional gifts totaling \$725 have been offered by Manor Hills Associates, Highland Health Services, Niagara Mohawk and Bell Atlantic to the Allegany County Office For The Aging to be used for the 1998 Office For The Aging Senior Picnic, now, therefore, be it

**RESOLVED:**

1. That conditional gifts totaling \$725 which have been offered by Manor Hills Associates, Highland Health Services, Niagara Mohawk and Bell Atlantic to the Allegany County Office For The Aging, are accepted.

2. That such sum of \$725 is appropriated to Account No. A6772.4, with a like sum credited to Revenue Account No. A02.1972.00.

Moved by: Mr. Truax  
 Seconded by: Mr. Dibble

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 217-98**

**ACCEPTANCE OF CONDITIONAL MONETARY GIFT FROM WILLIAM BRYAN AND APPROPRIATION OF SAME TO OFFICE FOR THE AGING PROGRAMS: COMMUNITY SERVICE FOR ELDERLY ACCOUNT**

Offered by: Human Services and Ways and Means Committees

**WHEREAS,** a conditional gift of \$300 has been offered by William Bryan to the Allegany County Office For The Aging to be used for the Alzheimer's Respite program, now, therefore, be it

**RESOLVED:**

1. That the conditional gift of \$300 which has been offered by William Bryan to the Allegany County Office For The Aging, is accepted.

2. That such sum of \$300 is appropriated to Account No. A6776.4, with a like sum credited to Revenue Account No. A02.1972.09.

Moved by: Mr. Truax  
 Seconded by: Mr. Dibble

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 218-98**

**ACCEPTANCE OF CONDITIONAL MONETARY GIFT FROM FILLMORE ROTARY  
 AND APPROPRIATION OF SAME TO PUBLIC HEALTH: COUNTY HEALTH  
 DEPARTMENT CONTRACTUAL EXPENSES ACCOUNT**

Offered by: Human Services and Ways and Means Committees

**WHEREAS**, a conditional gift of \$250 has been offered by Fillmore Rotary to the Allegany County Health Department to be used for the Shots-for-Tots Program, now, therefore, be it

**RESOLVED:**

1. That the conditional gift of \$250 which has been offered by the Fillmore Rotary to the Allegany County Health Department, is accepted.

2. That such sum of \$250 is appropriated to Account No. A4010.4, with a like sum credited to Revenue Account No. A08.2705.01.

Moved by: Mr. Truax  
 Seconded by: Mr. Bennett

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 219-98**

**SALE OF TAX LANDS TO ARDEAN W. LUCE AND CLAIR A. LUCE**

Offered by: Public Works Committee

**WHEREAS**, the County of Allegany acquired certain lands through tax sale as evidenced by tax deed dated May 13, 1935, from the Allegany County Treasurer to the County of Allegany and recorded in the Allegany County Clerk's Office on March 18, 1937, in Liber 324 of Deeds at page 282, and

**WHEREAS**, Ardean W. Luce residing at (no street address), P. O. Box 342, Lakeville, New York 14480 and Clair A. Luce residing at 703 East Kristi Circle, Burgaw, North Carolina 28425, have offered to purchase the County's interest in a portion of said lands for the sum \$575.00, which sum the Committee believes is a fair and reasonable price and the best that can be obtained under the circumstances and said sale will be advantageous to the County, now, therefore, be it

**RESOLVED:**

1. That the County of Allegany sells the following described property to Ardean W. Luce and Clair A. Luce, to wit:

**ALL THAT LOT, PIECE OR PARCEL OF LAND** situate in Town of Caneadea, County of Allegany and State of New York, being part of Lots two and three, section nine, Township 5, Range 1 of the Holland Land Company Survey, described as follows, viz:

Being all of the former Buffalo and Susquehanna Railroad right-of-way lying and situate in premises conveyed to Ardean W. Luce and Clair A. Luce by deed recorded in the Allegany County Clerk's Office in Liber 1140 of Deeds at Page 113. Said former railroad premises running in a generally easterly and westerly direction through such premises and containing approximately 7 acres of land, more or less.

**SUBJECT,** to any grant of all or part of the premises herein conveyed heretofore made by the County of Allegany.

**SUBJECT,** to any and all rights of way and easements of record.

**BEING** a portion of premises sold at the Annual Tax Sale of Allegany County, bid in by the County and remaining unredeemed after the expiration of three years after said Tax Sale, and thereafter deeded to the County of Allegany by its County Treasurer by deed recorded in the Allegany County Clerk's Office on March 18, 1937, in Liber 324 of Deeds at Page 282.

2. That upon payment being made by the said purchasers, the County of Allegany shall convey said premises to said purchasers by Quit Claim Deed to contain the following paragraphs:

The County of Allegany and the Allegany County Treasurer shall in no event be or become liable for any defects in or encumbrances or 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.

It is understood and agreed that the County of Allegany is hereby conveying only such land as it acquired by deed from the Allegany County Treasurer, as aforesaid and described above, and that said property shall be located and laid out by and at the expense of the parties of the second part.

3. That this deed shall be executed by the Chairman of the Board of Legislators who shall attach thereto the official seal.

Moved by: Mr. Burdick  
Seconded by: Mr. Sherman

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 220-98**

**APPROVAL OF AGREEMENT WITH THE VILLAGE OF WELLSVILLE IN RELATION TO THE DISPOSAL OF COUNTY LANDFILL LEACHATE AT VILLAGE OF WELLSVILLE WASTE WATER TREATMENT PLANT; AUTHORIZING BOARD CHAIRMAN TO EXECUTE AGREEMENT**

Offered by: Public Works Committee

**RESOLVED:**

1. That Agreement dated September 10, 1998, between the County of Allegany and the Village of Wellsville, in relation to the County's disposal of leachate at the Village of Wellsville waste water treatment plant, is approved.

2. That the Chairman of this Board is authorized to execute the Agreement.

Moved by: Mr. Burdick  
Seconded by: Mr. Graffrath

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

## RESOLUTION NO. 221-98

APPROVAL OF LEASE AGREEMENT WITH CORNELL COOPERATIVE EXTENSION  
OF ALLEGANY COUNTY FOR PERIOD JULY 15, 1998, TO  
JULY 14, 2001

Offered by: Ways and Means Committee

WHEREAS, the County and the Cornell Cooperative Extension of Allegany County entered into a Lease dated July 26, 1993, which expired on June 14, 1997, and

WHEREAS, the foregoing parties desire to enter into a new Lease covering the same premises, now, therefore, be it

## RESOLVED:

1. That Lease dated July 6, 1998, between the County of Allegany and the Cornell Cooperative Extension of Allegany County for the lease of premises located at the so-called County Annex property on County Road No. 48 in the Town of Amity, for a three-year term, is approved.

2. That the Chairman of this Board is authorized to execute such Lease.

Moved by: Mr. Nielsen  
Seconded by: Mr. Burdick

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

Resolution Intro. No. 227-98 (Resolution of Intent to Retain the County Portion of Sales Tax on Clothing and Footwear Beginning December 1999 as Amended) was not prefiled and was considered from the floor on a motion by Legislator Nielsen, seconded by Legislator Regan and carried. Opposed: Lucas.

## RESOLUTION NO. 222-98

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

Offered by: Ways and Means Committee

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

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

WHEREAS, it has been determined that if Allegany County chooses to eliminate its portion of the sales tax, it will result in an estimated loss of sales tax of \$425,000 to the county, and

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

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

## RESOLVED:

1. That this Board of Legislators now wishes to go on record as being in support of Allegany County retaining its portion of the sales tax beginning in December 1999.

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

Moved by: Mr. Nielsen  
Seconded by: Mr. Burdick

Adopted: Roll Call  
13 Ayes, 2 Noes, 0 Absent  
(Voting No: Corkey, Lucas)

Resolution Intro. No. 228-98 (Approving the Issuance of Certain Bonds by the Allegany County Industrial Development Agency in Relation to Jones Memorial Hospital 1998 Facility in Village of Wellsville) was not prefiled and was considered from the floor on a motion by Legislator Regan, seconded by Legislator Truax and carried. Opposed: Corkey.

**RESOLUTION NO. 223-98**

**APPROVING THE ISSUANCE OF CERTAIN BONDS BY THE ALLEGANY COUNTY INDUSTRIAL DEVELOPMENT AGENCY IN RELATION TO JONES MEMORIAL HOSPITAL 1998 FACILITY IN VILLAGE OF WELLSVILLE**

Offered by: Planning and Development Committee

**WHEREAS**, the Allegany County Board of Legislators (the "Allegany County Board of Legislators") has been advised by the Allegany County Industrial Development Agency (the "Issuer") that the Issuer proposes to issue, contingent upon the adoption of this resolution, its 1998 Civic Facility Refunding Revenue Bonds (Jones Memorial Hospital Facility) in an aggregate principal amount sufficient to pay the cost of refunding and refinancing the below described facility (the "Facility"), presently estimated to be approximately \$15,000,000, (the "Bonds"), and

**WHEREAS**, the Allegany County Board of Legislators has been further advised that the Facility shall consist of the refunding and refinancing of existing obligations of the Institution (in the approximate principal amount of \$15,000,000) originally previously issued in July, 1991 to finance construction, modernization and renovation of the Institution's facility at 191 North Main Street, Village of Wellsville, Allegany County, New York, and

**WHEREAS**, the Allegany County Board of Legislators has been further advised that the Issuer proposes to lease or sell the Facility to Memorial Hospital of William F. and Gertrude F. Jones, Inc. (the "Company"), a duly organized and validly existing New York not-for-profit corporation, and an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code") which is exempt from federal income taxation, and

**WHEREAS**, the Allegany County Board of Legislators has been further advised that on August 20, 1998, the Issuer completed its environmental review of the Facility in compliance with the State Environmental Quality Review Act, Article 8 of the Environmental Conservation Law of the State of New York (the "State"), and

**WHEREAS**, pursuant to Section 147(f) of the Code, interest on the Bonds will not qualify for exclusion from gross income for federal income purposes unless the issuance of the Bonds is approved by the Allegany County Board of Legislators after a public hearing to consider both the issuance of the Bonds and the nature and location

of the Facility has been conducted following reasonable public notice, and

**WHEREAS**, the Allegany County Board of Legislators has been further advised that on August 19, 1998, the Issuer held such a public hearing upon proper notice in compliance with the Code, and

**WHEREAS**, to aid the Allegany County Board of Legislators in its deliberations, the Issuer has made available to each member of the Allegany County Board of Legislators prior to this meeting the minutes of the public hearing, now, therefore, be it

**RESOLVED:**

1. That for the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for Federal income purposes pursuant to the provisions of Sections 103 and 141 through 150 of the Code, the Allegany County Board of Legislators, as the elected legislative body of Allegany County (the "County"), hereby approves the issuance by the Issuer of the Bonds, provided that the Bonds, the premium (if any) and the interest thereon shall be special obligations of the Issuer and shall never be a debt of the State or any political subdivision thereof, including without limitation the County, and neither the State nor any political subdivision thereof, including without limitation the County, shall be liable thereon.

2. This resolution shall take effect immediately.

Moved by: Mr. Regan  
Seconded by: Mr. Truax

Adopted: Roll Call  
14 Ayes, 0 Noes, 0 Absent  
(Abstained: Lucas)

**AUDITS:**

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

A motion was made by Legislator Truax, seconded by Legislator Nielsen and adopted on a roll call vote of 15 Ayes, 0 Noes, 0 Absent, that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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**September 28, 1998**

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Regan.

Roll Call: All present.

**APPROVAL OF MINUTES:**

A motion was made by Legislator Nielsen, seconded by Legislator Truax and carried, to approve the board meeting minutes of July 13, July 27, August 10, and August 24, 1998.

**PRIVILEGE OF THE FLOOR:**

Chairman Walchli presented awards to Wayne Hall of the Friendship Ambulance Squad and P. J. Sherman of the Independence Emergency Squad. These awards were presented in recognition of 100% compliance in receiving physicals and no lost hours because of injuries.

Legislator Bennett requested the privilege of the floor for Miriam Morton, Caneadea, N.Y. Mrs. Morton announced that the East Hill Road Bridge in the Town of Caneadea has been placed on the New York State Register of Historic Places.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. A notice was received of the next Inter-County Association meeting to be hosted by Steuben County on October 15, 1998, in Hammondsport, N.Y.

2. A notice was received of Public Statement Hearings from the Public Service Commission on a proposal of National Fuel Gas to reduce rates.

**PROCLAMATION:**

Chairman Walchli proclaimed the month of October, 1998, as Domestic Violence Awareness Month and urged all citizens to actively participate in the scheduled activities and programs sponsored by the ACCORD Corporation, the Family Violence Task Force of Allegany County, Inc., and the Allegany County Consortium on Domestic Violence, to work toward the elimination of personal and institutional violence against women.

**RESOLUTIONS:**

**RESOLUTION NO. 224-98**

**TRANSFER OF FUNDS WITHIN MENTAL HEALTH: MENTAL HEALTH  
ADMINISTRATION ACCOUNT**

Offered by: Human Services Committee

**RESOLVED:**

1. That the sum of \$1,400 is transferred from Account No. A4310.4 to Account No. A4310.2.

Moved by: Mr. Truax  
Seconded by: Mr. Lucas

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 225-98**

**RECOMMENDATION TO STABILIZE FUNDING AND UPDATE THE PARTIAL  
STATE REIMBURSEMENT FOR THE OPERATION OF COUNTY AND  
CITY VETERANS' SERVICE AGENCIES**

Offered by: Personnel Committee

**WHEREAS,** New York State is the home of over two million veterans, and

WHEREAS, applications and claims for veterans' entitlements are frequently complicated and confusing, and require skilled assistance in proper filing, and

WHEREAS, County and City Veterans' Service Agencies provide the majority of advocacy services for New York State Veterans, and

WHEREAS, the State of New York provided a formula in 1945 for the partial reimbursement of the operating expenses of said agencies, and

WHEREAS, the operating expenses of said agencies have increased over 300% since the 1945 reimbursement formula was established, but without any increase in the 1945 reimbursement rate, and

WHEREAS, payment of the partial state reimbursement to County and City Veterans' Service Agencies is at the discretion of the director of the State Division of Veterans Affairs, now, therefore, be it

**RESOLVED:**

1. That the County of Allegany urges the New York State Legislature to amend Section 359 (1) of New York State Executive Law by eliminating the discretionary provision for the partial State reimbursement to County and City Veterans' Service Agencies by deleting the may and substituting the word shall in lieu thereof.

2. That the New York State Legislature be urged to further amend Section 359 (1) of the New York State Executive Law to update the formula for partial State reimbursement to County and City Veterans' Service Agencies.

3. That the Clerk of this Board shall forward certified copies of this resolution to the Hon. George E. Pataki, Governor of New York State; the Hon. Joseph Bruno, the Majority Leader of the Senate; the Hon. Sheldon Silver, Speaker of the Assembly; Senator Raymond A. Meier, Chairman Senate Veterans and Military Affairs Committee; M of A Ronald C. Tocci, Chairman Assembly Veterans Affairs Committee, and William J. Bingel, President of NYSAC.

Moved by: Mr. Sylor  
Seconded by: Mr. Dibble

Adopted: Acclamation

**RESOLUTION NO. 226-98**

**APPROVAL OF AGREEMENT BETWEEN THE COUNTY OF ALLEGANY AND EMPLOYEE SERVICES, INC. TO PROVIDE EMPLOYEE ASSISTANCE PROGRAM SERVICES FOR ALL COUNTY EMPLOYEES AND FAMILY MEMBERS**

Offered by: Personnel Committee

**RESOLVED:**

1. That Agreement between the County of Allegany and Employee Services, Inc., covering the period September 1, 1998, and ending August 31, 1999, is approved.

2. That the Chairman of this Board of Legislators is authorized to execute such Agreement.

3. That the cost of such Agreement shall be charged to Account No. A1430.433.

Moved by: Mr. Nielsen  
 Seconded by: Mr. Lucas

Adopted: Roll Call  
 14 Ayes, 1 No, 0 Absent  
 (Voting No: Sylor)

**AUDITS:**

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

A motion was made by Legislator Truax, seconded by Legislator Nielsen and adopted on a roll call vote of 15 Ayes, 0 Noes, 0 Absent, that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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 October 13, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Truax.

Roll Call: All present.

**PRIVILEGE OF THE FLOOR:**

Lieutenant Karl Graves of the Sheriff's department, reported that they have received permission from the New York State Commission of Corrections, to initiate their proposed "double cell" plan. After renovations by the Public Works department, the jail population should be able to be increased from the present average of 52 inmates, to 60 or 61 inmates, decreasing the need for out-of-county housing.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk was a copy of the Report of Intrafund Transfers approved by the County Administrator in the month of September, 1998.

**INTRODUCTION OF LEGISLATION:**

Legislator Nielsen introduced Local Law Intro. No. 2-98, Print No. 1, entitled, "A Local Law to Provide Increases in the Compensation of Certain County Officers" a copy of said law having been placed on each legislator's desk.

**RESOLUTIONS:****RESOLUTION NO. 227-98**

**RESOLUTION SETTING DATE OF PUBLIC HEARING ON A LOCAL LAW  
 TO PROVIDE INCREASES IN THE COMPENSATION OF CERTAIN  
 COUNTY OFFICERS**

Offered by: Ways and Means Committee

**WHEREAS**, on this 13th day of October, 1998, a local law (Intro. No. 2-98, Print No. 1) was introduced to provide increases in the compensation of certain county officers, and

**WHEREAS**, it will be necessary to set a date for public hearing on said proposed local law, now, therefore, be it

**RESOLVED:**

1. That a public hearing shall be held on October 26, 1998, at 2:00 o'clock P.M. in the County Legislators' Chambers, Room 221, County Office Building, Belmont, New York, before the Allegany County Board of Legislators, in relation to proposed local law Intro. No. 2-98, Print No. 1.

2. That the Clerk of the Board of Legislators is hereby directed to prepare, with the assistance of the County Attorney, a notice of said public hearing, to cause the publication of a copy of said notice in each of the two newspapers which have been officially designated by this Board to publish "notices," and to affix a copy of said notice on the county bulletin board in the County Courthouse at Belmont, New York; both publication and posting to be made at least five days before the public hearing.

Moved by: Mr. Nielsen  
Seconded by: Mr. Bennett

Adopted: Acclamation

**RESOLUTION NO. 228-98**

**REFUND OF REAL PROPERTY TAXES FOR CYRIL PRICE**

Offered by: Ways and Means Committee

Pursuant to Real Property Tax Law § 556

**WHEREAS**, an application, in duplicate, dated August 14, 1998, has been made by or for Cyril Price, 27 Oliver Street, Lockport, New York, to this County's Director of Real Property Tax Service Agency for a refund of taxes, and

**WHEREAS**, such County Director has transmitted a written report of his investigation of the claimed "error in essential fact" set forth in the application and his written recommendation for action thereon by this Board, and

**WHEREAS**, this Board has examined the application and the report to determine whether the claimed "error in essential fact" exists, now, therefore, be it

**RESOLVED:**

1. That this Board of Legislators does determine that the claimed "error in essential fact" as alleged in application made by or for Cyril Price under date of August 14, 1998, exists and that the application is approved.

2. That the County Treasurer is directed to refund to Cyril Price, the total sum of \$401.04 and to make the following charges on his books:

Allegany County	\$173.89
Town of Genesee	93.00
Genesee Fire District 1	12.42
Bolivar Richburg School	121.63

3. That the amount to be charged to the above named School shall not be charged until 10 days have elapsed from the date of mailing of a copy of this resolution to such School, and the Clerk of this Board is directed to mail a copy of this resolution to such School.

4. That the amount charged to such School shall be deducted by the County Treasurer from those moneys which shall be payable by him to such School by reason of taxes which are returned to him by such School after the date when such charge is made and which shall be payable to such School after May 1, 1999.

5. That the County Treasurer is directed to send a notice in writing to such School prior to May 1, 1999, that shall inform such School that the amount charged will be deducted from those moneys which are payable to such School after May 1, 1999.

Moved by: Mr. Nielsen  
 Seconded by: Mr. Burdick

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 229-98**

**CREATING ONE POSITION OF PUBLIC HEALTH EDUCATOR  
 IN HEALTH DEPARTMENT**

Offered by: Human Services Committee

**RESOLVED:**

1. That one position of Public Health Educator is created in the Health Department.

2. This resolution shall take effect October 14, 1998.

Moved by: Mr. Truax  
 Seconded by: Mr. Bennett

Adopted: Roll Call  
 14 Ayes, 1 No, 0 Absent  
 (Voting No: Corkey)

**RESOLUTION NO. 230-98**

**APPROPRIATION OF NON-BUDGETED FEDERAL GRANT IN AID  
 AND CLIENT CONTRIBUTIONS TO OFFICE FOR THE AGING  
 PROGRAMS: NUTRITION ACCOUNT**

Offered by: Human Services and Ways and Means Committees

**RESOLVED:**

1. That non-budgeted Federal grant in aid and client contributions of \$7,500 is appropriated to Account No. A6772.4, with the sum of \$2,300 credited to Revenue Account No. A11.4772.03 and the sum of \$5,200 credited to Revenue Account No. A02 1972.00.

Moved by: Mr. Truax  
 Seconded by: Mr. Nielsen

Adopted: Roll Call  
 15 Ayes, 0 Noes, 0 Absent



Offered by: Human Services Committee

**RESOLVED:**

1. That Agreement dated July 1, 1998, between County of Allegany and Randolph Children's Home for Non-Secure Detention Services, is approved.

2. That the Chairman of this Board of Legislators is authorized to execute the Agreement.

Moved by: Mr. Truax  
Seconded by: Mr. Lucas

Adopted: Roll Call  
15 Ayes, 0 Noes, 0 Absent

Resolution Intro. No. 240-98 (Appropriation of Non-Budgeted State and Federal Grant in Aid to Capital Account for Repair Work on the River Trail) was not prefiled and was considered from the floor on a motion by Legislator Burdick, seconded by Legislator Graffrath and carried.

**RESOLUTION NO. 235-98**

**APPROPRIATION OF NON-BUDGETED STATE AND FEDERAL GRANT IN AID  
TO CAPITAL ACCOUNT FOR REPAIR WORK ON THE RIVER TRAIL**

Offered by: Public Works and Ways and Means Committees

**RESOLVED:**

1. That non-budgeted State and Federal grant in aid of \$105,700 is appropriated to Capital Account No. H8760.200 to cover cost of repair work on the River Trail.

Moved by: Mr. Burdick  
Seconded by: Mr. Lucas

Adopted: Roll Call  
14 Ayes, 1 No, 0 Absent  
(Voting No: Corkey)

Resolution Intro. No. 241-98 (Approving the Issuance of Certain Bonds by the Allegany County Industrial Development Agency in Relation to Cuba Memorial Hospital Civic Facility in Village of Cuba) was not prefiled and was considered from the floor on a motion by Legislator Regan, seconded by Legislator Graffrath and carried.

Legislator Nielsen was granted permission to abstain from voting on Resolution Intro. No. 241-98, on a motion by Legislator Sylor, seconded by Legislator Truax and carried.

**RESOLUTION NO. 236-98**

**APPROVING THE ISSUANCE OF CERTAIN BONDS BY THE ALLEGANY COUNTY  
INDUSTRIAL DEVELOPMENT AGENCY IN RELATION TO CUBA MEMORIAL  
HOSPITAL CIVIC FACILITY IN VILLAGE OF CUBA**

Offered by: Planning and Development Committee

**WHEREAS**, the Allegany County Board of Legislators (the "Allegany County Board of Legislators") has been advised by the Allegany County Industrial Development Agency (the "Issuer") that the Issuer proposes to issue, contingent upon the adoption of this resolution, its Civic Facility Revenue Bonds, Series 1998 (Cuba Memorial Hospital Civic Facility) in an aggregate principal amount sufficient to pay the cost of refunding, refinancing, renovating, constructing and equipping the below described facility (the "Facility"), on behalf of Cuba

Memorial Hospital (the "Institution") presently estimated to be approximately \$6,200,000, (the "Bonds"), and

**WHEREAS,** the Allegany County Board of Legislators has been further advised that the Facility shall consist of (i) the refunding and refinancing of existing obligations of the Institution (in the approximate principal amount of \$1,200,000) allegedly originally previously issued by the New York State Housing Finance Agency; (ii) the renovation and equipping of the Institution's facility at 140 West Main Street, Village of Cuba, Allegany County, New York, and (iii) the construction of a dental clinic site at the Facility, and

**WHEREAS,** the Allegany County Board of Legislators has been further advised that the Issuer proposes to lease or sell the Facility to the Institution, allegedly a duly organized and validly existing New York not-for-profit corporation, and allegedly an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code") which is exempt from federal income taxation, and

**WHEREAS,** the Allegany County Board of Legislators has been further advised that on September 16, 1998, the Issuer completed its environmental review of the Facility in compliance with the State Environmental Quality Review Act, Article 8 of the Environmental Conservation Law of the State of New York (the "State"), and

**WHEREAS,** pursuant to Section 147(f) of the Code, interest on the Bonds will not qualify for exclusion from gross income for federal income purposes unless the issuance of the Bonds is approved by the Allegany County Board of Legislators after a public hearing to consider both the issuance of the Bonds and the nature and location of the Facility has been conducted by the Issuer following reasonable public notice, and

**WHEREAS,** the Allegany County Board of Legislators has been further advised that on September 15, 1998, the Issuer held such a public hearing upon proper notice in compliance with the Code, and

**WHEREAS,** to aid the Allegany County Board of Legislators in its deliberations, the Issuer has made available to each member of the Allegany County Board of Legislators prior to this meeting the minutes of the public hearing with respect to the proposed issuance of the Bonds, now, therefore, be it

**RESOLVED:**

1. That for the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for Federal income purposes pursuant to the provisions of Sections 103 and 141 through 150 of the Code, the Allegany County Board of Legislators, as the elected legislative body of Allegany County (the "County"), hereby approves the issuance by the Issuer of the Bonds, provided that the Bonds, the premium (if any) and the interest thereon shall be special obligations of the Issuer and shall never be a debt of the State or any political subdivision thereof, including without limitation the County, and neither the State nor any political subdivision thereof, including without limitation the County, shall be liable thereon.

2. This resolution shall take effect immediately.

Moved by: Mr. Regan  
Seconded by: Mrs. Myers

Adopted: Roll Call  
14 Ayes, 0 Noes, 0 Absent  
(Abstained: Nielsen)

**AUDITS:**

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

A motion was made by Legislator Truax, seconded by Legislator Nielsen and adopted on a roll call vote of 15 Ayes, 0 Noes, 0 Absent, that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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October 26, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Reynolds.

Roll Call: All present.

**PUBLIC HEARING:**

Chairman Walchli announced that he was closing the regular meeting at this time to hold a public hearing on Local Law Intro. No. 2-98, Print No. 1, entitled "A Local Law to Provide Increases in the Compensation of Certain County Officers". There being no one desiring to speak, the public hearing was declared closed and the Board reconvened in regular session.

**PRIVILEGE OF THE FLOOR:**

Legislator Burdick requested privilege of the floor for Richard Homuth, Commander of the Allegany County American Legion. Mr. Homuth presented Certificates of Appreciation to the Allegany County Board of Legislators in recognition and appreciation of outstanding service and assistance which contributed to the advancement of the American Legion programs and activities, and the Society of the 40 and 8 programs and activities. Mr. Homuth also presented a Certificate of Appreciation to the Public Works Department in recognition and appreciation of contributions to the advancement of the American Legion programs.

Legislator Nielsen requested privilege of the floor for Kimberley Toot, Chairman, Allegany County Employees United Way Campaign. Mrs. Toot spoke regarding the United Way campaign kick-off, stating that the goal for fund raising this year is \$165,000.00.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk was a copy of the 1999 Tentative County Budget together with a copy of the proposed Appropriation resolution.

2. Also placed on each legislator's desk were copies of the board meeting minutes of September 10 and September 28, 1998 for their review.

3. A letter was received from C. "Pappy" Patchin, President, NYS County Veterans Service Officers Association, regarding the pending retirement of Duane M. Griswold, Veterans Service Agency Director.

**RESOLUTIONS:**

**RESOLUTION NO. 237-98**

**RESOLUTION SETTING DATE OF PUBLIC HEARING ON 1999 COUNTY TENTATIVE BUDGET AND PROVIDING CONTENTS OF SUCH NOTICE**

Offered by: Ways and Means Committee

**WHEREAS,** the 1999 County Tentative Budget has been presented to this Board together with a copy of the proposed appropriation resolution, and

**WHEREAS,** it is necessary to hold a public hearing on the Budget before any further action can be taken on the Budget and on the appropriation resolution, and

**WHEREAS,** it is necessary to provide notice to the public of such public hearing and to also include in such notice or in a separate notice published in the same manner and at the same time as such notice of public hearing, a statement of the maximum rate of per diem compensation or the maximum salary that may be fixed and payable during the year 1999 to the members of the County Board of Legislators and to its officers, now, therefore, be it

**RESOLVED:**

1. That a public hearing on the 1999 County Tentative Budget shall be held in the Legislators' Chambers, Room 221, at the County Office Building, Belmont, New York, at 7:00 o'clock P. M. on November 12, 1998.

2. That the notice of public hearing shall include a statement that the 1999 maximum rate of per diem compensation for each Board meeting attended and for daily County work performed by members of the Board of Legislators and the maximum salary that may be fixed and payable during fiscal year 1999 to the Majority Leader, Minority Leader and Board Chairman, are as follows:

Members of the Board of Legislators:

- |                           |                |
|---------------------------|----------------|
| a. Board Meeting attended | \$75. per diem |
| b. Daily County work      | \$75. per diem |

Chairman of the Board of Legislators	\$7,500. annual
Majority Leader of Board	\$300. annual
Minority Leader of Board	\$300. Annual

Moved by: Mr. Nielsen	Adopted: Roll Call
Seconded by: Mr. Burdick	15 Ayes, 0 Noes, 0 Absent

**RESOLUTION NO. 238-98**

**REQUESTING STATE LEGISLATURE TO ENACT LEGISLATION CREATING THE SOUTHERN TIER WEST RAILROAD AUTHORITY**

Offered by: Planning and Development Committee

WHEREAS, the continued existence and strengthening of the system of railroads serving Allegany, Cattaraugus, Chautauqua and Steuben counties in New York State, and Warren and Erie counties in the Commonwealth in Pennsylvania is essential to the long-term viability of the economies, municipalities and ways of life in these counties, and

WHEREAS, the creation of the Southern Tier West Railroad Authority would preserve and enhance the system of railroads serving Allegany, Cattaraugus, Chautauqua and Steuben counties in New York State and Warren and Erie counties in the Commonwealth of Pennsylvania, so as to insure a healthy economy for these counties, and

WHEREAS, the Allegany County Board of Legislators supports the introduction of such legislation, now, therefore, be it

**RESOLVED:**

1. That the Allegany County Board of Legislators requests the introduction of legislation in the New York State Legislature creating the Southern Tier West Railroad Authority.

2. That the Clerk of the Board of Legislators is directed to forward certified copies of this resolution to Governor Pataki, Members of the Assembly representing Allegany County, the Clerks of the Cattaraugus, Chautauqua and Steuben County Legislatures and the Southern Tier West Regional Planning and Development Board.]

Moved by: Mr. Regan  
Seconded by: Mr. Sylor

Adopted: Roll Call  
13 Ayes, 2 Noes, 0 Absent  
(Voting No: Corkey, Heineman)

**AUDITS:**

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

A motion was made by Legislator Nielsen, seconded by Legislator Truax and adopted on a roll call vote of 15 Ayes, 0 Noes, 0 Absent, that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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November 9, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was given by Legislator Reynolds.

Roll Call: All present except Legislators Sylor and Truax.

**APPROVAL OF MINUTES:**

A motion was made by Legislator Nielsen, seconded by Legislator Bennett and carried, to approve the board meeting minutes of September 10 and September 28, 1998.

**PRIVILEGE OF THE FLOOR:**

Legislator Burdick requested privilege of the floor for Gretchen Gary, Recycling Coordinator. In connection with the 2<sup>nd</sup> annual New York State Recycling Day, Ms. Gary presented certificates of recognition to three (3) area schools who are conducting exceptional recycling programs. Accepting awards were, Dave Porter of the Wellsville Elementary School, Dave Palmiter, Whitesville Central School, and Mary Morretti, of Canaseraga Central School.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk was a copy of the 1997 Journal of Proceedings.
2. Also placed on each legislator's desk were copies of the board meeting minutes of October 13 and 26, 1998, for their review.
3. Placed on each legislator's desk was a copy of the Report of Intrafund Transfers approved by the County Administrator during the month of October, 1998.
4. A notice was received of the next Inter-County Association meeting to be hosted by Niagara County on November 19, 1998, in Niagara Falls, N.Y.
5. A copy of a resolution from Cattaraugus County was received, requesting the State Legislature to Enact Legislation Creating the Southern Tier West Railroad Authority.
6. Noted received was a Certificate of Withdrawal pursuant to Article 11 of the Real Property Tax Law filed by the County Treasurer with the Clerk of the Board on October 30, 1998, relating to property of Elizabeth McKelvy in the Town of Bolivar.

**PROCLAMATION:**

Chairman Waichli proclaimed November 15-21, 1998 as Winter Preparedness Week in Allegany County and urged all citizens to heed the advice and information from the emergency management community so that they can safely enjoy the magical winter beauty of Allegany County.

**RESOLUTIONS:****RESOLUTION NO. 239-98****ADOPTION OF LOCAL LAW INTRO. NO. 2-98, PRINT NO. 1, TO PROVIDE INCREASES IN THE COMPENSATION OF CERTAIN COUNTY OFFICERS**

Offered by: Ways and Means Committee

**RESOLVED:**

1. That proposed Local Law, Intro. No. 2-98, Print No. 1, is adopted without any change in language, to wit:

**A LOCAL LAW TO PROVIDE INCREASES IN THE COMPENSATION OF CERTAIN  
COUNTY OFFICERS**

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

Section 1. Commencing January 1, 1999, the annual salary of the incumbents of the following County offices shall be increased by the respective amounts following such offices: Real Property Tax Director - \$1,100.; County Clerk - \$1,400.; County Treasurer - \$1,600.; Personnel Officer - \$1,350.; Public Works Superintendent - \$1,500.; Public Defender - \$1,000.; Employment and Training Director - \$1,300..

Section 2. Commencing January 1, 1999, the per diem rate for each County Coroner shall be One Hundred Dollars.

Section 3. This local law shall take effect on the date of its filing with the Secretary of State.

Moved by: Mr. Nielsen  
Seconded by: Mrs. Myers

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 240-98**

**APPROVAL OF APPORTIONMENT OF MORTGAGE TAX TO TAX DISTRICTS  
AND AUTHORIZING WARRANT THEREFOR**

Offered by: Ways and Means Committee

Pursuant to Tax Law § 261 (3)

**RESOLVED:**

1. That the Semi-Annual Report for the period April 1, 1998, through September 30, 1998, relating to Mortgage Tax Receipts and Disbursements, and the proposed distribution of such mortgage tax receipts therein, is approved.

2. That the Clerk of this Board is authorized and directed to execute a warrant of this Board to the County Treasurer directing him to distribute to the several tax districts in the County their respective share of such mortgage tax.

Moved by: Mr. Nielsen  
Seconded by: Mr. Bennett

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 241-98**

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

Offered by: Ways and 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 1999 tax rolls, as follows:

Alfred	1,279.30	Friendship	1,405.80
Allen	824.00	Genesee	1,233.10
Alma	1,625.60	Granger	934.40
Almond	1,146.20	Grove	1,024.00
Amity	1,482.80	Hume	1,228.70
Andover	1,432.20	Independence	841.50
Angelica	1,652.80	New Hudson	787.60
Belfast	1,790.40	Rushford	1,787.50
Birdsall	579.70	Scio	1,896.00
Bolivar	2,513.60	Ward	453.20
Burns	847.00	Wellsville	4,165.70
Caneadea	1,438.80	West Almond	518.10
Centerville	625.90	Willing	1,166.00
Clarksville	1,105.50	Wirt	1,512.00
Cuba	2,404.60		

Moved by: Mr. Nielsen  
Seconded by: Mr. Burdick

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 242-98**

**CANCELLATION OF 1995, 1996, 1997 AND 1998 DELINQUENT TAX LIENS  
AFTER DETERMINATION OF NO PRACTICAL METHOD TO ENFORCE CERTAIN  
DELINQUENT TAX LIENS AND THAT SUPPLEMENTARY PROCEEDINGS  
WOULD NOT BE EFFECTIVE, IN RELATION TO A CERTAIN  
TAX PARCEL**

Offered by: Ways and Means Committee

**WHEREAS**, the County Treasurer has withdrawn a certain parcel of real property from a foreclosure proceeding under Article 11 of the Real Property Tax Law for the reason that if the county were to acquire the parcel, there is a significant risk that it might be exposed to a liability substantially in excess of the amount that could be recovered by enforcing the tax lien, and

**WHEREAS**, the Ways and Means Committee recommends that this Board determine that there is no practical method to enforce the collection of the 1995, 1996, 1997 and 1998 delinquent tax liens and that supplementary proceedings to enforce the collection of such taxes would not be effective against such parcel, now, therefore, be it

**RESOLVED:**

1. That the Allegany County Board of Legislators does determine that there is no practical method to enforce the collection of the 1995, 1996, 1997 and 1998 delinquent tax liens and that supplementary proceedings to enforce the collection of such taxes would not be effective, against the following parcel:

<u>Town</u>	<u>Owner</u>	<u>Tax Map Number</u>	<u>Serial Number</u>
Wellsville	Top Management & Assoc,	239.10-3-1	1125-95, 1301-96, 1358-97

and that such delinquent tax liens are cancelled.

2. That the Clerk of this Board is directed to file a copy of this resolution with the Allegany County Treasurer as enforcement officer.

Moved by: Mr. Nielsen  
Seconded by: Mr. Regan

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 243-98**

**CANCELLATION OF 1997 AND 1998 DELINQUENT TAX LIENS AND DETERMINATION OF NO PRACTICAL METHOD TO ENFORCE DELINQUENT TAX LIENS ARISING THEREAFTER AND DIRECTING COUNTY TREASURER TO ISSUE CERTIFICATE OF PROSPECTIVE CANCELLATION, IN RELATION TO A CERTAIN TAX PARCEL**

Offered by: Ways and Means Committee

**WHEREAS**, the County Treasurer has withdrawn a certain parcel of real property from a foreclosure proceeding under Article 11 of the Real Property Tax Law for the reason that the tax on such parcel has been canceled or is subject to cancellation pursuant to Section 558 of the Real Property Tax Law, and

**WHEREAS**, the Ways and Means Committee recommends that this Board determine that there is no practical method to enforce the collection of the 1997 and 1998 delinquent tax liens and those liens arising thereafter and that supplementary proceedings to enforce the collection of such existing taxes would not be effective against such parcel, now, therefore, be it

**RESOLVED:**

1. That the Allegany County Board of Legislators does determine that there is no practical method to enforce the collection of the 1997 and 1998 delinquent tax liens and that supplementary proceedings to enforce the collection of such taxes would not be effective, against the following parcel:

<u>Town</u>	<u>Owner</u>	<u>Tax Map Number</u>	<u>Serial Number</u>
Bolivar	McKelvy, Elizabeth	188.-1-938	484-97 ,

and that such delinquent tax liens are cancelled.

2. That the Allegany County Board of Legislators does determine that there is no practical method to enforce the collection of delinquent tax liens arising thereafter against such parcel.

3. That the County Treasurer, as enforcing officer, is directed to issue a certificate of prospective cancellation for such parcel and to file a copy of each such certificate with the assessor of the assessing unit in which such parcel is located and with the County Director of Real Property Tax Services.

4. That upon such respective filings the parcel shall thereby become exempt from taxation and shall remain exempt until the Allegany County Board of Legislators determines that such parcel should be restored to the taxable portion of the assessment roll.

5. That the Clerk of this Board is directed to file a copy of this resolution with the Allegany County Treasurer as enforcement officer.

Moved by: Mr. Nielsen  
Seconded by: Mr. Dibble

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

## RESOLUTION NO. 244-98

REFUND OF REAL PROPERTY TAXES FOR HERBERT G. WILLIS,  
DECEASED C/O FRED WILLIS, EXECUTOR

Offered by: Ways and Means Committee

Pursuant to Real Property Tax Law § 556

WHEREAS, an application, in duplicate, dated September 28, 1998, has been made by or for Herbert G. Willis, deceased: Fred Willis, Executor, 2586 County Road 39, Bloomfield, New York 14469-9501, to this County's Director of Real Property Tax Service Agency for a refund of taxes, and

WHEREAS, such County Director has transmitted a written report of his investigation of the claimed "error in essential fact" set forth in the application and his written recommendation for action thereon by this Board, and

WHEREAS, this Board has examined the application and the report to determine whether the claimed "error in essential fact" exists, now, therefore, be it

## RESOLVED:

1. That this Board of Legislators does determine that the claimed "error in essential fact" as alleged in application made by or for Herbert G. Willis, deceased: Fred Willis, Executor, under date of September 28, 1998, exists and that the application is approved.

2. That the County Treasurer is directed to refund to Herbert G. Willis, deceased: Fred Willis, Executor, the total sum of \$943.91 and to make the following charges on his books:

Allegany County	\$393.78
Town of Bolivar	205.47
Bolivar Fire	21.58
Scio School	323.08

3. That the amount to be charged to the above named School shall not be charged until 10 days have elapsed from the date of mailing of a copy of this resolution to such School, and the Clerk of this Board is directed to mail a copy of this resolution to such School.

4. That the amount charged to such School shall be deducted by the County Treasurer from those moneys which shall be payable by him to such School by reason of taxes which are returned to him by such School after the date when such charge is made and which shall be payable to such School after May 1, 1999.

5. That the County Treasurer is directed to send a notice in writing to such School prior to May 1, 1999, that shall inform such School that the amount charged will be deducted from those moneys which are payable to such School after May 1, 1999.

Moved by: Mr. Nielsen  
Seconded by: Mr. Dibble

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 245-98****TRANSFER OF FUNDS WITHIN ASSESSMENTS ACCOUNTS**

Offered by: Ways and Means Committee

**RESOLVED:**

1. That the sum of \$1,432 is transferred from Account No. A1355.2 to Account No. A1355.4 to cover the cost of toner cartridges for the printing of the 1999 Town and County Tax Bills.

Moved by: Mr. Nielsen  
Seconded by: Mr. Burdick

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 246-98****TRANSFER OF FUNDS FROM CENTRAL SERVICE COPYING ACCOUNT  
TO CENTRAL SERVICE U.P.S. ACCOUNT**

Offered by: Ways and Means Committee

**RESOLVED:**

1. That the sum of \$1,200 is transferred from Account No. A1670.4 to Account No. A1672.4 to cover U.P.S. costs to the end of the year.

Moved by: Mr. Nielsen  
Seconded by: Mr. Sherman

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 247-98****TRANSFER OF FUNDS FROM CONTINGENT ACCOUNT TO PERSONNEL  
CONTRACTUAL EXPENSES ACCOUNT**

Offered by: Ways and Means Committee

**RESOLVED:**

1. That the sum of \$6,500 is transferred from Account No. A1990.4 to Account No. A1430.4 to cover existing and anticipated costs to advertise vacant County department head positions.

Moved by: Mr. Nielsen  
Seconded by: Mr. Dibble

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 248-98****TRANSFER OF FUNDS WITHIN PROBATION ACCOUNT**

Offered by: Public Safety Committee

**RESOLVED:**

1. That the sum of \$2,250 is transferred from Account No. A3140.4 to Account No. A3140.2 to cover the costs of a transcriber, five file cabinets, five computers and one printer.

Moved by: Mr. Bennett  
Seconded by: Mr. Graffrath

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 249-98****TRANSFER OF FUNDS WITHIN EDUCATION: COMMUNITY COLLEGES: SPECIAL EDUCATION PHC ACCOUNT**

Offered by: Human Services Committee

**RESOLVED:**

1. That the sum of \$2,000 is transferred from Account No. A2960.4 to Account No. A2960.2 to replace outdated computer equipment in the Special Education Program and to make it Year 2000 compatible.

Moved by: Mr. Lucas  
 Seconded by: Mr. Dibble

Adopted: Roll Call  
 13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 250-98****TRANSFER OF FUNDS WITHIN ELECTIONS ACCOUNT**

Offered by: Personnel Committee

**RESOLVED:**

1. That the sum of \$170 is transferred from Account No. A1450.4 to Account No. A1450.2 for the purchase of a paper cutter.

Moved by: Mr. Nielsen  
 Seconded by: Mr. Lucas

Adopted: Roll Call  
 13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 251-98****TRANSFER OF FUNDS FROM CONTINGENT ACCOUNT TO JAIL ACCOUNT AND OTHER CORRECTION AGENCIES ACCOUNT**

Offered by: Public Safety and Ways and Means Committees

**RESOLVED:**

1. That \$58,500 is transferred from Account No. A1990.4, as follows: \$38,500 to Account No. A3150.4 and \$20,000 to Account No. A3170.4 to cover shortages in such Accounts.

Moved by: Mr. Bennett  
 Seconded by: Mr. Reynolds

Adopted: Roll Call  
 13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 252-98****TRANSFER OF FUNDS FROM COUNTY ROAD FUND: HIGHWAY: SNOW REMOVAL & MAINTENANCE ROADS & BRIDGES ACCOUNT TO ROAD MACHINERY FUND: ROAD MACHINERY ACCOUNT**

Offered by: Public Works and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$20,000 is transferred from Account No. D5110.4 to Account No. DM5130.4 due to numerous equipment repairs.

Moved by: Mr. Burdick  
 Seconded by: Mr. Heineman

Adopted: Roll Call  
 13 Ayes, 0 Noes, 2 Absent

## RESOLUTION NO. 253-98

## TRANSFER OF APPROPRIATIONS WITHIN JTPA ACCOUNTS

Offered by: Planning and Development and Ways and Means Committees

## RESOLVED:

1. That the following transfers are approved:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
CD6291.1	CD6290.1	\$ 3,000
CD6291.1	CD6290.2	1,000
CD6291.1	CD6290.4	3,000
CD6291.1	CD6290.8	1,000
CD6690.4	CD6291.4	9,000
CD6393.1	CD6292.1	30,000
CD6690.4	CD6292.4	18,000
CD6393.8	CD6292.8	5,000
CD6690.4	CD6393.4	6,000
CD6690.4	CD6690.1	8,000
CD6690.4	CD6690.8	2,000

Moved by: Mr. Regan  
Seconded by: Mrs. Myers

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

## RESOLUTION NO. 254-98

APPROPRIATION OF NON-BUDGETED STATE GRANT IN AID TO  
PUBLIC HEALTH: HEALTH DEPARTMENT - IHAP ACCOUNT

Offered by: Human Services and Ways and Means Committees

## RESOLVED:

1. That the sum of \$20,000 in non-budgeted State grant in aid is appropriated to Account No. A4052, with a like sum of \$20,000 credited to Revenue Account No. A10.3401.02.

Moved by: Mr. Nielsen  
Seconded by: Mr. Dibble

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

## RESOLUTION NO. 255-98

APPROVAL OF SUPPLEMENTAL AGREEMENTS WITH NEW YORK STATE DEPARTMENT  
OF TRANSPORTATION, IN RELATION TO PUBLIC WORK PROJECT  
(PIN 6752.36) ON COUNTY ROAD NO. 10 OVER  
VANDERMARK CREEK

Offered by: Public Works and Ways and Means Committees

WHEREAS, by Resolution No. 205-98 this Board approved of certain Agreements and appropriated funds, and

WHEREAS, it is necessary to approve additional supplemental agreements in connection with PIN 6752.36 that will not affect the appropriations set forth in Resolution No. 205-98, now, therefore, be it

**RESOLVED:**

1. That the following Agreements dated November 9, 1998, with the New York State Department of Transportation, in relation to Public Work Project (PIN 6752.36) on County Road No. 10 over Vandermark Creek are approved:

- a. Supplemental Agreement Schedule No. 1 to Master Agreement (Comptroller's Contract No. D010681) (Construction Phase).
- b. Supplemental Agreement Schedule No. 1 to Master Agreement (Comptroller's Contract No. D010681) (Right of Way Acquisition Phase).

2. That Agreements approved by section 1 of Resolution No. 205-98 shall remain in full force and effect except as modified by the Agreements approved by section 1 of this resolution.

3. That all provisions of sections 2, 3 and 4 of Resolution No. 205-98 shall remain in full force and effect.

4. That the County Treasurer is further authorized to pay in the first instance the full non-federal share of the cost of Right of Way Acquisition work for the Project or portions thereof.

5. That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

6. This resolution shall take effect immediately.

Moved by: Mr. Burdick  
Seconded by: Mr. Sherman

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

Prior to consideration of Resolution Intro. No. 261-98 (Ratifying and Approving Board Chairman's Submission of Application to New York State Housing Trust Fund Corporation for Federal Grant for Home III Program; Approval of Agreement with New York State Housing Trust Fund Corporation for Home III Program; Appropriating Grant in Aid to an Account Designated by County Treasurer; Approval of ACCORD Corporation as Administrator of Home III Program), Legislator Myers was granted permission to abstain from voting on a motion by Legislator Burdick, seconded by Legislator Nielsen and carried. Legislator Burdick was granted permission to abstain, on a motion by Legislator Bennett, seconded by Legislator Reynolds and carried.

**RESOLUTION NO. 256-98**

**RATIFYING AND APPROVING BOARD CHAIRMAN'S SUBMISSION OF APPLICATION TO NEW YORK STATE HOUSING TRUST FUND CORPORATION FOR FEDERAL GRANT FOR HOME III PROGRAM; APPROVAL OF AGREEMENT WITH NEW YORK STATE HOUSING TRUST FUND CORPORATION FOR HOME III PROGRAM; APPROPRIATING GRANT IN AID TO AN ACCOUNT DESIGNATED BY COUNTY TREASURER; APPROVAL OF ACCORD CORPORATION AS ADMINISTRATOR OF HOME III PROGRAM**

Offered by: Planning and Development and Ways and Means Committees

**WHEREAS**, an application to the New York State Housing Trust Fund Corporation for grant funds for the rehabilitation of 30 units of owner-occupied housing in Allegany County under the Home III Program was submitted by the Chairman of this Board on or about January 27, 1998, and

**WHEREAS**, such Trust Fund Corporation has awarded \$400,000 for such Program subject to this Board's approval of the Agreement with such Trust Fund Corporation, now, therefore, be it

**RESOLVED:**

1. That the action of the Chairman of this Board of Legislators in submitting on or about January 27, 1998, an application to the New York State Housing Trust Fund Corporation for Federal grant funds for the rehabilitation of 30 units of owner-occupied housing in Allegany County under the Home III Program is ratified and approved.

2. That New York State Home Program-Local Program Administrator Agreement (No. 98000135) between the New York State Housing Trust Fund Corporation, as a subsidiary of the New York State Housing Finance Agency, and Allegany County for the Allegany County Home III Program for the period specified in such Agreement is approved; the Chairman of this Board being authorized to execute such Agreement.

3. That such grant in aid up to \$400,000 is appropriated to an account to be designated by the County Treasurer.

4. That Accord Corporation is approved as the Administrator of the Home Program under such Agreement pursuant and subject to terms and conditions specified in such Agreement.

5. That the Clerk of this Board shall cause a copy of this resolution together with four signed originals of such Agreement to be sent to the New York State Housing Trust Fund Corporation.

Moved by: Mr. Regan  
Seconded by: Mr. Graffrath

Adopted: Roll Call  
11 Ayes, 0 Noes, 2 Absent  
(Abstained: Burdick, Myers)

**AUDITS:**

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

A motion was made by Legislator Bennett, seconded by Legislator Reynolds and adopted on a roll call vote of 13 Ayes, 0 Noes, 2 Absent (Absent: Saylor, Truax), that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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November 12, 1998

The public hearing on the 1999 County Tentative Budget was declared open at 7:00 p.m. by Chairman Walchli.

The Clerk of the Board read the Notice of the Public Hearing and the 1999 Budget Message. The Clerk then proceeded to read the tentative budget by Category, allowing time for questions and comments.

Approximately 14 people were present for this hearing and those speaking included Rick Hollis, Town of Granger, Mel McGinnis, Belfast, N.Y., and Bob Heywood, Scio, N.Y.

No one further desiring to speak, the public hearing was declared officially closed at approximately 7:30 p.m.

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November 23, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m. by Chairman Walchli.

Pledge of allegiance to the flag.

The invocation was give by Legislator Corkey.

Roll Call: All present except Legislator Nielsen.

**APPROVAL OF MINUTES:**

A motion was made by Legislator Truax, seconded by Legislator Sylor and carried, to approve the board meeting minutes of October 13 and 26, 1998.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. A letter was received from Speaker of the Assembly Sheldon Silver, acknowledging receipt of a copy of the resolution adopted by the Allegany County Board of Legislators regarding updating the formula for partial state reimbursement to county and city Veterans' Service Agencies.

**RESOLUTIONS:**

RESOLUTION NO. 257-98

AMENDMENT OF 1999 COUNTY TENTATIVE BUDGET

Offered by: Ways and Means Committee

**RESOLVED:**

1. That the 1999 County Tentative Budget dated September 29, 1998, is amended as follows:

SCHEDULE 1-A  
APPROPRIATIONS - GENERAL FUND



2. This resolution shall take effect on January 1, 1999.

Moved by: Mr. Burdick  
 Seconded by: Mr. Saylor

Adopted: Roll Call  
 13 Ayes, 1 No, 1 Absent  
 (Voting No: Corkey)

**RESOLUTION NO. 260-98**

**RELEVY OF RETURNED VILLAGE TAXES**

Offered by: Ways and Means Committee

Pursuant to Local Law No. 4 of 1978 and Real Property  
 Tax Law § 1442

**RESOLVED:**

1. That the amount of the unpaid returned village taxes of each village of Allegany County which has complied with the provisions of Local Law No. 4 of 1978, together with seven per centum of the amount of principal and interest, is relieved upon the real property upon which the same were originally imposed by each such respective village.

2. This resolution shall take effect on November 24, 1998.

Moved by: Mr. Burdick  
 Seconded by: Mr. Sherman

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

**RESOLUTION NO. 261-98**

**RELEVY OF RETURNED SCHOOL TAXES**

Offered by: Ways and Means Committee

Pursuant to Real Property Tax Law § 1330

**RESOLVED:**

1. That the amount of the unpaid returned school taxes of the several school districts of Allegany County with seven per centum of the amount of principal and interest in addition thereto, is relieved upon the real property upon which the same were imposed.

2. This resolution shall take effect on November 24, 1998.

Moved by: Mr. Burdick  
 Seconded by: Mr. Sherman

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

**RESOLUTION NO. 262-98**

**RESOLUTION LEVYING TOWNS 1999 SHARE OF ALLEGANY COUNTY  
 MUTUAL SELF-INSURANCE PLAN**

Offered by: Ways and Means Committee

Pursuant to § 67 (2) and § 71 of the Workers' Compensation Law  
 and § 13 of Local Law No. 1 of 1956, as amended

**RESOLVED:**

1. That this Board levies the sum of \$225,680.02 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. 1 of 1956, as amended.

Moved by: Mr. Burdick  
 Seconded by: Mr. Sylor

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

**RESOLUTION NO. 263-98**

**A RESOLUTION LEVYING THE AMOUNT OF UNPAID SEWER AND WATER RENTS IN VARIOUS TOWN SEWER AND WATER DISTRICTS AGAINST THE VARIOUS REAL PROPERTIES LIABLE THEREFOR**

Offered by: Ways and Means Committee

Pursuant to Article 14-F of the General Municipal Law and Town Law § 198

**WHEREAS**, the Towns of Belfast, Caneadea, Friendship, Hume, Independence, Scio and Wellsville have submitted to this Board of Legislators statements showing sewer and water rents unpaid by the persons or entities noted therein and the real property to be charged with such unpaid rents, and

**WHEREAS**, pursuant to law this Board is required to levy such sums against the real property liable therefor, now, therefore, be it

**RESOLVED:**

1. That the unpaid sewer and water rents by the persons or entities noted in statements filed with this Board of Legislators by the respective Supervisors of the Towns of Belfast, Caneadea, Friendship, Hume, Independence, Scio and Wellsville between October 15, 1998, and November 3, 1998, are levied against the real property noted in such statements and are to be placed on the tax rolls of such Towns in the manner provided by law.

Moved by: Mr. Burdick  
 Seconded by: Mrs. Myers

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

Resolution Intro. No. 269-98 (Authorizing Takeover of Certain Village Streets in the Village of Belmont upon Resolution of Approval by Village Board) was withdrawn by Legislator Lucas.

**RESOLUTION NO. 264-98**

**TRANSFER OF FUNDS WITHIN FIRE PREVENTION AND CONTROL ACCOUNT**

Offered by: Public Safety Committee

**RESOLVED:**

1. That the sum of \$3,000 is transferred from Account No. A3410.4 to Account No. A3410.2 to cover cost of upgrades at the White Hill tower site.

Moved by: Mr. Bennett  
 Seconded by: Mr. Sherman

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

**RESOLUTION NO. 265-98**

**APPROVAL OF AGREEMENT WITH COUNTY OF MONROE TO PROVIDE SERVICES FOR ALLEGANY COUNTY PRISONERS HELD AT THE ROCHESTER PSYCHIATRIC CENTER FORENSIC UNIT**

Offered by: Public Safety Committee

**RESOLVED:**

1. That Agreement dated November 23, 1998, between the County of Allegany and the County of Monroe, to provide in-patient psychiatric services for Allegany County prisoners held at the Rochester Psychiatric Center Forensic Unit, is approved.

2. That the Chairman of this Board and the Allegany County Sheriff are authorized to execute said Agreement.

Moved by: Mr. Bennett  
Seconded by: Mr. Graffrath

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

Resolution Intro. No. 272-98 (Resolution Memorializing the New York State Department of Health to Approve a Certificate of Need on behalf of Cuba Memorial Hospital) was not prefiled and was considered from the floor on a motion by Legislator Truax, seconded by Legislator Burdick and carried.

Legislator Truax read a letter from Darlene Bainbridge, Chief Executive Officer, Cuba Memorial Hospital, requesting the Board's support and assistance in encouraging the State to approve their building renovation and service reconfiguration project.

**RESOLUTION NO. 266-98**

**RESOLUTION MEMORIALIZING THE NEW YORK STATE DEPARTMENT OF HEALTH TO APPROVE A CERTIFICATE OF NEED ON BEHALF OF CUBA MEMORIAL HOSPITAL**

Offered by: Legislator Ronald Truax

**WHEREAS,** Cuba Memorial Hospital and Residential Health Care Facility is located in the Allegany County Community of Cuba, New York, and

**WHEREAS,** the Board of Directors of said Facility has requested the New York State Department of Health approve a Certificate of Need to increase the number of skilled nursing home beds at the Facility, and

**WHEREAS,** the increase in the number of skilled nursing home beds will enhance the operating profitability of said Facility, now, therefore, be it

**RESOLVED:**

1. That the Allegany County Board of Legislators supports and encourages an expeditious approval by the New York State Hospital Review and Planning Council for a Certificate of Need to increase the number of skilled nursing home beds at Cuba Memorial Hospital and Residential Health Care Facility.

2. That a copy of this resolution shall be forwarded to Ms. Darlene D. Bainbridge, Chief Executive Officer at Cuba Memorial Hospital and to the New York State Hospital Review and Planning Council.

Moved by: Mr. Truax  
Seconded by: Mrs. Myers

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

**AUDITS:**

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

A motion was made by Legislator Truax, seconded by Legislator Dibble and adopted on a roll call vote of 14 Ayes, 0 Noes, 1 Absent (Absent: Nielsen), that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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December 14, 1998

The regular meeting of the Board of Legislators was called to order at 2:00 p.m.

Pledge of allegiance to the flag.

The invocation was given by Legislator Corkey.

Roll Call: All present except Legislators Nielsen and Sherman.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. Placed on each legislator's desk were copies of the board meeting minutes of November 9, and 23, 1998 for their review.

2. Also placed on each legislator's desk was a copy of the Report of Intrafund Transfers approved by the County Administrator in the month of November, 1998.

3. A letter was received from Senator Joseph L. Bruno acknowledging receipt of the resolution supporting Senate Bill 2088, which would allow New York State Dairy farmers to participate in the Northeast Interstate Dairy Compact.

4. A resolution was received from Steuben County requesting the State Legislature to enact legislation creating the Southern Tier West Railroad Authority.

5. A resolution was received from the Allegany County Pomona Grange requesting the United States Postal Service to issue a 4-H 100<sup>th</sup> anniversary stamp in the year 2002.

6. Noted received and filed with Joseph E. Presutti, County Clerk, was a letter of resignation from James T. Sikaras, County Attorney, effective December 31, 1998.

7. A copy of a resolution of the Personnel Committee was received, amending the 1998 Self-Insurance Plan budget and transferring funds.

8. Noted received was a Certificate of Withdrawal pursuant to Article 11 of the Real Property Tax Law filed by the County Treasurer with the Clerk of the Board on December 2, 1998, relating to property in the Town of Independence.

9. Also received was a Certificate of Withdrawal pursuant to Article 11 of the Real Property Tax Law filed by the County Treasurer with the Clerk of the Board on December 3, 1998, relating to properties in the Towns of Alma, Amity, Friendship, Wellsville and Wirt.

**PROCLAMATION:**

Chairman Walchli proclaimed the month of December, 1998 as National Drunk and Drugged Driving Prevention Month in Allegany County and December 18, 1998, as Lights on for Life Day and called upon all citizens, government agencies, business leaders, hospitals, schools, and public and private institutions in Allegany County to promote awareness of the impaired driving problem.

**RESOLUTIONS:**

**RESOLUTION NO. 267-98**

**RESOLUTION LEVYING COUNTY TAXES**

Offered by: Ways and Means Committee

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

WHEREAS, this Board, by Resolution No. 258-98, has adopted a final budget for the fiscal year 1999, and

WHEREAS, this Board, by Resolution No. 259-98, made appropriations for the conduct of the County Government for the fiscal year 1999, 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 \$13,727,810 upon all the taxable real property in the County liable therefor.

Moved by: Mr. Burdick  
Seconded by: Mr. Truax

Adopted: Roll Call  
12 Ayes, 1 No, 2 Absent  
(Voting No: Corkey)

**RESOLUTION NO. 268-98**

**RESOLUTION APPROVING THE FINAL ASSESSMENT ROLLS WITH TAXES  
EXTENDED THEREON; AUTHORIZING AND DIRECTING THE PREPARATION  
AND EXECUTION OF TAX WARRANTS AND CAUSING DELIVERY OF  
TAX ROLLS TO COLLECTING OFFICERS**

Offered by: Ways and Means Committee

Pursuant to Real Property Tax Law §§ 900 and 904

WHEREAS, upon the final assessment rolls of the several Towns the several taxes have been duly extended as provided by law, now, therefore, be it

**RESOLVED:**

1. That the final assessment rolls of the several Towns with the taxes so extended thereon are approved.

2. That the taxes so extended opposite the assessment of each parcel of real property in such rolls are determined to be the taxes thereon.

3. That there be annexed to each such roll a tax warrant in the form prepared by the Clerk of this Board to contain the respective amounts heretofore authorized to be levied upon the taxable property in each such roll and to bear the seal of the County Board of Legislators.

4. That the Chairman and Clerk of this Board shall sign each such warrant.

5. That the Clerk of this Board shall cause the delivery of each assessment roll together with the applicable tax warrant, i.e. the tax roll, or a certified copy thereof, to the tax collecting officer entitled thereto not later than December 31, 1998.

Moved by: Mr. Burdick  
Seconded by: Mr. Regan

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 269-98**

**RESOLUTION REQUESTING A MORATORIUM BE PLACED UPON LEGISLATION  
GRANTING REAL PROPERTY TAX AND TAXABLE STATUS DATE  
EXEMPTIONS**

Offered by: Ways and Means Committee

**WHEREAS**, there has been a rapid increase in the number of proposed State legislative bills granting real property and taxable status date exemptions, and

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

**WHEREAS**, municipalities are under constant pressure to financially support State mandated programs, as well as keep real property taxes at reasonable levels, and

**WHEREAS**, other forms of financial relief can be offered to taxpayers granted real property and taxable status date exemptions, now, therefore, be it

**RESOLVED:**

1. That the Allegany County Board of Legislators requests that a moratorium be placed upon the enactment of legislation granting real property tax and taxable status date exemptions until a state task force is formed to study the long term effects of such legislation as well as alternative forms of tax relief.

2. That the Clerk of the Board of Legislators shall forward copies of this resolution to Governor George E. Pataki, the New York State Legislature, the New York State Association of Counties and all others deemed necessary and proper.

Moved by: Mr. Burdick  
Seconded by: Mrs. Myers

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

## RESOLUTION NO. 270-98

RESOLUTION IN SUPPORT OF CONGRESS RATIFYING THE  
ELECTRIC POWER CONSUMERS RATE RELIEF ACT

Offered by: Planning and Development Committee

WHEREAS, past federal government legislation and regulation required NYSEG and other utility providers in New York State to buy electricity from non-utility generators (NUGs) at prices currently higher than market price, and

WHEREAS, because of rapid developments in industry restructuring and the growing burden of above market NUG cost on all utility customers in New York State it is unfair to force utilities such as NYSEG and therefore their customers to pay for power at above market costs, and

WHEREAS, the time has come to both protect consumers from having to pay above market prices for NUG power, and relieve them from carrying the burden of past errors in public policy development, now, therefore, be it

## RESOLVED:

1. That the Allegany County Board of Legislators urges all members of Congress to quickly ratify The Electric Power Consumers Rate Relief Act (EPCRR) of 1998 to ensure that individual States have the authority to review and reduce where appropriate, rates charged by non-utility generators.

Moved by: Mr. Regan  
Seconded by: Mr. Graffrath

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

A motion was made by Legislator Myers, seconded by Legislator Truax and carried, to amend Resolution Intro. No. 277-98 (Requesting New York State Department of Agriculture to Enforce Existing Statutes and to Adopt New Regulations Regarding the Importation of Migratory Bees into the State of New York), by changing Section 2. to Section 3. and adding the following:

Section 2. That the New York State Department of Agriculture is requested to provide the necessary personnel to enforce the provisions of Section 173 of the Agriculture and Markets Law which provides for the inspection of apiaries within the State irrespective of the origin of the bees in such apiaries.

## RESOLUTION NO. 271-98

REQUESTING NEW YORK STATE DEPARTMENT OF AGRICULTURE TO ENFORCE  
EXISTING STATUTES AND TO ADOPT NEW REGULATIONS REGARDING THE  
IMPORTATION OF MIGRATORY BEES INTO THE STATE OF NEW YORK

Offered by: Resource Management Committee

WHEREAS, bee keeping and the production of honey are important agricultural activities in Allegany County and the State of New York, and

WHEREAS, the unregulated importation of migratory bees and the placement of their hives has an adverse impact on the keeping of native honey bees and the production of honey, and

WHEREAS, the New York State Department of Agriculture does not have sufficient resources to adequately supervise the importation of migratory bees nor regulations to control the placement of the hives of migratory bees within the State of New York, now, therefore, be it

**RESOLVED:**

1. That the New York State Department of Agriculture is requested to hire sufficient personnel to enforce existing laws regarding the importation of migratory bees into the State of New York and to enact regulations with respect to the siting of hives of migratory bees once imported into the State of New York.

2. That the New York State Department of Agriculture is requested to provide the necessary personnel to enforce the provisions of Section 173 of the Agriculture and Markets Law which provides for the inspection of apiaries within the State irrespective of the origin of the bees in such apiaries.

3. That the Clerk of this Board is directed to send a certified copy of this resolution to the New York State Commissioner of Agriculture, the Inter-county Association of Legislative Bodies of Western New York, Inter-County Legislative Committee of the Adirondacks and the New York State Association of Counties.

Moved by: Mrs. Myers  
Seconded by: Mr. Regan

Adopted: Roll Call  
12 Ayes, 1 No, 2 Absent  
(Voting No: Lucas)

**RESOLUTION NO. 272-98**

**APPROPRIATION OF NON-BUDGETED STATE GRANT IN AID TO  
PUBLIC HEALTH: HEALTH 5-A-DAY NUTRITION ACCOUNT**

Offered by: Human Services and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$457 in non-budgeted State grant in aid is appropriated to Account No. A4082.8, with a like sum credited to Revenue Account No. A3474.0.

Moved by: Mr. Truax  
Seconded by: Mr. Dibble

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 273-98**

**APPROPRIATION OF NON-BUDGETED STATE GRANT IN AID TO HEALTH  
DEPARTMENT EARLY INTERVENTION PROGRAM ACCOUNT AND TRANSFER  
OF FUNDS FROM COUNTY HEALTH DEPARTMENT ACCOUNT TO HEALTH  
DEPARTMENT EARLY INTERVENTION PROGRAM ACCOUNT**

Offered by: Human Services and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$69,323 in non-budgeted State grant in aid is appropriated to Account No. A4060.4, with the sum of \$9678 credited to Revenue Account No. A10.3401.07; \$50,560 to Revenue Account No. A02.1620.05, and \$9,085 to Revenue Account No. A02.1620.06.

2. That the sum of \$9678 is transferred from Account No. A4010.4 to Account No. A4060.4.

Moved by: Mr. Truax  
 Seconded by: Mr. Dibble

Adopted: Roll Call  
 13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 274-98**

**TRANSFER OF FUNDS WITHIN MEDICAL EXAMINERS AND CORONERS ACCOUNT;  
 TRANSFER OF FUNDS WITHIN HEALTH DEPARTMENT: PUBLIC HEALTH:  
 COMMUNITY HEALTH ASSESSMENT ACCOUNT AND CANCER  
 SCREENING ACCOUNT**

Offered by: Human Services Committee

**RESOLVED:**

1. That the sum of 1,815 is transferred from Account No. A1185.4 to Account No. A1185.1.
2. That the sum of \$423 is transferred from Account No. A4047.2 to Account No. A4047.4.
3. That the sum of \$753 is transferred from Account No. A4071.4 to Account No. A4071.8.

Moved by: Mr. Truax  
 Seconded by: Mr. Dibble

Adopted: Roll Call  
 13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 275-98**

**TRANSFER OF FUNDS WITHIN PLANNING ACCOUNT**

Offered by: Planning and Development Committee

**RESOLVED:**

1. That the sum of \$650 is transferred from Account No. A8020.4 to Account No. A8020.2 for the purchase of a computer zip drive/diskettes and a CD-ROM with georeferenced USGS topographic raster maps for Allegany County.

Moved by: Mr. Regan  
 Seconded by: Mr. Graffrath

Adopted: Roll Call  
 13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 276-98**

**TRANSFER OF FUNDS WITHIN RISK RETENTION FUND**

Offered by: Personnel and Ways and Means Committees

**RESOLVED:**

1. That the sum of \$10,000 is transferred from Account No. CS1933.4, Claims Approved by Supreme Court, to Account No. CS1937.4, Expert or Professional Services, to cover any further legal fees for fiscal year 1998.

Moved by: Mr. Saylor  
 Seconded by: Mr. Burdick

Adopted: Roll Call  
 13 Ayes, 0 Noes, 2 Absent

## RESOLUTION NO. 277-98

**TRANSFER OF FUNDS WITHIN CENTRAL SERVICE COMPUTER ACCOUNT AND  
TO CENTRAL SERVICE COMPUTER ACCOUNT FROM ECONOMIC DEVELOPMENT  
ACCOUNT FOR COUNTY WEB PAGE AND NETWORKING CONTRACTED  
SERVICES**

Offered by: Technology, Planning and Development and Ways and Means  
Committees

**RESOLVED:**

1. That to Account No. A1680.4 there is transferred the sum of \$1,500 from Account No. A1680.1 and the sum of \$2,500 from Account No. A6430.4 for the purpose of covering expenses in connection with developing and maintaining a County Web Page.

2. That the sum of \$8,500 is transferred from Account No. A1680.1 to Account No. A1680.4 to contract for networking services.

Moved by: Mr. Heineman

Adopted: Roll Call

Seconded by: Mr. Regan

13 Ayes, 0 Noes, 2 Absent

## RESOLUTION NO. 278-98

**TRANSFER OF FUNDS WITHIN ECONOMIC DEVELOPMENT ACCOUNT**

Offered by: Planning and Development Committee

**RESOLVED:**

1. That the sum of \$440 is transferred from Account No. A6430.4 to Account No. A6430.2 for the purchase of two filing cabinets, tri-fold machine and easel.

Moved by: Mr. Regan

Adopted: Roll Call

Seconded by: Mrs. Myers

13 Ayes, 0 Noes, 2 Absent

## RESOLUTION NO. 279-98

**REFUND OF REAL PROPERTY TAXES FOR JOHN A. FIMBEL**

Offered by: Ways and Means Committee

Pursuant to Real Property Tax Law §556

**WHEREAS**, applications, in duplicate, dated November 13, 1998, have been made by or for John A. Fimbel of Kenmore, New York, to this County's Director of Real Property Tax Service Agency for a refund of taxes, and

**WHEREAS**, such County Director has transmitted written reports of his investigation of each claimed "clerical error" set forth in such applications and his written recommendation for action thereon by this Board, and

**WHEREAS**, this Board has examined the applications and the reports to determine whether each claimed "clerical error" exists, now, therefore, be it

**RESOLVED:**

1. That this Board of Legislators does determine that each claimed "clerical error" alleged in applications made by or for John A. Fimbel under date of November 13, 1998, exists and that the applications are approved.

2. That the County Treasurer is directed to refund to John A. Fimbel, the total sum of \$944.18 and to make the following charges on his books:

	1998	1997	1996
Allegany County	152.61	184.27	45.11
Town of Bolivar	119.66	109.82	27.93
Bolivar Fire	12.54	12.35	3.14
Bolivar Richburg School	189.27	87.48	

3. That the amount to be charged to the above named School shall not be charged until 10 days have elapsed from the date of mailing of a copy of this resolution to such School, and the Clerk of this Board is directed to mail a copy of this resolution to such School.

4. That the amount charged to such School shall be deducted by the County Treasurer from those moneys which shall be payable by him to such School by reason of taxes which are returned to him by such School after the date when such charge is made and which shall be payable to such School after May 1, 1999.

5. That the County Treasurer is directed to send a notice in writing to such School prior to May 1, 1999, that shall inform such School that the amount charged will be deducted from those moneys which are payable to such School after May 1, 1999.

Moved by: Mr. Burdick  
Seconded by: Mr. Truax

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 280-98**

**APPROVAL OF FINAL 1999 ALLEGANY COUNTY PLAN UNDER COUNTY SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED; AUTHORIZING STOP-DWI COORDINATOR TO ENTER INTO AGREEMENTS FOR SERVICES**

Offered by: Resource Management Committee

Pursuant to Vehicle and Traffic Law § 1197

**RESOLVED:**

1. That the final Allegany County 1999 STOP-DWI Plan is approved and shall replace on and after January 1, 1999, the Plan approved by Resolution No. 261-97.

2. That the STOP-DWI Coordinator is authorized to enter into agreements with Towns and Villages who wish to participate in the STOP-DWI Program; all such agreements to be in accordance with the approved Plan.

Moved by: Mrs. Myers  
Seconded by: Mr. Regan

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

Resolution Intro. No. 287-98 (Levying Taxes and Assessments Required for Purposes of Annual Budgets of the Towns of Allegany County) was not prefiled and was considered from the floor on a motion by Legislator Burdick, seconded by Legislator Truax and carried.

**RESOLUTION NO. 281-98**

**LEVYING TAXES AND ASSESSMENTS REQUIRED FOR PURPOSES OF ANNUAL BUDGETS OF THE TOWNS OF ALLEGANY COUNTY**

Offered by: Ways and Means Committee

Pursuant to Town Law § 115

WHEREAS, there has been presented to the Board of Legislators a duly certified copy of the annual adopted budget of each of the several Towns in the County of Allegany for the fiscal year beginning January 1, 1999, now, therefore, be it

**RESOLVED:**

1. That there is levied, assessed and raised by tax and assessments upon the real property liable therefor situate in the following Towns outside of any incorporated villages wholly or partially located therein, the General Fund and Highway Fund amounts specified in the annual adopted budgets of such Towns and indicated opposite such Towns, as follows:

	General Fund	Highway Fund
Alfred	14,184.00	74,653.00
Almond	3,581.00	19,296.00
Amity	2,250.00	118,000.00
Andover	7,925.00	42,500.00
Angelica	0.00	34,000.00
Bolivar	12,075.00	127,030.00
Burns	0.00	34,400.00
Cuba	0.00	90,744.00
Wellsville	59,825.00	144,374.00
Wirt	.00	.00

2. That there is levied, assessed and raised by tax and assessments upon the real property liable therefor situate in the following Towns, the General Fund and Highway Fund amounts specified in the annual adopted budgets of such Towns and indicated opposite such Towns, as follows:

	General Fund	Highway Fund
Alfred	89,220.00	80,220.00
Allen	55,853.00	78,811.00
Alma	18,642.00	213,240.00
Almond	23,415.00	97,996.00
Amity	15,599.00	147,940.00
Andover	99,306.00	87,925.00
Angelica	54,000.00	53,000.00
Belfast	41,862.00	208,145.00
Birdsall	87,850.00	60,556.00
Bolivar	93,300.00	125,640.00
Burns	05,492.00	85,660.00
Caneadea	80,148.00	346,782.00
Centerville	60,000.00	92,500.00

The invocation was given by Legislator Reynolds.

Roll Call: All present except Legislators Corkey and Nielsen.

**APPROVAL OF MINUTES:**

A motion was made by Legislator Bennett, seconded by Legislator Dibble and carried, to approve the board meeting minutes of November 9, November 12 and November 23, 1998.

**PRIVILEGE OF THE FLOOR:**

Legislator Dibble requested the privilege of the floor for Gail Bartas, Secretary-Treasurer of the Allegany County Federation of Snowmobilers. Ms. Bartas displayed a map of snowmobile trails in the County and expressed appreciation for the help and cooperation in the development of the trail system.

**ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:**

1. A letter was received from the New York Farm Bureau regarding the passage of the Dairy Compact bill.

**PRIVILEGE OF THE FLOOR:**

Chairman Walchli presented Certificates of Appreciation to Linda Canfield, Joan Sinclair and Duane Griswold, on their pending retirements from County service.

**RESOLUTIONS:**

**RESOLUTION NO. 282-98**

**RESOLUTION FIXING DATE OF 1999 ORGANIZATION MEETING**

Offered by: Ways and Means Committee

**RESOLVED:**

1. That the Board of Legislators shall meet on Monday, January 4, 1999, at 2:00 P.M. in the Legislators' Chambers in the County Office Building, Belmont, New York, for the purpose of organizing the Board, selecting a Chairman and such other officers or appointees as may be desired, and for the transaction of any other business which could properly come before any regular meeting of the Board.

Moved by: Mr. Burdick  
Seconded by: Mr. Sylor

Adopted: Acclamation

**RESOLUTION NO. 283-98**

**SUSPENDING CERTAIN COUNTY BOARD RULES AFFECTING PROPOSED  
RESOLUTIONS REQUESTED TO BE SUBMITTED AT ORGANIZATION  
MEETING ON JANUARY 4, 1999**

Offered by: Ways and Means Committee

**RESOLVED:**

1. That section D. of Rule 170 and sections C., D. and E. of Rule 180 of County Board Rules, are suspended for proposed resolutions which are requested to be submitted at the organization

meeting of the County Board of Legislators to be held on January 4, 1999.

Moved by: Mr. Burdick  
Seconded by: Mr. Sylor

Adopted: Acclamation

**RESOLUTION NO. 284-98**

**RESOLUTION DESIGNATING OFFICIAL NEWSPAPERS FOR THE PUBLICATION  
OF LOCAL LAWS, NOTICES AND OTHER MATTERS REQUIRED BY LAW  
TO BE PUBLISHED IN 1999**

Offered by: Ways and Means Committee

**WHEREAS**, in accordance with subdivision 1 of Section 214 of the County Law the members of this Board of Legislators representing respectively each of the two principal political parties into which the people of this State are divided have designated in writing the newspapers set forth below to publish, in 1999, the concurrent resolutions of the State Legislature, election notices issued by the Secretary of State, and the official canvass:

Concurrent resolutions of the Legislature:

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

Election Notices and Official Canvass:

Wellsville Daily Reporter, Wellsville, New York  
(Republican)  
The Alfred Sun, Alfred, New York (Democrat)

and

**WHEREAS**, subdivision 2 of Section 214 of the County Law requires this Board of Legislators to annually designate at least two newspapers within the County of Allegany as official newspapers for the publication of all local laws, notices and other matters required by law to be published, now, therefore, be it

**RESOLVED:**

1. That the newspapers listed below are designated as the official newspapers of the County of Allegany for the publication of local laws, notices and other matters required by law to be published in 1999:

Wellsville Daily Reporter, Wellsville, New York  
The Alfred Sun, Alfred, New York

Moved by: Mr. Burdick  
Seconded by: Mr. Bennett

Adopted: Acclamation

**RESOLUTION NO. 285-98**

**APPOINTMENT OF COUNTY ATTORNEY AND FIXING ANNUAL  
SALARY THEREFOR**

Offered by: Ways and Means Committee

Pursuant to County Law § 500

**WHEREAS**, James T. Sikaras has resigned as County Attorney effective December 31, 1998, now, therefore, be it

**RESOLVED:**

1. That Daniel J. Guiney, a resident attorney-at-law, is appointed Allegany County Attorney for an unexpired term commencing December 31, 1998, and expiring December 31, 2001.

2. That the base annual salary for such County Attorney is fixed at \$78,000 per annum notwithstanding the base annual salary established for such County Attorney in Resolution No. 272-97.

3. This resolution shall take effect on December 31, 1998.

Moved by: Mr. Burdick  
Seconded by: Mr. Saylor

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 286-98****APPOINTMENT OF CLERK OF BOARD OF LEGISLATORS AND FIXING ANNUAL SALARY THEREFOR**

Offered by: Ways and Means Committee

Pursuant to County Law § 475

**WHEREAS**, Linda J. Canfield has resigned as Clerk of this Board of Legislators effective December 31, 1998, now, therefore, be it

**RESOLVED:**

1. That Brenda R. Hotchkiss of Belmont, New York, is appointed Clerk of this Board of Legislators to serve during the pleasure of this Board and until her successor is appointed and qualified.

2. That the base annual salary for such Clerk is fixed at \$37,000 per annum notwithstanding the base annual salary established for such Clerk in Resolution No. 272-97.

3. This resolution shall take effect on December 31, 1998.

Moved by: Mr. Burdick  
Seconded by: Mr. Truax

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 287-98****CREATING ONE POSITION OF TRANSFER STATION OPERATOR IN THE PUBLIC WORKS DEPARTMENT**

Offered by: Public Works Committee

**RESOLVED:**

1. That one position of Transfer Station Operator is created in the Public Works Department.

2. This resolution shall take effect January 1, 1999.

Moved by: Mr. Burdick  
Seconded by: Mr. Graffrath

Adopted: Roll Call  
12 Ayes, 1 No, 2 Absent  
(Voting No: Lucas)

## RESOLUTION NO. 288-98

CREATING POSITIONS OF PROBATION SUPERVISOR AND PROBATION ASSISTANT  
AND ABOLISHING POSITIONS OF PROBATION OFFICER AND PART-TIME  
PROBATION ASSISTANT IN COUNTY PROBATION DEPARTMENT

Offered by: Public Safety Committee

## RESOLVED:

1. That one position of Probation Supervisor and one position of Probation Assistant are created and one position of Probation Officer and one part-time position of Probation Assistant are abolished in the County Probation Department.

2. This resolution shall take effect January 1, 1999.

Moved by: Mr. Bennett  
Seconded by: Mr. Graffrath

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

## RESOLUTION NO. 289-98

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

Offered by: Personnel Committee

## RESOLVED:

1. That commencing January 1, 1999, 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. 267-96, and which salary or rate of compensation such unit employee is entitled to receive commencing January 1, 1999, 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, 1999, 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. 90-97, 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, 1999, 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 his jurisdiction receiving such recommendation being approved.

3. That commencing January 1, 1999, 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. 277-95, shall receive the salary or rate of compensation for the step of the Grade of the position occupied that is set forth in "Appendix C" of said Agreement, and which salary or rate of compensation such unit employee is entitled to receive commencing January 1, 1999, 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, 1999, 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 amended, and which salary such non-unit employee is entitled to receive commencing January 1, 1999; the increment recommendations from the department heads for each such non-unit employee under their jurisdiction receiving such recommendation being approved.

5. 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 and four of this resolution to the County officers who are responsible for preparing the payrolls of such employees.

6. That commencing January 1, 1999, 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:

Title	Base Salary
County Legislators (15)	\$75 per diem-Board \$75 per diem-daily County work
Chairman of the Board	7,500
Majority Leader	300
Budget Officer	2,000
Deputy Budget Officer	2,000
County Administrator	55,000
Clerk of the Board	37,000
District Attorney	99,000
Assistant District Attorney (1st)	25,000
Assistant District Attorney (2nd)	22,900
Assistant District Attorney (3rd)	22,900
Assistant District Attorney (4th)	21,750
Assistant District Attorney (5th)	21,600
Public Defender	37,100
Assistant Public Defender (1st)	28,600
Assistant Public Defender (2nd)	22,900
Coroners	\$100 per diem
Coroners' Physician	\$50 per diem
Deputy County Auditor	1,100
County Treasurer	55,100
Real Property Tax Agency Director	36,600
County Clerk	48,900
County Attorney	78,000
Assistant County Attorney (1st)	50,000
Assistant County Attorney (2nd)	45,000
Personnel Officer	44,600
Election Commissioners (2)	10,200
Public Works Superintendent	52,500
Seasonal Laborers (Public Works)	\$5.50/hour
Director of Data Processing	39,250
Sheriff	42,500
Probation Director II	46,400
STOP-DWI Coordinator	12,400
Youth Bureau Program Director	24,700
Fire Coordinator	8,000

Safety Officer	3,000
Emergency Services Director	31,250
Public Health Director	46,000
Speech Pathologist	\$28.85/hour
Community Services Agency Director	24,260
Chief Fiscal Officer	13,800
Intensive Case Coordinator	35,250
Intensive Case Manager (1)	31,000
Intensive Case Manager (2)	25,750
Social Services Commissioner	46,000
Mail Clerk, part-time	\$6.50/hour
Director of Development	35,000
Office For Aging Director	37,100
Office For The Aging:	
Site Mans., Drivers, Aides	\$5.15-7.15/hour
Rushford Lake:	
Youth Agencies Director	\$315/week
Lifeguards	\$6.75/hour
Employment and Training Director III	44,300
SDA Fiscal Officer	2,830
JTPA Summer Counselors	\$7.40/hour
Remedial English Teacher (temporary)	\$10.75/hour
Remedial Mathematics Teacher (temporary)	\$10.75/hour
Executive Secretary, Workers Compensation	22,300

Moved by: Mr. Saylor  
 Seconded by: Mr. Truax  
 Adopted: Roll Call  
 9 Ayes, 4 Noes, 2 Absent  
 (Voting No: Bennett, Heineman, Regan, Reynolds)

**RESOLUTION NO. 290-98**

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

Offered by: Personnel Committee

**RESOLVED:**

1. That effective January 1, 1999, Section 6 of Resolution No. 297-75, as last amended by Resolution No. 273-97, 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	Incr.
1	19754	20574	21394	22214	23034	23854	24674	25494	820
2	20375	21222	22069	22916	23763	24610	25457	26304	847
3	20992	21862	22732	23602	24472	25342	26212	27082	870
4	21616	22511	23406	24301	25196	26091	26986	27881	895
5	22241	23186	24131	25076	26021	26966	27911	28856	945
6	22865	23839	24813	25787	26761	27735	28709	29683	974
7	23481	24475	25469	26463	27457	28451	29445	30439	994
8	24105	25132	26159	27186	28213	29240	30267	31294	1027
9	24725	25797	26869	27941	29013	30085	31157	32229	1072
10	25344	26436	27528	28620	29712	30804	31896	32988	1092
11	25970	27091	28212	29333	30454	31575	32696	33817	1121
12	26589	27730	28871	30012	31153	32294	33435	34576	1141
13	27211	28405	29599	30793	31987	33181	34375	35569	1194
14	27837	29058	30279	31500	32721	33942	35163	36384	1221
15	28458	29704	30950	32196	33442	34688	35934	37180	1246
16	29078	30347	31616	32885	34154	35423	36692	37961	1269
17	29700	31017	32334	33651	34968	36285	37602	38919	1317

18	30320	31663	33006	34349	35692	37035	38378	39721	1343
19	30941	32309	33677	35045	36413	37781	39149	40517	1368
20	31565	32956	34347	35738	37129	38520	39911	41302	1391
21	32188	33630	35072	36514	37956	39398	40840	42282	1442
22	32812	34284	35756	37228	38700	40172	41644	43116	1472
23	33431	34923	36415	37907	39399	40891	42383	43875	1492
24	34056	35573	37090	38607	40124	41641	43158	44675	1517
25	34673	36244	37815	39386	40957	42528	44099	45670	1571
26	35295	36885	38475	40065	41655	43245	44835	46425	1590
27	35916	37532	39148	40764	42380	43996	45612	47228	1616
28	36541	38186	39831	41476	43121	44766	46411	48056	1645
29	37163	38856	40549	42242	43935	45628	47321	49014	1693
30	37782	39499	41216	42933	44650	46367	48084	49801	1717
31	38407	40150	41893	43636	45379	47122	48865	50608	1743
32	39028	40798	42568	44338	46108	47878	49648	51418	1770
33	39650	41463	43276	45089	46902	48715	50528	52341	1813
34	40272	42112	43952	45792	47632	49472	51312	53152	1840
35	40893	42759	44625	46491	48357	50223	52089	53955	1866
36	41512	43405	45298	47191	49084	50977	52870	54763	1893
37	42135	44077	46019	47961	49903	51845	53787	55729	1942
38	42753	44720	46687	48654	50621	52588	54555	56522	1967
39	43372	45364	47356	49348	51340	53332	55324	57316	1992
40	43993	46008	48023	50038	52053	54068	56083	58098	2015

Moved by: Mr. Saylor  
 Seconded by: Mr. Lucas

Adopted: Roll Call  
 13 Ayes, 0 Noes, 2 Absent

A motion was made by Legislator Lucas and seconded by Legislator Heineman, to table Resolution Intro. No. 297-98 (A Resolution in Relation to the Improvement of a Portion of Mt. Monroe Road in the Town of New Hudson) and Resolution Intro. No. 298-98 (Authorizing Takeover of Certain Village Streets in the Village of Belmont upon Resolution of Approval by Village Board). It was requested that this matter be returned to the Public Works Committee for a complete review of the county highway system with a report back in 6 months on the management of the highway system. The motion was defeated on a roll call vote of 7 Ayes, 6 Noes, 2 Absent. (Voting No: Burdick, Graffrath, Myers, Regan, Truax, Walchli).

Resolution Intro. No. 297-98 (A Resolution in Relation to the Improvement of a Portion of Mt. Monroe Road in the Town of New Hudson) was DEFEATED on a roll call vote of 6 Ayes, 7 Noes, 2 Absent. (Voting No: Bennett, Dibble, Heineman, Lucas, Reynolds, Sherman, Saylor).

Resolution Intro. No. 298-98 (Authorizing Takeover of Certain Village Streets in the Village of Belmont Upon Resolution of Approval by Village Board) was withdrawn by Legislator Lucas.

#### RESOLUTION NO. 291-98

##### TRANSFER OF FUNDS WITHIN PROBATION ACCOUNT

Offered by: Public Safety Committee

##### RESOLVED:

1. That the sum of \$3,500 is transferred from Account No. A3140.1 to Account No. A3140.4.

Moved by: Mr. Bennett  
 Seconded by: Mr. Graffrath

Adopted: Roll Call  
 13 Ayes, 0 Noes, 2 Absent

## RESOLUTION NO. 292-98

## TRANSFER OF FUNDS WITHIN EMERGENCY SERVICES ACCOUNT

Offered by: Public Safety Committee

## RESOLVED:

1. That the sum of \$8,000 is transferred from Account No. A3640.4 to Account No. A3640.2 for the purchase and upgrade of EMS training equipment.

Moved by: Mr. Bennett  
Seconded by: Mr. Sherman

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

## RESOLUTION NO. 293-98

## TRANSFERS BETWEEN APPROPRIATION ACCOUNTS

Offered by: Ways and Means Committee

WHEREAS, the Committees of this Board have authorized expenditures and such expenditures may be in excess of appropriations, and

WHEREAS, unexpended, unencumbered balances may exist in accounts, now, therefore, be it

## RESOLVED:

1. That the County Treasurer is authorized to make transfers between appropriation accounts upon his books and to expend the same therefrom as he deems necessary for the purpose of balancing the accounts for the end of the 1998 fiscal year.

2. That upon the completion of such transfers the County Treasurer shall file a certification listing such transfers with the Clerk of this Board. Such certification shall be incorporated in the 1998 proceedings of this Board following this resolution.

Moved by: Mr. Burdick  
Seconded by: Mr. Bennett

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

## CERTIFICATE OF THE COUNTY TREASURER

I, the undersigned, being the Allegany County Treasurer, do hereby certify that the following line transfers were duly made and entered into the books of my office pursuant to Resolution No. 293-98.

	<u>TO</u>	<u>FROM</u>	<u>AMOUNT</u>
1.	A1010.1	A1990.4	19,252.00
2.	A1010.4	A1990.4	3,850.00
3.	A1040.1	A1990.4	10,564.00
4.	A1040.4	A1990.4	1,173.00
5.	A1185.1	A1990.4	2,605.00
6.	A1185.4	A1990.4	2,335.00
7.	A1325.1	A1990.4	11,570.00
8.	A1325.2	A6135.4	1,542.00
9.	A1325.4	A6135.4	15,965.00
10.	A1320.1	A6135.4	1.00
11.	A1340.1	A6135.4	1.00
12.	A1362.4	A1671.4	8,197.00
13.	A1410.1	A1410.4	9,018.00

14.	A1410.1	A1420.1	93.00
15.	A1410.2	A6109.4	9,725.00
16.	A1420.4	A1420.1	14,446.00
17.	A1430.1	A1430.2	856.00
18.	A1430.1	A1430.4	6,743.00
19.	A1430.1	A1420.1	1,679.00
20.	A1490.1	A1610.4	3,994.00
21.	A1620.4	A1620.1	21,531.00
22.	A1620.4	A1620.2	1,499.00
23.	A1620.4	A6109.4	16,906.00
24.	A1670.4	A1671.4	1,248.00
25.	A1680.4	A1680.1	7,903.00
26.	A1950.4	A1930.4	503.00
27.	A2495.4	A6109.4	66,997.00
28.	A3141.1	A3141.4	3,614.00
29.	A3141.8	A3141.4	2,204.00
30.	A3142.8	A3110.1	2,551.00
31.	A3143.4	A3110.1	526.00
32.	A3143.8	A3110.1	2,551.00
33.	A3150.1	A2960.4	127,574.00
34.	A3640.1	A3640.4	2,532.00
35.	A4011.1	A4010.1	50,882.00
36.	A4011.2	A4011.4	298.00
37.	A4052.8	A4052.4	1,124.00
38.	A4056.4	A4056.2	16,781.00
39.	A4056.8	A4056.2	212.00
40.	A4060.4	A4010.1	12,843.00
41.	A4071.8	A4010.1	693.00
42.	A4220.4	A6109.4	90,947.00
43.	A4310.1	A6109.4	764.00
44.	A4310.2	A6109.4	21,346.00
45.	A4310.4	A6109.4	89,840.00
46.	A4312.1	A4312.2	810.00
47.	A4390.4	A4312.4	3,052.00
48.	A6010.1	A6109.4	65,123.00
49.	A6010.2	A6109.4	1,937.00
50.	A6015.1	A6015.4	11,123.00
51.	A6070.4	A6109.4	61,333.00
52.	A6148.4	A6140.4	24,101.00
53.	A6510.1	A6140.4	9,707.00
54.	A6430.2	A6430.1	189.00
55.	A6610.1	A6109.4	3,595.00
56.	A6772.4	A6109.4	13,607.00
57.	A6772.8	A6109.4	215.00
58.	A6773.1	A6109.4	2,120.00
59.	A6773.2	A6109.4	90.00
60.	A6773.8	A6109.4	173.00
61.	A6774.1	A6109.4	1,225.00
62.	A6774.8	A6109.4	54.00
63.	A6776.1	A6109.4	3,673.00
64.	A6777.1	A6109.4	69.00
65.	A6777.4	A6109.4	23.00
66.	A6778.1	A6778.4	52.00
67.	A6779.1	A6109.4	3,782.00
68.	A6779.8	A6109.4	1,260.00
69.	A6781.1	A2960.4	398.00
70.	A6781.4	A2960.4	18.00
71.	A6781.8	A2960.4	155.00
72.	A6782.1	A2960.4	85.00
73.	A6782.8	A2960.4	1.00
74.	A6783.1	A2960.4	93.00
75.	A6784.1	A2960.4	94.00
76.	A6784.4	A2960.4	3.00
77.	A7510.1	A2960.4	2,123.00

78.	A8020.2	A8020.1	26.00
79.	A8160.1	A8160.2	165.00
80.	A8160.4	A2960.4	13,029.00
81.	A8710.4	A2960.4	4,612.00
82.	A4310.8	A6109.4	3,101.00
83.	A9040.8	A9030.8	1,429.00
84.	A9730.7	A6109.4	10,084.00
85.	A1325.4	A6109.4	7,241.00
86.	A7310.2	A7310.1	2,060.00
87.	A9522.9	A6109.4	30,000.00
88.	A9523.9	A6109.4	20,000.00
89.	A9560.9	A6109.4	100,000.00
90.	A9560.9	A6109.4	847,000.00
91.	A9560.9	A6119.4	253,000.00
92.	CD6290.1	CD6291.1	6,742.00
93.	CD6290.2	CD6291.1	181.00
94.	CD6290.8	CD6291.1	1,677.00
95.	CD6290.8	CD6291.4	206.00
96.	CD6292.2	CD6292.1	84.00
97.	CD6391.4	CD6292.4	2,375.00
98.	CD6690.1	CD6690.2	325.00
99.	CD6690.8	CD6690.4	1,520.00
100.	CD6290.1	CD6290.4	2.00
101.	CS1937.4	CS125031.00	68,000.00
102.	CS9050.8	CS125031.00	32,000.00
103.	CSH1710.4	CSH125031.00	10,000.00
104.	CSH1722.4	CSH125031.00	5,000.00
105.	CSH9061.8	CSH125031.00	880,000.00
106.	CSH9063.8	CSH125031.00	200,000.00
107.	CSH9064.8	CSH125031.00	5,000.00
108.	D5020.1	D5020.4	6,327.00
109.	D5020.2	D5020.4	15.00
110.	D3310.1	D5020.4	331.00
111.	D5110.1	D5142.4	31,427.00
112.	D9055.8	D5142.4	3,406.00
113.	DM5130.4	DM5130.1	1,295.00
114.	DM9055.8	DM5130.1	620.00
115.	DM5130.4	DM125032.00	20,000.00
116.	S1410.1	S1710.4	3,915.00
117.	S1710.8	S1710.4	1,326.00
118.	S172.4	S1710.4	14,073.00

Dated: April 5, 1999

James F. Mulholland  
Allegany County Treasurer

**RESOLUTION NO. 294-98**

**APPROVAL OF AGREEMENT BETWEEN COUNTY OF ALLEGANY AND ALLEGANY  
COUNTY FEDERATION OF SNOWMOBILERS, INC.; APPROPRIATION  
OF NON-BUDGETED STATE GRANT IN AID**

Offered by: Resource Management and Ways and Means Committees

**RESOLVED:**

1. That Agreement dated December 28, 1998, between the County of Allegany and Allegany County Federation of Snowmobilers, Inc., is approved.

2. That the Chairman of this Board is authorized to execute said Agreement.

3. That the sum of up to \$40,985 in non-budgeted State grant in aid is appropriated to Account No. A7185.483, with a like sum credited to Revenue Account A10 3089.01.

Moved by: Mrs. Myers  
Seconded by: Mr. Dibble

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 295-98**

**APPROVAL OF AGREEMENT BETWEEN COUNTY OF ALLEGANY, ACTING BY AND THROUGH ITS OFFICE FOR THE AGING AND FRONTIER FOOD SERVICE CORPORATION FOR HOME-DELIVERED MEAL PROGRAM**

Offered by: Human Services and Ways and Means  
Committees

**RESOLVED:**

1. That Agreement dated December 28, 1998, by and between County of Allegany, acting by and through its Office For The Aging, and Frontier Food Service Corporation, is approved; the Office For The Aging Director being authorized to execute such Agreement.

2. This Board hereby expresses its present intent to appropriate necessary funds for the second year of such Agreement in the fiscal year 2000 County Budget in an amount not to exceed \$292,500.

Moved by: Mr. Truax  
Seconded by: Mr. Dibble

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

**RESOLUTION NO. 296-98**

**DETERMINING THAT THE DISPOSAL IN ALLEGANY COUNTY OF SOLID WASTE, I.E., AUTO FLUFF, GENERATED BY THE EARTHWATCH WASTE SYSTEMS, INC., FROM OUT OF THE ALLEGANY COUNTY IS IN THE PUBLIC INTEREST OF ALLEGANY COUNTY; APPROVAL OF AGREEMENT WITH EARTHWATCH WASTE SYSTEMS, INC., IN RELATION TO DISPOSAL OF AUTO FLUFF AT COUNTY LANDFILL; AUTHORIZING BOARD CHAIRMAN TO EXECUTE AGREEMENT**

Offered by: Public Works Committee

Pursuant to Local Law 1 of 1991

**RESOLVED:**

1. That it is presently in the public interest of the County of Allegany to allow the disposal at the County landfill at Angelica of non-Allegany County generated solid waste i.e., auto fluff from Earthwatch Waste Systems, Inc., of Buffalo, N. Y., and its authorized customers.

2. That Agreement dated January 1, 1999, entitled "Agreement For Purchase of Tonnage Capacity at Allegany County Landfill" between Allegany County and Earthwatch Waste Systems, Inc., is approved.

3. That the Chairman of this Board is authorized to execute such Agreement.

Moved by: Mr. Burdick  
Seconded by: Mr. Truax

Adopted: Roll Call  
12 Ayes, 1 No, 2 Absent  
(Voting No: Saylor)

## RESOLUTION NO. 297-98

APPROVAL OF SOUTHERN TIER TASK FORCE DRUG ENFORCEMENT PROGRAM  
 AGREEMENT WITH CHAUTAUQUA COUNTY; AUTHORIZING CHAIRMAN TO  
 EXECUTE AGREEMENT; SHERIFF TO ADMINISTER AGREEMENT

Offered by: Public Safety Committee

## RESOLVED:

1. That Agreement dated November 5, 1998, entitled "Southern Tier Task Force Drug Enforcement Program," with the County of Chautauqua, New York, is approved.
2. That the Chairman of this Board is authorized to execute such Agreement.
3. That the Allegany County Sheriff shall be responsible for the administration of the Agreement as to Allegany County's interest.

Moved by: Mr. Bennett  
 Seconded by: Mr. Reynolds

Adopted: Roll Call  
 13 Ayes, 0 Noes, 2 Absent

## RESOLUTION NO. 298-98

APPROVAL OF MUNICIPAL COOPERATIVE CONTRACT WITH CERTAIN  
 MUNICIPALITIES FOR SOUTHERN TIER TASK FORCE DRUG  
 ENFORCEMENT PROGRAM; AUTHORIZING CHAIRMAN TO  
 EXECUTE CONTRACT; SHERIFF TO  
 ADMINISTER CONTRACT

Offered by: Public Safety Committee

## RESOLVED:

1. That "Contract Between County of Chautauqua, County of Allegany, County of Cattaraugus, City of Olean, and County of Wyoming For Southern Tier Drug Enforcement Program," dated November 5, 1998, is approved.
2. That the Chairman of this Board is authorized to execute such Contract.
3. That the Allegany County Sheriff shall be responsible for the administration of the Contract as to Allegany County's interest.

Moved by: Mr. Bennett  
 Seconded by: Mr. Truax

Adopted: Roll Call  
 13 Ayes, 0 Noes, 2 Absent

Resolution Intro. No. 307-98 (Appointment of Commissioner of Social Services and Fixing Annual Salary Therefor) was not prefiled and was considered from the floor on a motion by Legislator Truax, seconded by Legislator Bennett and carried.

## RESOLUTION NO. 299-98

APPOINTMENT OF COMMISSIONER OF SOCIAL SERVICES AND  
 FIXING ANNUAL SALARY THEREFOR

Offered by: Human Services Committee

Pursuant to Social Services Law § § 65 and 116

**WHEREAS,** Joan D. Sinclair has resigned as Commissioner of Social Services effective December 31, 1998, now, therefore, be it

**RESOLVED:**

1. That Margaret A. Cherre, is appointed Commissioner of Social Services for a term of five years commencing December 31, 1998, and expiring December 30, 2003.

2. That the base annual salary for such Commissioner of Social Services is fixed at \$46,000 per annum notwithstanding the base annual salary established for such Commissioner of Social Services in Resolution No. 289-98.

Moved by: Mr. Truax  
Seconded by: Mr. Sherman

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

Resolution Intro. No. 308-98 (Approving Agreement Between County and Ronco Communications and Electronics, Inc.; Designating Source of Funds to Cover Costs; Appointing the Clerk of the Board as Contract Administrator) was not prefiled and was considered from the floor on a motion by Legislator Heineman, seconded by Legislator Bennett and carried.

**RESOLUTION NO. 300-98**

**APPROVING AGREEMENT BETWEEN COUNTY AND RONCO COMMUNICATIONS AND ELECTRONICS, INC.; DESIGNATING SOURCE OF FUNDS TO COVER COSTS; APPOINTING THE CLERK OF THE BOARD AS CONTRACT ADMINISTRATOR**

**Offered by: Technology and Ways and Means Committees**

**WHEREAS,** Specifications For the County's New Telephone System dated September 3, 1998, were prepared by Frederick S. Wood, Licensed Professional Engineer, and

**WHEREAS,** such Specifications were incorporated into a solicitation for competitive bids for such System, which bids were received on or before September 30, 1998, and

**WHEREAS,** two bids were received, one from TR Services Incorporated and one from Ronco Communications and Electronics, Inc., and

**WHEREAS,** the Professional Engineer, the County Attorney and the Technology Committee have reviewed such bids for compliance with such Specifications, and

**WHEREAS,** the Technology and Ways and Means Committees have recommended that the bid for the installation of the New Telephone System be awarded to Ronco Communications and Electronics, Inc., now, therefore, be it

**RESOLVED:**

1. That the Agreement dated December 28, 1998, between the County of Allegany and Ronco Communications and Electronics, Inc. for the New Telephone System is approved; the Chairman of this Board being authorized to execute same.

2. That in accordance with said Agreement the expenditures for the New Telephone System to be incurred shall be in the amount of \$220,528, subject to any changes brought about by change orders

approved pursuant to the provisions of the Agreement described in Paragraph 1 of this resolution and shall be secured through the issuance of a serial bond in such amount, the terms of which shall be specified in a subsequent bond resolution of this Board.

3. That the administration of such Agreement is charged to the Clerk of the Board of Legislators.

Moved by: Mr. Heineman  
Seconded by: Mr. Truax

Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

#### AUDITS:

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

A motion was made by Legislator Truax, seconded by Legislator Sherman and adopted on a roll call vote of 13 Ayes, 0 Noes, 2 Absent (Absent: Corkey, Nielsen), that the audit of claims be approved for payment as recommended by the County Administrator.

Meeting adjourned.

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#### CERTIFICATE OF JOURNAL

LEGISLATORS' CHAMBERS  
BELMONT, NEW YORK

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

Pursuant to the provisions of law, we do hereby certify that this Journal was printed by authority of the Board of Legislators of Allegany County and the foregoing contains a true record of the Proceedings of said Board and the whole thereof, at all Regular and Special Sessions held during the year 1998.

JOHN W. WALCHLI, JR., Chairman

LINDA J. CANFIELD, Clerk

**ALLEGANY COUNTY OFFICE FOR THE AGING  
1998 ANNUAL REPORT SUMMARY**

The Allegany County Office for the Aging (ACOFA) is the identified focal point through which aging programs are funded and integrated. The ACOFA plans, coordinates and advocates the development of comprehensive and coordinated service delivery systems for all elderly, and provides limited funds for services directed at those elderly with the greatest economic or social need. Eighteen percent of Allegany County's population is over age 60. The Office for the Aging is committed to helping Allegany county residents over age 60 remain productive, independent, and maintain personal integrity.

	1998	1997	1996
The budget total for the ACOFA	\$963,941	\$940,833	\$847,044
The county share of that total was	214,310	203,989	159,262
Contributions to the agency were	160,153	156,933	143,055
 <u>NUTRITION</u>			
Total meals served	97,843	90,091	81,629
Home delivered meals	76,834	69,864	62,026
Congregate meals	21,009	20,227	19,603
 <u>ACCESS SERVICES</u>			
Transportation	4,482	5,764	4,560 rides
Legal	81	53	58 hours
Information	2,827	3,862	3,661 contacts
Referrals	914	1,196	921
 <u>IN-HOME SERVICES</u>			
Telephone Reassurance	6,289	10,282	7,981 calls
Friendly Visiting	1,928	2,411	2,434 visits
Home Repairs	572	549	248
Alzheimer's Respite	1,880	2,092	1,620 hours
 <u>E.I.S.E.P. - Expanded In-Home Service for the Elderly Program</u>			
Homemaker/Personal Care	5,670	6,374	4,922 hours
Housekeeper/Chore	1,503	812	1,344 hours
Case Management	2,669	1,981	1,893 hours
 <u>OTHER PROGRAMS</u>			
Public Information	195	208	171 programs
Case Assistance	463	614	633 hours
Counseling	656	675	684 hours
HEAP	630	654	713 certified

Alzheimer's Support Group, Stay Well Program, Senior Forum, Senior Picnic, Long Term Care Ombudsman, Caregiver Survival Skills Course, Silver Linings Newsletter.

A full text of the activities of the Office for the Aging is on file in the office of the Board of Legislators, Allegany County Courthouse, Belmont, New York.

Respectfully Submitted,

  
Kimberley Toot, Director

## ANNUAL REPORT – 1998 CORNELL COOPERATIVE EXTENSION

1998 brought many positive changes to Cornell Cooperative Extension. In an effort to reallocate resources so that more dollars could be shifted to programming, the Cornell Cooperative Extension Associations of Allegany and Cattaraugus Counties combined administrative offices. Early May 1998 saw the beginning of this process with the sharing of the Executive Director. Later in September, one Finance Manager was hired for both associations. As the year progressed, the Associations began sharing other facets of their operations. Technological support and printing of publications became an additional shared effort. The end of 1998 witnessed the sharing of a Field Crop Agent between the two counties. Because this combined effort has already shown a great deal of success, Cornell is planning to use the Allegany – Cattaraugus Compact model as a pilot project that will be used to encourage other counties across the state to do the same.

During this time of great change, programming continued to be a strong effort of the Association. Keeping the initiatives of Cornell in the forefront, successful programming was provided in the areas of Nutrition, Health and Safety; Environmental and Natural Resource Enhancement; Children, Youth and Family Well-being; and Agricultural and Food Systems Sustainability.

Under the umbrella of Nutrition, Health and Safety, over 1,400 individuals completed programs on issues of food access and affordability. Over 2,000 individuals completed educational programs on management of health risk factors by understanding information on dietary guidance and appropriate nutrition practices. More than 150 individuals completed programming on home and workplace safety and risk reduction. In October 1998, the FSNEP program (Food Stamp Nutrition Education Program) was added as another source of funding to be able to reach more Allegany County residents.

The Environmental and Natural Resource Enhancement initiative provided education in the following programs: Conservation Field Days, which reached over 450 youth, giving them the opportunity to explore current environmental issues and strategies for improving the environment; Master Gardener Program, training volunteers that assist in the expansion of the horticultural resources in the county; and Composting Education which provides information on the principles of composting.

The Children, Youth and Family well-being initiative encompasses human development, youth development and the 4-H program. County youth participated in bicycle safety, tractor safety and snowmobile safety programs, as well as programs that involve decision making, problem solving, conflict resolution and workforce preparation. Allegany County youth enrolled in the 4-H program have the opportunity to experience a variety of activities that promote positive youth development. Award trips provide programming on government and legislative issues, career exploration and education opportunities.

The Agricultural and Food Systems Sustainability initiative provided programming that ensures the long-term sustainability of the agriculture and food systems in Allegany County which will sustain the economic viability of local farms, enhancing the quality of life of farm and rural people.

Respectfully submitted,

Dianne Baker  
Regional Director

## ANNUAL REPORT

## 1998 CORONERS

## CORONERS:

L. Herbert Williams  
21 N. Genesee Street  
Fillmore, NY 14735

Ted Crowell  
296 N. Main Street  
Wellsville, NY 14895

Rex McIntosh  
24 Genesee Street  
Cuba, NY 14727

David Schwert  
35 Pine Hill  
Alfred, NY 14802

The above listed coroners were compensated \$9520.00, totaling one hundred twelve (112) investigations.

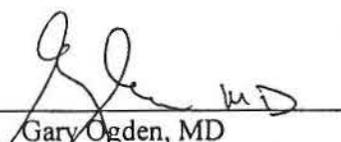
Funeral home charges totaled \$9488.43.

Coroners were also compensated for miscellaneous expenses such as mileage, telephone, and supplies totaling \$1674.58.

The following physicians assisted the coroners in signing death certificates and were compensated \$200.00.

Thomas Lawrence, MD  
Paul Kolisch, MD  
William Coch, MD  
Rajan Gulati, MD

The Health Department contract with Monroe County Health Department to perform autopsies. The Examiners Office performed fifty (50) autopsies in 1998. The contract was \$22,500.00.



\_\_\_\_\_  
Gary Ogden, MD  
Acting Public Health Director

## ANNUAL REPORT OF THE COUNTY ADMINISTRATOR FOR 1998

As usual, a variety of differing activities occurred during 1998 which the Office of the County Administrator devoted substantial time to.

Early in the year, preparation was underway as the county entered into discussions with the Allegany County Deputy Sheriffs Association for the purpose of negotiating the terms and conditions of the collective bargaining agreement which expired on December 31, 1997.

The County retained the services of Associated Labor Consultants of Tonawanda, New York who worked with the Administrator and managerial employees of the Sheriffs Department to develop a package of proposals. The Administrator oversaw the negotiation process and gave direction to Mr. Norman Stocker from Associated Labor Consultants who acted as the County's lead negotiator.

A total of two negotiating sessions between the parties occurred until the Deputy Sheriffs Association voiced its' intention to declare impasse. Impasse was never formally declared, though no further negotiation took place thereafter during the year.

Along the same lines, by choice, the Administrator has remained an integral part of the labor/management dispute resolution process with all three collective bargaining units representing county employees. This involvement, which is atypical of most County Administrators/Managers, is performed by personal preference of this County Administrator and requires approximately 10% of the annual workload of the office.

In the Spring of 1998, the Administrator became involved in discussions pertaining to the potential of establishing, via contract, a countywide public transportation system. It is envisioned such a system will not only serve the general public but will also be structured in such a way to reduce the county-borne expense of providing for the transportation of clients served by the County Department of Social Services, Office for the Aging and the Office of Employment and Training. By the end of the year, a request for proposal was drafted, advertised and disseminated to six potential vendors. It is anticipated that a contract will be forthcoming in early 1999 for the provision of this needed and necessary service.

In keeping with historic time frames, the Administrator, as the County Budget Officer, met with county department heads in June, 1998 to begin the process of formulating the 1999 County Operating Budget. On September 29, 1998 the 1999 County Tentative Budget was released to the Ways and Means Committee and carried with it a 3.2% increase in the county real property tax levy. During the month of October, the Ways and Means Committee and the Committee of the Whole reviewed the Tentative Budget and proposed, by resolutions, to reduce the Tentative Budget by approximately \$108,000. On November 23, 1998, the Board of Legislators approved a Final Budget which carried with it a 2.5% increase in the real property tax levy.

As a result of representing Allegany County as a member of the Board of Directors of the Southern Tier West Regional Planning and Development Board, I concentrated during the year on assisting in the development of a legislative bill to be entertained by the New York State Assembly and Senate which would create a public benefit corporation in the form of a four county Authority. The Authority would own what is known as the Southern Tier Mainline Extension from the point where it enters New York State in Chautauqua County to Hornell, New York and lease the operation and maintenance of the rail line to a private sector operator. This concept, which has been under contemplation for five years, is intended not only to preserve rail service in Allegany County but will also serve as an economic development inducement.

Throughout the year, the Administrator, along with the Chairman of the Board and the Chairman of the Ways and Means Committee, worked frequently with Allegany County Court Judges Wayne A. Feeman, Jr. and James E. Euken and their staff to devise a floor plan configuration which would provide

additional physical space for the courts and satisfy the County's need to submit an acceptable Court Facilities Capital Plan to the New York State Office of Court Services. By the end of 1998, with the assistance of Mr. Patrick Barrett; an architect from the Sear-Brown Group of Rochester, New York, a floor plan was negotiated which meets roughly 95% of the Courts needs.

A great deal of time, during the latter portion of 1998, was committed to the process of hiring replacements for several veteran department heads who retired. With the retirement of Joan Sinclair, D.S.S. Commissioner, James T. Sikaras, County Attorney, Linda J. Canfield, Clerk of the Board of Legislators, and Duane Griswold, Veterans Service Agency Director, the County; in one fell swoop, lost 78 years of collective department head experience and expertise.

Some activities begun by the Administrator at the close of 1998 will carry forth to completion in 1999.

The County Treasurer, Director of Data Processing and I have begun the process of assessing our status as it pertains to assuring that all county governmental functions will be operable on January 1, 2000.

I am also developing a Task Force made up of select department heads for the purpose of identifying how a Geographic Information System can be best optimized by those agencies who require and can best utilize the information available through application of this exciting technology.

In my spare time, I attended a total of 83 meetings of Standing Committees, all but one meeting of the Board of Legislators and remained active in the New York State County Administrators Association.

As your Administrator, it is with optimism that I look forward to 1999 as a year when past labors will bear fruit. It is my hope that we will have a county-wide transportation system in place and operational. It is my intent that we will be Y2K compliant. It is my goal to, at long last, present a Court Facilities Capital Plan which will be acceptable to the local officials of the court system, the State of New York and the County Board of Legislators.

But, with the anticipation of these accomplishments, we will continue to face challenges; seen and unseen, formidable and small.

Respectfully Submitted



John E. Margeson  
County Administrator

**SUMMARY OF THE 1998  
ANNUAL REPORT OF THE COUNTY ATTORNEY**

The Allegany County Attorney's Office continued to see substantial increases in the volume of work handled by the Office in 1998. The Office provided legal representation to the County Board of Legislators and all other County offices and departments. This involved the rendering of formal and informal opinions, legal research, attendance at conferences, attendance at Board and Committee meetings, individual and group consultations as well as preparation for and appearances in Supreme, County and Family Court actions and proceedings. The County officials to whom these varied services were rendered were primarily County Legislators, County Administrator, Clerk of the Board, County Clerk, County Treasurer, County Public Works Superintendent, Sheriff, Social Services Commissioner, Director of Real Property Tax Service Agency, Executive Secretary of the Mutual Self-Insurance Plan, Director of Veterans Service Agency, Director of Office of Emergency Services, Commissioners of Elections, Director of Office for the Aging, Director of Community Services Agency, Director of Data Processing, Public Health Director, County Board of Health, Coroners, Personnel Officer, County Youth Director, Probation Director, Director of Weights and Measures, Fire Coordinator, STOP/DWI Coordinator, Employment and Training Director, Director of Development, County Planner, County Historian, and Director of County Soil & Water Conservation District. Many conferences were held with these officials and much legal research work was performed for their respective benefit. In addition, laws affecting such officials' operations were examined and appropriate legal advice rendered as a result.

A wide variety of other work was undertaken for the Board of Legislators and County departments and offices. For example, the following legislation, instruments and documents were prepared and/or approved:

- a. 300 passed Resolutions, and 2 Local Laws all of which can be found in the 1998 Allegany County Legislators' Proceedings.
- b. 106 Agreements.
- c. Preparation of 110 tax deeds; extensive examination of 736 title searches to determine the persons or entities to receive notice in regard to foreclosure proceedings against real property for non-payment of taxes. This included the preparation of Petitions and Notices of Foreclosure and Tax Enforcement notifications pursuant to the Uniform Delinquent Tax Enforcement Act.
- d. Preparation of 35 confessions of judgments in regard to welfare fraud.
- e. Preparation of 373 child support satisfactions of judgment.
- f. Preparation of 11 Discharges of Mortgage as a result of the collection of \$83,884.90.

The following extensive Family Court work was performed:

- a. Case preparation and prosecution of 42 juvenile delinquency proceedings.

b. Case preparation and prosecution of 85 Persons In Need of Supervision proceedings.

c. Case preparation and prosecution of 214 child abuse and neglect proceedings.

Support Collection is one of the areas for which the County Attorney's Office provides legal oversight, with day to day representation contracted out to private counsel on behalf of the Commissioner of Social Services. The Allegany County Support Collection Unit collected a total of \$2,985,316.00 for calendar year 1998. Of that amount collected, \$743,558.00 will reimburse public assistance grants. The number of paternity cases established in calendar year 1998 was 179. The enormity of the support collection task requires a herculean effort from all members of the Support Collection team.

Other significant matters requiring extensive legal research, consultations, meetings and preparation of papers and documents in 1998 included:

- a. Changes to the Allegany County Sanitary Code;
- b. Eight year review of one Agricultural District;
- c. Bond resolutions for IDA;
- d. New phone system for the County office building;

In addition to the receipt of \$131,400 of anticipated revenues, the County Attorney's Office received unanticipated revenues of \$5,218.75 for legal services rendered to the Social Services Department, Health Department, Office of Development and Public Works. Thus, total 1998 revenues were \$136,618.75.

The specifics of matters handled by the County Attorney's Office cannot be revealed due to the law requiring that communications between attorney and client remain confidential.

The County Attorney's Office has submitted an extensive annual report which is on file with the Clerk of the Board.

Respectfully submitted,

Daniel J. Guiney  
Allegany County Attorney

## ANNUAL REPORT OF THE COUNTY CLERK

I herewith submit my report as County Clerk for the fiscal year beginning January 1, 1998, to and including December 31, 1998.

## RECEIPTS

Recording Deeds. . . . .	\$ 28,233.50	
Recording Mortgages. . . . .	52,821.50	
Recording Other Papers . . . . .	30,899.50	
Docketing Transcripts. . . . .	1,860.00	
Voluntary Surrenders of Registrations. . . . .	3,528.00	
Copies and Exemplifications of Papers and Records. . . . .	15,254.50	
Filing Papers. . . . .	62,712.50	
Automobile Registrations and Operator's Licenses, etc. . . . .	115,464.34	
Pistol Permit Fees . . . . .	3,802.00	
Record Management & Improvement Fund . . . . .	1,928.75	
All Other Services (Including:		
Mortgage Tax Clerk Hire . . . . .	\$ 300.00	
Fees for Collecting Sales Tax . . . . .	5,210.00	
1/2 interest on Sales Tax Fees. . . . .	281.82	
Fees for Collecting Transfer Tax. . . . .	2,660.00	
Misc. (Passports, Census Records, etc) . . . . .	6,329.49	
	<u>\$ 14,781.31</u>	<u>14,781.31</u>
Total. . . . .		\$331,285.90

All of the above fees have been paid to the County Treasurer.  
Receipts are on file.

## MORTGAGE TAX

Mortgage Tax Collected. . . . .		\$501,857.72
Paid to County Treasurer . . . . .	\$342,173.98	
Paid to Business Records Corp. (forms) . . . . .	599.83	
*Clerk Hire. . . . .	300.00	
Paid to New York State Mortgage Agency . . . . .	158,783.91	
	<u>\$501,857.72</u>	<u>\$501,857.72</u>

## TRANSFER TAX

Total Transfer Tax Collected. . . . .		\$198,600.15
*Paid to County Treasurer. . . . .	\$ 2,660.00	
Paid to N.Y.S. Tax Commission. . . . .	195,940.15	
	<u>\$198,600.15</u>	<u>\$198,600.15</u>

## EQUALIZATION &amp; ASSESSMENT FORMS

Total Equalization & Assessment Fees Collected. . . . .			\$ 57,525.00
**Paid to County Treasurer . . . . .	\$ 6,903.00		
Paid to N.Y.S. Equal. & Assessment . . . . .	<u>50,622.00</u>		
	\$57,525.00		\$ 57,525.00

## RECORD MANAGEMENT IMPROVEMENT FUND

Total Record Management Monies Collected . . . . .			\$ 38,575.00
Paid to County Treasurer . . . . .	\$ 1,928.75		
Paid to N.Y.S. Tax Commission. . . . .	<u>36,646.25</u>		
	\$ 38,575.00		\$ 38,575.00

## MOTOR VEHICLE DEPARTMENT

Total Motor Vehicle Fees Collected. . . . .			\$1,339,880.45
New York State Sales Tax Collected. . . . .			418,240.70
Interest Collected on Sales & Use Tax . . . . .			<u>563.68</u>
Total. . . . .			\$1,758,684.83

## Paid to County Treasurer:

Registration and License Fees. . . . .	\$ 115,464.34		
Voluntary Surrenders of			
Registrations. . . . .	3,528.00		
*Fees for Collecting Sales Tax . . . . .	5,210.00		
*1/2 interest collected. . . . .	<u>281.82</u>		
Total. . . . .	\$ 124,484.16		

## Deposited in N.Y.S. Department of

Motor Vehicle Account . . . . .	\$1,220,888.11		
Remitted to N.Y.S. Sales Tax Bureau . . . . .	413,030.70		
1/2 interest collected & remitted			
to N.Y.S. Sales Tax Bureau. . . . .	<u>281.86</u>		
Total. . . . .	\$1,634,200.67		

CLERK OF COURT

Clerk of Court Monies Collected . . . . .	\$	135,854.00
**Paid to County Treasurer . . . . .	\$	2,945.00
Paid to N.Y.S. Tax Commission . . . . .	\$	<u>132,909.00</u>
Total . . . . .	\$	135,854.00

NOTARY PUBLIC

Total Notary Public Monies Collected . . . . .	\$	5,370.00
**Paid to County Treasurer . . . . .	\$	1,790.00
Paid to N.Y.S. Dept. of State . . . . .		<u>3,580.00</u>
	\$	5,370.00
	\$	<u>5,370.00</u>

PISTOL PERMITS

88 Permits to Carry Concealed Weapons . . . . .	\$	440.00
994 Amendments . . . . .		2,982.00
24 Duplicates . . . . .		120.00
36 Transfers . . . . .		180.00
4 Dealers . . . . .		40.00
4 Dealers & Gunsmiths . . . . .		<u>40.00</u>
Total . . . . .	\$	3,802.00

Services rendered without fee from January 1, 1998, through December 31, 1998.

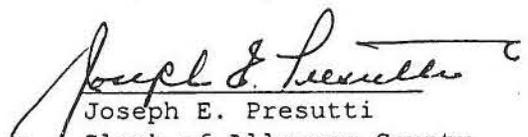
County of Allegany . . . . .	\$	43,228.00
State of New York . . . . .		<u>14,934.00</u>
	\$	58,162.00

\*Included in Receipts under "All Other Services".

\*\*Included in Receipts under "Filing Papers".

Dated: January 31, 1999

Respectfully Submitted

  
 Joseph E. Presutti  
 Clerk of Allegany County

## ANNUAL REPORT - 1998 COUNTY HISTORIAN

Once again it was my distinct pleasure to serve as the County Historian, Museum Curator and Records Management Officer for the year. Typical services provided include: genealogical services for about 600 visitors who traveled here from over 20 different states, just over 500 additional visitors to the Museum, answered 63 genealogical requests through the mail and wrote 31 letters answering requests for all sorts of information about the County. As usual, a great deal of time was spent giving lectures and slide presentations in the area on subjects ranging from local to national history, National Parks, environmental issues and local tourism highlights. 158 presentations were given in 1998. I conducted 15 tours of our County Office Buildings, attended 9 meetings as County Historian and attended 29 miscellaneous functions as well.

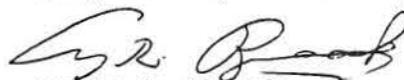
Most of the budget monies were spent on replacing audio-visual equipment such as a slide projector, lens and replacement bulbs. The main activity outside the office was my booth at the annual County Fair in Angelica. The theme this year was "Oil History of Allegany County".

For 8 years now, it has been the distinct benefit to our County to have Mr. Frank O'Brien of Scio, assigned to my office as a "Green Thumb" worker. This is a fine Federal program designed to assist older Americans with a 24 hour per week job. Frank is an 82 year old life-time resident of Scio. His primary assignment is to index the weekly newspapers of the County we have on microfilm, for birth, marriage and death listings. This is an excellent service to add to our genealogical files. In all these years, the number of sick days he has taken, you can count on one hand.

Unequivocally the highlight of the year was the opening of our county records storage building. We were awarded a \$50,000.00 S.A.R.A. grant for the remodeling of a public works building. Please see 1997 report for more details. 10 Departments have records stored there in a very secure and environmentally controlled building.

Once again it has been my pleasure to serve the people of Allegany County.

Respectfully submitted,



Craig R. Braack  
County Historian

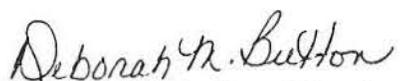
OFFICE OF DATA PROCESSING  
1998 - Annual Report

The County Administrator requested that the New York State Office of Technology conduct an agency review of the Office of Data Processing. The team congratulated Allegany County for keeping its information technology program going with minimal staff. However the team felt that the County may be living on borrowed time in that it is down to one experienced staff person to support its infrastructure. The team also recognized the County's overall Y2K remediation and noted that it was off to a good start, but we needed to incorporate all of its Y2K requirements into a single plan.

One major step for the County in 1998 in dealing with the millenium was accomplished by upgrading the financial package on our AS400. The upgrading of hardware for each department to be Y2K compliant has been an ongoing task and will be completed by December of 1999. The other programs that are run on a personal computer will be address according to severity. A committee for Y2K was established including John Margeson, Jim Mulholland and Debbie Button. This committee will review and prioritize the areas that will be affected and establish a single plan for the county.

The Office of Data Processing has continued to set up networks in various Departments and has brought them together to a single server to provide internet access. The Department contracted with Micro Training Center in Olean for forty hours a month and with Tek Systems in Fairport for eighteen hours a week for technical support. The expertise provided by both Micro Training and Tek Systems aided the Department in network setups and troubleshooting. Although these two Companies were a great deal of help, the Department has still found it very difficult to address some of the needs of various departments because of lack of personnel on a full time basis. The Office of Data Processing also hired part time help for the summer to enhance our current web page. Part of the work that was accomplished has been published and we are continuously building on the rest of the information that was collected. The web page has been a big project for the Department and I hope that the information available will be beneficial to the public.

Respectfully submitted,

  
Deborah M. Button, Director  
Office of Data Processing

**DEPARTMENT OF DEVELOPMENT****1998 ANNUAL REPORT**

The Department of Development continued its mission of attracting outside businesses to the area, supporting existing county businesses and their growth, and promoting new business development within the county.

The micro enterprise program continued in its fourth year of funding through the US Department of Housing and Urban Development (HUD). The program offers technical assistance, classroom instruction and workshops to new and existing businesses. During 1998 the micro enterprise program assisted 75 businesses, creating 46 new jobs, retaining 14 existing jobs and securing \$945,600 in financing. The HUD funded revolving loan fund made 3 loans totaling \$43,000 which created 15 new jobs.

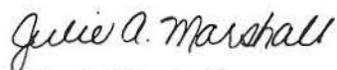
In addition to the micro enterprise program, the department provided technical assistance to over 310 individuals representing both new and existing businesses. During 1998 the department also assisted four (4) businesses with financial packaging to obtain \$634,000 in financing which created and/or retained 35 jobs.

As Zone Certification officer for the Friendship Economic Development zone, the director met with numerous business owners during 1998, six (6) were certified to receive zone benefits with 58 FTE jobs created and \$635,000 in investments projected.

Presentations were made to businesses leaders looking to make investments in Allegany County. The former Bells Plaza in Wellsville will undergo a facelift and see several new retail businesses added early in 1999. During the year, numerous retail businesses were established creating a significant number of new jobs throughout the county and the trend should continue through 1999.

The Department of Development works with the Economic Development Zone, Industrial Development Agency, Sugar Hill Development, and Alfred Technology Resources. The county appears to be making steady progress in business and job growth. Many projects begun in 1998 should see a return in the near future. 1999 looks to be a promising year for Allegany County's Economic Development.

Respectfully submitted,



Julie A. Marshall  
Director

SUMMARY OF THE 1998 ANNUAL  
REPORT OF THE DISTRICT ATTORNEY

The District Attorney hereby submits this annual report in the limited space format required by previous board resolution. The full text of the activities of the office will be filed in the office of the Board of Legislators, Allegany County Courthouse, Belmont, New York.

The calendar year 1998 was, for better or worse, one of growth for this office. The number of active case files grew, but thankfully, so did the resources brought to deal with the increase. Terrence M. Parker served as District Attorney for the year. Norleen Enders of Belfast, NY, served as the Confidential Secretary to the District Attorney for the year. To deal with the ever-increasing paperwork required by the State and the Courts, the Legislature authorized an additional secretary for our office, and Ronnelle Peavey of Belfast, NY, was appointed to that position on October 5, 1998. Thomas Brown of Cuba, NY, Keith Slep of Wellsville, NY, Kathleen McDonald of Andover, NY and John Cappellini of Cuba, NY served as part-time Assistant District Attorneys. The additional half time prosecutor slot funded under the Violence Against Women Act grant enabled Kathleen McDonald to serve in addition as 5<sup>th</sup> Assistant DA, and devote her full time to prosecution duties.

In 1998, a total of 2,167 new files were opened on matters requiring our office to take action. In addition, carry over files from 1997 were also completed.

In conclusion, I invite anyone with an interest to examine the expanded report on file with the Clerk of the Board of Legislators. And, in keeping with tradition begun by my predecessor in 1974, I offer the following five quotes and one saying:

"They couldn't hit an elephant at this dist....."

Last words of U.S. Gen. John Sedgewick, Union Army  
battle of Spotsylvania Courthouse.

"Always do right--this will gratify some and astonish the rest."

Mark Twain

"Power corrupts. Absolute power is kind of neat."

John Lehman, U.S. Secretary Of the Navy, 1981-87

"You got to be careful if you don't know where you're going, because you might not get there."

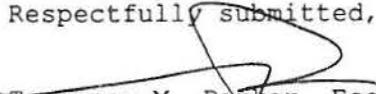
Yogi Berra

"What the country needs is dirtier fingernails and cleaner minds."

Will Rogers

"Well done is better than well said" Anonymous

Respectfully submitted,

  
Terrence M. Parker, Esq.  
District Attorney

## ANNUAL REPORT OF THE DOG FUND

This report is filed pursuant to Section 111 of the Agriculture and Markets Law and covers the moneys remitted and the moneys expended by me under the provisions of Article 7 of the Agriculture and Markets Law for the period January 1, 1998 to December 31, 1998.

## RECEIPTS

Total balance on hand January 1, 1998	\$ 7,871.27	
Dog license fees received	13,492.25	
Tag fees received	<u>151.50</u>	
Total amount available for the year ending December 31, 1998		\$ 21,515.02

## DISBURSEMENTS

Paid 36% of dog license fees to Dept. of Ag. & Mkts.	4,857.21	
Paid tag fees to Dept. of Ag. & Mkts.	151.50	
Paid claims for damages done by dogs	1,245.50	
Paid to towns and cities 75% of total surplus for last reporting period	<u>5,903.45</u>	
Total disbursement during the year ending December 31, 1998		<u>12,157.66</u>
Total surplus for the year ending December 31, 1998		\$ <u>9,357.36</u>

75% of the above surplus amounting to \$7,018.02 to be apportioned to cities and towns ratably to the remittance each made. Attached is a list showing the remittance each made and the amount apportioned.

STATEMENT OF AMOUNTS REMITTED AND APPORTIONED  
JANUARY 1, 1998 TO DECEMBER 31, 1998

Remitting Municipality	Amount Remitted	75% of Surplus Apportioned
9504 Alfred	\$ 324.22	\$ 168.64
9505 Allen	121.02	62.95
9506 Alma	193.90	100.86
9507 Almond	164.48	85.56
9508 Amity	803.72	418.06
9509 Andover	659.13	342.84
9510 Angelica	195.01	101.43
9511 Belfast	246.75	128.35
9512 Birdsall	28.19	14.66
9513 Bolivar	768.43	399.70
9514 Burns	280.80	146.06
9515 Caneadea	383.04	199.24
9516 Centerville	297.27	154.62
9517 Clarksville	139.80	72.72
9518 Cuba	1,308.97	680.86
9519 Friendship	1,196.13	622.17
9520 Genesee	802.49	417.42
9521 Granger	211.48	110.00
9522 Grove	229.14	119.19
9523 Hume	724.98	377.10
9524 Independence	195.02	101.44
9525 New Hudson	266.69	138.72
9526 Rushford	410.06	213.29
9527 Scio	565.16	293.97
9528 Ward	104.57	54.39
9529 Wellsville	1,896.49	986.46
9530 West Almond	59.90	31.16
9531 Willing	593.41	308.66
9532 Wirt	322.00	167.50
<b>Totals</b>	<b>\$ 13,492.25</b>	<b>\$ 7,018.02</b>

### ANNUAL REPORT SUMMARY OF THE BOARD OF ELECTIONS

The year 1998 brought all the expectations that a gubernatorial election and a primary for County Sheriff can bring to the Board of Elections. We had a multitude of voter registrations, requests for absentee ballots, petitions, certificates of nomination from caucuses, requests, a primary and general election, inspector training classes and the mailing for NCOA and mail check.

#### ELECTIONS 1998:

**PETITIONS AND CAUCUSES:** In July we received 136 Democrat, Republican and Conservative designating petitions for County and Town offices. One Independent petition was filed in August. Fourteen Certificates of Nomination were filed for Town offices.

**PRIMARY ELECTION: SEPT. 15, 1998:** The Democrats, Republicans, Independence and Right to Life Parties had county wide primaries for various federal, state and county offices. Voter turn out was 37%. We sent out 381 absentee ballots, 289 were returned, 278 were counted, 11 were voided. Seventy one affidavit ballots were received, 33 were counted, 38 were voided.

**GENERAL ELECTION: NOV. 4, 1998:** Voters went to the polls to elect a Governor/Lt. Governor, Comptroller, Attorney General, US Senator, 2 Justices of the Supreme Court, a Representative in Congress, State Senator, Members of the Assembly, 8th Judicial District Judges, County Sheriff and various town offices. Voter turn out was 55%. We sent out 704 absentee ballots, 601 were returned, 482 were counted, 32 protested, and 66 were voided. Ninety four affidavit ballots were received, 49 were counted, 38 voided, 7 protested. Because of the closeness of the Attorney General race, the election materials were placed under impoundment. Representatives for candidates Vacco and Spitzer were present for the opening and recanvassing of the votes and paper ballots. Certification was delayed about a month because of various court cases.

**CAMPAIGN FINANCE:** A total of 120 filings were received from political committees and candidates.

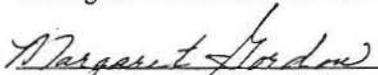
**ELECTION INSPECTORS:** Five training sessions were held for inspectors. Forty nine were trained and certified.

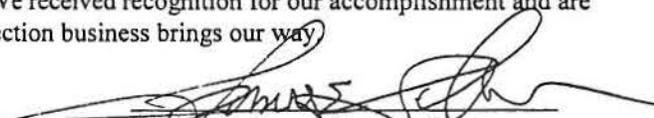
**VOTER REGISTRATION AND ENROLLMENT:** We received 4,311 voter registrations in 1998. At the close of registration on Oct. 9, 1998, there were 27,456 voters who were eligible to cast ballots in the General Election. During the year several mailings took place to help keep voter records current. In May, NCOA flagged 1082 voters and in September, 1927 mail check cards were returned to the office. Subsequent investigations were done on all targeted voters and the appropriate correspondence was sent to each, giving them the opportunity to correct any errors the post office or our office may have made.

**REQUESTS:** We processed in excess of 5,500 requests from other county departments, governmental agencies, the media, political candidates and other organizations during 1998.

**BOARD INNOVATIONS:** This year we revamped our caucus materials and Policy/Procedures manual and submitted them to the SBOE for approval. We were commended by the SBOE and our caucus materials and Policy/Procedures manual have been used as models throughout the State.

1998 was a very busy and extremely productive year for the board. It seemed just as we mastered one procedure another changed. We received recognition for our accomplishment and are looking forward to 1999 and all that the election business brings our way.

  
Margaret Gordon, Commissioner

  
James Gallman, Commissioner

**Allegheny County Office of Emergency Services  
1998 Annual Report Summary**

During 1998, Allegheny County incurred some isolated flood damages during the end of June and first part of July. As a result, a federal disaster declaration was made along with adjoining counties. With the county, the towns of Burns, Centerville, Hume, Granger and Allen applied for federal and state disaster assistance.

Work was completed and paperwork submitted for repairs to the River Trail from the flood damages of January 1996, another federal disaster.

Since the director started working for the county in 1980, five (5) federally declared disasters have effected the county. A total of nearly eleven million dollars has been obtained through federal and state sources to help cover the costs of repairs.

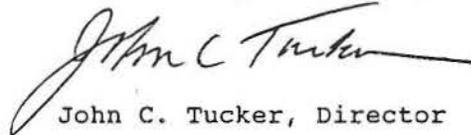
Assisted by federal and state programs, a hazard analysis was completed to assess, by priority, what hazards are of the most concern in the county. A Hazards Awareness and Risk Reduction Project (HARRP-2000) has been undertaken to apply some mitigative or preventative activities that will hopefully eliminate or lessen future disasters.

As a federal and state requirement, the office has worked closely with other public safety agencies to maintain a notification and warning system as well as response plans. The county 911 center continues to act as the twenty-four hour "warning point" to receive and disseminate severe weather statements. A total of thirty-three statements were issued in 1998.

As course sponsor for Emergency Medical Services training, the office conducted six State Health "Certified" courses with a total of one hundred and thirteen students, up from eighty-three of last year. With reimbursement from the state, there is little, if any costs to the students or taxpayers.

I wish to thank the Public Safety Committee for its guidance in 1998.

Respectfully submitted;



John C. Tucker, Director

ALLEGANY COUNTY DEPARTMENT OF HEALTH  
ANNUAL REPORT SUMMARY 1998

In retrospect, 1998 was a pivotal year for the Allegany County Health Department, heralding a new era in protecting the health of the citizens of this county within a new and evolving decentralized system of Public Health. The New York State Department of Health has taken a lead position nationally in allowing Public Health policy to be determined locally in response to regional or county specific identified needs. The basis for determining the Community Health Assessment and designing the Municipal Public Health Services Plan has been opened to the greatest level of self-determination in recent history. As exciting as this is, as overwhelming as the possibilities may seem, there is still much to be done by few individuals, involving numerous programs as can be seen in the pages that follow.

Be aware that the program statistics presented in the following Annual Report represent the work of a seemingly tireless team of workers. Piles of paperwork, endlessly flashing cursors, software glitches and being torn amongst dozens of different Public Health programs have not dampened the spirits of the clerical staff, technicians, nurses, engineers, educators, therapists, supervisors, assistants or administrators.

The accompanying figures reveal a Home Care Service that continues to take care intensively, of fewer people. This seems to be trended for the next few years for many reasons. The Health Department's Certified Home Healthcare Agency (CHHA) continues to be the center of our nursing programs. Leadership and initiative will be required to refine its position in the Health Department as the regional environment evolves. Community Health, Education and Prevention programs have continued to be active but may be required to grow substantially in scope in the future. Environmental Health continues to be busy with numerous investigations, educational programs and community outreach. This department is recognized as a regional leader in radon education and exposure reduction. Wellness programs are growing rapidly and are gaining community acceptance beyond our initial expectations. Communicable diseases continue to surface sporadically which have needed monitoring, reporting, prophylactic treatments and community education. Children with special needs, those requiring early intervention and those with physical handicaps are being assessed and planned for expeditiously, and in large numbers.

This is work in which we can all be truly proud.

Sincerely,



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

## ALLEGANY COUNTY INDUSTRIAL DEVELOPMENT AGENCY

## ANNUAL REPORT 1998

The year 1998 was an extremely busy one for the IDA. Civic Facility tax-free bond issues were provided for Houghton College and Alfred University. Similar issues were induced for Cuba Hospital, as well as Wellsville's Jones Memorial Hospital. Completion of these issues are expected during the first two quarters of 1999.

The electric power plant in Hume, originally the host for a co-generation facility that featured a 15 acre greenhouse as the recipient of the waste heat, was purchased by Rochester Gas and Electric by means of a simple sales/lease back. In addition, the Agency induced two other potential bond issues which, along with Cuba and Jones Hospitals, should reach fruition in 1999.

Houghton College utilized proceeds from the sale of approximately \$14.5 million in tax free bonds to refinance current debt at a much lower interest rate, as well as financing the construction of a new music facility and concert hall.

Alfred University also refinanced current debt at a greatly lowered interest rate, as well as producing a myriad of campus wide improvements such as full-campus internet wiring, etc. That issue was approximately \$30,000,000.

Rochester Gas and Electric will continue to pay the Payment in Lieu of Taxes (PILOT) schedule that was in place under the ownership of the Camine-Bessicorp original developers. The PILOT starts with tax payment of approximately \$292,000 in 1999 and carries a 4% increase in each of the next 20 years. We remind you that prior to the construction of this project, the land provided approximately \$400 annually in combined Town/County and School taxes.

The 15 acre greenhouse was split from the old co-generation project and was sold to a company comprised of Dutch and Belgium investors. It is currently growing produce (tomatoes) for inclusion in the season's marketplace. The sale of the greenhouse was not financed by the Agency. The Town of Hume utilized a tax exemption program particular to agriculture businesses to grant tax abatement. The Agency, as technical owner, was involved in the sale but presently has no connection with the business.

It is interesting to note that the Allegany Area Economic Development Corporation has broken ground for its multi-tenant 45,000 square feet speculation building at the Air Industrial Park located adjacent to the Wellsville Municipal Airport.

The same local development corporation is nearing completion of its renovation of the abandoned Agway Mill on Water Street in Cuba. When completed, the facility will yield eight office/retail spaces. During the construction phase, two of the spaces have been leased and a third will take occupancy on January 2, 1999.

The same corporation obtained the old Meadowbrook Dairy building, also on Water Street in Cuba, and will be renovating that facility during 1999. The building is leased by the M&H Manufacturing Company, a steel furniture manufacturing facility.

The general industrial picture in the County is mixed:

Acme Electric suffered the loss of a major customer (more than 50% of its market) to off-shore manufacturers. The situation has caused the firm to layoff a portion of its work force. However, slight increases in sales in other areas gives hope that the firm is on the recovery track. It is felt that, while hurt, this firm is not mortally wounded.

Dresser-Rand in Wellsville continues to hold its own. A breakthrough contract with the U.S. Navy bodes well for future growth. Sales of its core product seem to be waning, but other lines are growing, and the overall picture is clearer and more hopeful.

ABB Air Preheater continues to do well in its marketplace. Employment is steady and some hiring has taken place during the year. Its short term future appears to be very secure.

Northern Lights Candles continues its growth spurt. Its work force is at an all time high as its products continue to find favor in an ever widening global market.

Unemployment is lower than usual for the year's end. Social Services' expenses are at a low. The workplace initiative is cutting deep inroads into the welfare rolls.

In all, the County seems to be on the upturn. There is no indication that the year 1999 should not see a continued, gradual rise in employment and industrial development.

Walter M. Martelle  
Executive Director  
Allegany County IDA

MENTAL HEALTH SERVICES  
1998 ANNUAL REPORT  
ALLEGANY COUNTY COMMUNITY SERVICES

The Office of Community Services provides administration and oversight of programs for Allegany County constituents in the areas of mental health, alcohol and substance abuse, and mental retardation and developmental disabilities. The Community Services Board is comprised of 15 members who volunteer their time and expertise. They are appointed by the County Legislature. The Board meets at 45 North Broad Street, Wellsville, where the Director of Community Services has offices or at the program sites within the County.

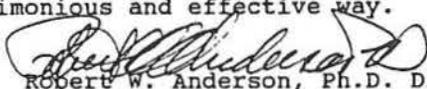
In addition to the Community Services Board there are subcommittees organized for each disability group. These committees are comprised of interested citizens who examine services being offered in the County and make specific recommendations for future planning. These subcommittees work with the Director of Community Services on the Local Governmental Plans to insure the most efficacious delivery of services to Allegany County. All proposals, programs and policies are reviewed by the Human Services Committee of the County Legislature.

The Office of Director of Community Services is the focus of a number of responsibilities. The Director of Community Services (DCS) is the executive office of the Community Services Board and as such is responsible to recommend policy positions to the Board and to implement existing policies. The Director must also engage in contract management with direct contract agencies and must assure the contractual, budgetary and regulatory compliance of these agencies. The Office of DCS is responsible to receive and process monthly expenditures and reimbursement claims from the contract agencies; and to complete the quarterly state aid claim process. The Office of DCS is also the "Core Service Agency" for CSS programs operated in Allegany County. In this role the DCS must specifically monitor CSS programming and assure coordinated services delivery to the chronically mentally ill. Program planning on a county-wide basis is performed by the DCS, including the completion of a local governmental plan for each disability.

During 1998, services were provided by ACCORD, Allegany County ARC, Allegany Council on Alcoholism and Substance Abuse, ARA, and the Mental Health Association. Each of these organizations has submitted an annual report which is attached.

Since funding issues remain a paramount consideration, Allegany County Community Services has worked with other county departments and agencies in the community on collaborative projects. This includes a joint effort with Allegany County D.S.S. in helping people move from welfare to work. Also, the D.C.S. participates in the four county Robert Wood Johnson Project on the special needs population. A major import in 1998 was the incorporation of the Positive Drop-In Center. This allows the consumer run organization to administer its our programming.

Allegany County is most fortunate in having contract agencies that maximize third party revenues and funding sources other than County tax dollars. These agencies: ACCORD, ARA, ARC, Allegany Council, and the Mental Health Association provide a wide spectrum of excellent services to our residents in a most parsimonious and effective way.

  
Robert W. Anderson, Ph.D. Dir.  
Alleg. Co. Community Services

**1998 ANNUAL REPORT  
PARKS AND FORESTS**

Allegany County Parks and Forest operations are organized and supervised by the Resource Management Committee with day to day activities coordinated by the Soil and Water Conservation District. The operation is also housed at the Conservation District Annex in Belmont. Many of the activities of the unit involve the performance of routine maintenance at the Rushford Swim Area, Seneca Oil Springs, and County Cemetery in Angelica. Maintenance schedules include inspection, mowing and trimming, as well as garbage and hazard removal. All sites were mowed 20 times throughout the season with additional landscaping performed as needed. All equipment such as mowers, chainsaws, trimmers and the pickup truck were routinely serviced. Improvements to the tool room and storage area at the Conservation District Annex were also made.

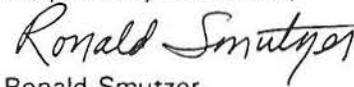
**FOREST MANAGEMENT:** All lots were inspected with a sluice clean out on the Travis Lot performed. Sanitarium Lot boundaries were remarked and a \$23,000.00 hardwood sale coordinated. The feasibility of development of snowmobile trails on the Dixon Lot was evaluated. A segment of stream on the Sanitarium Lot was cleaned to mitigate flooding of a neighboring farmer's field and the jointly shared Phillips Creek crossing to the Coleman Lot was regraded to facilitate crop harvesting and access to the Lot.

**RUSHFORD SWIM AREA:** The season started with spring cleanup of the grounds, setting up the water system, chlorination and flushing of the well, cleaning the roof gutters and repairs performed to the roof. Two boundary fenceposts and wire fencing were replaced. The door frame to the mens room was replaced and painted. Two picnic tables were repaired and painted and 16 new covers for the plastic garbage containers were constructed. The anchor chain to the floating dock was replaced, the top painted and ladder repaired. The small dock was painted. The sewer vault vent was replaced and at the end of the season the building was winterized and water system equipment stored.

**SENECA OIL SPRING:** Tourism and public usage is steady. Tree damage was cleaned up from the June storm, with constant grounds maintenance such as trash removal, filling of sink holes, weeding of the monument area and the weekly mowing and trim work.

The Parks and Forests unit also assisted in the seeding of the FEMA repair projects along the County owned River Trail and participated in the preparation and setting of the high visibility markers for winter time location and safety at dry hydrant sites around the County.

Respectfully submitted,



Ronald Smutzer

**1998 ANNUAL REPORT OF  
ALLEGANY COUNTY PERSONNEL/CIVIL SERVICE DEPARTMENT**

The Personnel/Civil Service Department provides centralized personnel services for the County; assists in overall contract administration of the County's three collective bargaining agreements; and administers the Civil Service Law for the County and its political subdivisions.

The Department maintains personnel records for County employees and has responsibility for salary administration, position classification, fringe benefit administration and non-union employee relations.

The Department provides interpretation of labor contract provisions, processes employee grievances and participates in labor/management negotiations and discussions.

The provisions of the Civil Service Law are applied to the 1,555 classified positions of the County, Towns, Villages, School Districts and a Special District. This includes payroll certification, position classification, jurisdictional classification, competitive examinations, appointments, terminations and employment histories.

In the course of fulfilling its responsibilities, the Department interacts on a daily basis with officials and employees of County and local government and the general public.

The Department received four personal computers from NYS Civil Service to be used for performance testing and on-line communications.



Dale Dutton  
Personnel Officer

**Allegany County Planning  
1998 Annual Report**

During 1998 the position of Allegany County Planner was eliminated and a series of three contracts were entered into for the duties previously undertaken by the County Planner. The duties associated with Agricultural Districts are now under contract with the County Soil & Water Conservation District. A review of the work that had been undertaken and an analysis of the direction that the county should take regarding development of a long term comprehensive plan was performed under contract with Alfred University. Other duties associated with the County Planning position, including working with the Legislative Planning and Development committee and County Planning Board, were undertaken by Kier Dirlam, a staff member of the Southern Tier West Regional Planning and Development Board.

As part of the efforts under this last contract, the following were undertaken. An informational session was set up for the residents and the Planning Board to learn more about the Millennium Pipeline that is scheduled to be constructed over the next few years. The contract planner met with the Town/Village Planning Board of Andover to work on their planning efforts. A survey was produced and distributed to learn more about the existing laws that the Towns/Villages have and what direction they would be interested in pursuing so as to assist with future planning efforts. A short action plan for economic and tourism development was produced to take advantage of the designation of Route 17 as Interstate 86. The contract planner has been working with the Real Property Service to utilize the GIS mapping that has been developed to plan for future economic development efforts along Route 17. A series of meetings with members of the Legislature were held to develop an action plan for county wide economic development. This action plan is still being worked on and will likely be finalized during 1999 for implementation. General items that have been taken care of during the year include: requests for information on Flood Plains and designations; providing maps for grant applications; reviewing grant applications and reviewing proposed local laws as requested.

Respectfully submitted,



H. Kier Dirlam  
Contract Planner  
Southern Tier West Regional Planning and Development Board

1998 Summary of the Activities of the Allegany County Probation Department

Intake - The principal purpose of the Intake Unit is to divert cases from the attention of the Family Court. Areas of jurisdiction include Custody, Visitation, Support, Juvenile Delinquency and Persons In Need of Supervision. The unit served a total of 614 cases.

Investigations - A total of 448 investigations were prepared for the County, Justice and Family Courts in 1998.

Supervision - At year's end, 430 individuals were on probation supervision in Allegany County. The criminal courts accounted for 343 cases, there were 87 active Family Court supervision cases.

Collections - The total collections for the year were \$119,642.42. This total includes restitution to crime victims.

Staff Development - 21 training credit hours per year per professional staff member are mandated. In 1998, the average number per officer was 49.6.

Pre Trial Release (ROR/RUS) - A total of 146 inmates were released via program intervention in 1998.

Community Service Sentencing Program - 57 "jailbound" offenders were received by the Community Service Program in 1998. Those put to work accounted for 1,714.25 hours of community service work completed.

Adult Intensive Supervision Program - As of 12-31-98, 12 "high risk" jail/prison bound offenders were being managed successfully in the community on the county's ISP program.

Adult Sex Offender Treatment Program - 10 evaluations/assessments were prepared in 1998, 46 investigations were completed and, at the close of the year, 25 offenders were in group treatment.

Electronic Home Monitoring - 110 clients referred to EHM in 1998. 9,298 jail days potentially saved along with a potential 2,355 out-of-home placement days for PINS and JD's. Offender fees collected in excess of \$17,5000.

Local Conditional Release (Parole) - Seven applications received (represents six inmates). One early release granted.

Probation Eligible Diversion Program - Program designed by probation to impact state prison population. Potential revenue to county \$27,935.00.

Juvenile Intensive Supervision Program - Keep high risk PINS and JD's in the community and out of costly placement situations. As of 12-31-98, 18 active cases in the County.

Juvenile Sex Offender Treatment Program - Three offender evaluations/assessments completed along with three investigations. Five offenders in group treatment.

Juvenile Arson Prevention Program - Early intervention/education program. Seven referrals in 1999, four groups administered.

Respectfully submitted,

David A. Sirianni  
Director of Probation

**1998 ANNUAL REPORT OF THE PUBLIC DEFENDER**

Judge Wayne A. Feeman, Jr. and Judge James E. Euken, along with local criminal court justices throughout Allegany County, assigned the Public Defenders' Offices to represent 1106 individuals in 1998. In addition, the Public Defenders' offices carried over and disposed of 1063 files pending from prior years. As Allegany County Public Defender, I handled this caseload with Assistant Public Defenders, Jerry A. Fowler and Barbara J. Kelley. Ruth M. Neely served as part-time secretary.

Cases handled were as follows:

<b><u>A. CRIMINAL MATTERS</u></b>	<b><u>1998</u></b>	<b><u>1997</u></b>	<b><u>1993</u></b>	<b><u>1988</u></b>	<b><u>1 '98 -vs- '88</u></b>
Felonies	170	150	157	106	60%
Misdemeanors	338	367	390	224	51%
Probation, Parole Applications and Violations	130	60	34	18	622%
Miscellaneous	5	38	42	1	400%
 <b><u>B. FAMILY MATTERS</u></b>	 <b><u>1998</u></b>	 <b><u>1997</u></b>	 <b><u>1993</u></b>	 <b><u>1988</u></b>	 <b><u>1 '98 -vs- '88</u></b>
Custody and Visitation	236	265	210	128	84%
Abuse and Neglect	56	55	52	26	115%
Family Offenses	63	77	63	16	293%
Paternity	4	4	8	7	
Support Violations	93	77	42	24	288%
Miscellaneous Family & Surrogate	11	12	11	4	175%
 <b>TOTAL</b>	 <b><u>1106</u></b>	 <b><u>1105</u></b>	 <b><u>1009</u></b>	 <b><u>556.</u></b>	

While our overall caseload was almost identical to last year, the figures for this year are nearly double the caseload of ten (10) years ago, when we increased our legal staff from two to three part-time attorneys. Second Assistant Public Defender, Barbara J. Kelley, has submitted her resignation to me, which will become effective some time this spring. It is unclear at this time whether the appointment of another part-time Second Assistant will be sufficient to cover the number of cases we have been handling.

With the Legislature's continued support, we will continue to represent our clients as vigorously as possible to keep them out of jail and to keep their children in their homes.

Respectfully submitted,



Judith E. Samber  
Allegany County Public Defender

**ANNUAL REPORT  
SUMMARY FOR THE YEAR 1998  
ALLEGANY COUNTY DEPARTMENT OF PUBLIC WORKS**

In 1998 this Department consisted of 110 personnel and the 1998 budget of \$8,452,709 was an increase of \$785,970 from the 1997 budget of \$7,666,739.

This year's road program applied hot mix to 26.21 miles of road under the C.H.I.P.S. Program. Additionally CR12 and CR17 were seal coated.

In 1998 Public Works completed five Bridges or Culverts on the County Road System and five on the Town Highway System. The county also assisted the Town of Alfred with a bridge. Two steel sheet piling walls were constructed along the Wag Trail with FEMA aid.

The construction bid for Bridge #24-06, CR10 in Scio was awarded. The bridge will be constructed in 1999 with Federal and State Aid.

A total of 20 flag removals transpired as a result of the work done by the Bridge Maintenance Crew. Five on County owned structures and fifteen on Town owned structures. The Bridge Maintenance Crew worked on sixty-four different structures during the year.

Pavement marking completed 342.52 miles of centerline striping, 378.94 miles of edgeline striping and 42.91 miles of index marking.

The 1998 Snow and Ice contracts with Towns amounted to:  
\$628,070.66 for municipal contracts and \$510,971.27 for sand/salt and hauling.

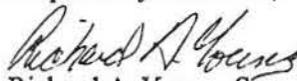
In 1998 the Public Works Department purchased thirteen pieces of equipment at a cost of \$435,490.21 and sold or scrapped ten older pieces of equipment. Also, a Wheel Loader and Hydraulic Crane were purchased under bonding.

The county landfilled 32,939.10 tons of solid waste and 4,074 tons of recyclable materials were collected and removed from the waste stream utilizing county solid waste facilities. A ½ mile access road was completed at the landfill and modifications to the Wellsville Transfer Station were substantially finished .

Renovations to the Court House were completed. Four steel I beams were installed under the County Clerk's Department to support four large computerized filing systems. Two air handlers were professionally cleaned in the Office Building. The Record Storage Building was completed.

All monies received by me from any source have been delivered to the Allegany County Treasurer.

Respectfully submitted,



Richard A. Young, Superintendent  
Allegany County Department of Public Works

RAY/ymr

## ANNUAL REPORT OF THE REAL PROPERTY TAX SERVICE AGENCY

In compliance with Section 1532 R.P.T.L.

County Reporting: Allegany  
 Reporting Period: Calendar Year 1998  
 Major Functions: Maintenance of Assessment Rolls, Tax Rolls,  
 Tax Maps & Assessor Training.

## MAINTENANCE OF ASSESSMENT ROLLS AND TAX ROLLS:

The production of Assessment Rolls, Tax Rolls, Tax Bills, Cross Reference Listings, Change of Assessment Notices and Special Reports were all processed by Allegany County. This includes the 21 School Districts, 29 Towns, and 11 Villages that have assessable property in Allegany County. There were 20 towns with the Real Property System on their own computers and are responsible for their own processing in 1998. We provided program and technical support, for the Real Property System, for these towns. We were responsible for entering information, on the Real Property System, from assessment and inventory change sheets, sent in by the remaining nine towns. The major focus this year was the conversion to and production of the new tax bill format as required by New York State.

## TAX MAP MAINTENANCE:

Tax maps were maintained for all 29 towns in the county. Copies of new deeds, land contract sales, and property transfer reports (RP-5217) were delivered weekly by the County Clerk's Office. Split offs of property sales are plotted on the maps and map overlays and new tax map index cards are generated. The overlays and a copy of the index cards are sent to the assessors along with copies of the deeds and property transfer report. There were 2,465 property transfers in Allegany County in 1998. Revenue from the sale of tax maps was \$6,264.98. The tax map digitization project is almost completed. All tax maps have been digitized and the New York State Office of Real Property Services has approved and certified them for use.

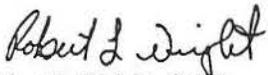
## ASSESSOR TRAINING:

Assessors in New York State must meet minimum training requirements. When assessors do not meet these requirements, they can be removed from office. We have coordinated assessor training with the State Office of Real Property Services. Many of the Assessors in Allegany County took advantage of the consolidated training courses offered by the State Office of Real Property Services at Robert Wesleyan College during the summer. The Allegany County Assessor's Association met monthly and several training seminars were conducted at these meetings.

## DIRECTOR'S ACTIVITIES:

The Director of the Real Property Tax Service Agency has the responsibility of investigating and reporting, to the various tax levying bodies, any corrections of errors on the Assessment and Tax Rolls, along with investigating any claimed tax refunds. I attended the annual training sessions for County Directors in February and August. I held the training session for Assessor Orientation and conducted training for newly appointed and reappointed Board of Assessment Review members. I spoke to many groups in the county including senior citizen organizations, community groups, legislative district meetings and town board meetings, about the STAR tax relief program and other issues relating to real property taxation. I have been active in the New York State Association of Directors of Real Property Tax and serve as chairman of the agriculture committee, serve on the association's legislative committee and a member of the Agricultural Advisory Group of the New York State Real Property Taxation Committee.

RESPECTFULLY SUBMITTED,



Robert L. Wright, C.C.D.  
 Director Real Property Tax Service Agency  
 Allegany County, New York

ANNUAL REPORT FOR 1998  
ALLEGANY COUNTY SHERIFF

The following summary report of the Sheriff of Allegany County for the year ending December 31, 1998, is hereby submitted.

During the year 1998, 735 inmates were detained by this facility. Of this number, 88 were females. No inmates were housed for other counties. 45 Inmates were sentenced and transported to a State facility. Discharges of inmates during the year totaled 609 males and 87 females. There were 38 males and 1 female in custody as of December 31, 1998. The highest daily population for the year was 57 males and 5 female. The average daily population was 41.

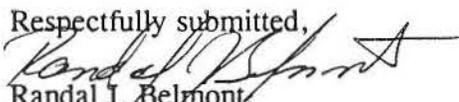
The total number of meals served were 45,025 with the average cost per meal at \$1.62.

In the course of the year, the Department was required to make numerous transports covering over 169,640 miles. Included are 45,104 miles driven by the Department's Civil Sergeants as they served 1761 civil processes. These include 685 Family Court Summonses, 525 Summonses, 250 Executions, 301 Subpoenas and numerous other types of civil process.

The Department received a total undertaking, fines, bail, fees and monies for judgement creditors in the amount of \$597,570.55. In addition, compensation was received from New York State for housing parolees and state ready prisoners in the amount of \$95,982.00.

The Department was called upon to perform selective enforcement activities at various times during the year, including Cuba and Rushford Lake Patrols, resulting in 169 arrests, 122 traffic summonses, 18 motor vehicle accident investigations and 1 airplane crash investigation.

I would like to take this opportunity to thank former Sheriff Lawrence W. Scholes and the staff for their conscientious and professional performance of their duties as well as the extra effort they put forth in order to bring back to this County, revenue in the amount of \$201,872.65.

Respectfully submitted,  
  
Randal J. Belmont,  
Sheriff of Allegany County

1998 SOCIAL SERVICES ANNUAL REPORT SUMMARY

Direct gross expenditures decreased by \$1,403,032 from 1997 to 1998, a decrease of 6.7%, almost doubling our 1996-1997 decrease. Last year the County share of direct expenditures decreased by \$1,511,454, an exciting 22.6%. Amazingly, the County share decrease is more than four times our 1996-1997 decrease.

Our primary County savings were realized in TANF (\$286,772) and Safety Net (\$90,066), due to continued caseload reductions. Substantial savings were also realized in Medicaid (\$588,837) due to increased estate settlements, and Purchase of Services (\$125,954) due to increased grant and other funding. We spent 87% of our total 1997 Social Services budget, but only 75% of the budgeted County share. This resulted in a local budget surplus of almost \$2.3 million.

Even with all the savings, it is important to understand where the County spends the majority of its Social Services dollars. Our top three cost centers are as follows.

<u>Budget line</u>	<u>Dollars spent, 1998</u>	<u>Percent of total County spending</u>
Medicaid	\$4,507,786	67.35%
Child Welfare	\$764,202	11.42%
TANF	\$736,958	11.01%

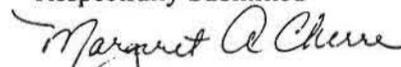
Caseload trends are mixed. We continue to move individuals and families off public assistance, with numbers decreasing slightly more in 1998 than they did in 1997. We experienced a 17% decrease from 1997-1998, a two-year 28% decrease from 1996-1998. Food stamp caseloads also continue to decline. We lost more than two and one-half times as many cases in 1998 than we did in 1997. Food stamp caseloads saw an 11% decrease from 1997-1998, with a two-year decrease of 15% from 1996-1998. Unfortunately Medicaid caseloads are far less stable. We experienced a 2% decrease in caseloads in 1998, but this followed a 3% increase in 1997, for a two-year increase of .5%.

Child welfare caseloads remain high in all areas. In Child Protective Services (CPS) we received 628 hotline calls in 1998, compared to an all-time high of 685 calls in 1997 and 570 calls in 1996. It should be noted that our five CPS workers each receive and must investigate an average of 2.4 new hotline reports per week.

In an attempt to meet increasing demands on caseworkers we added one new foster care caseworker in 1998. Unfortunately, by the end of 1998 the average foster care caseworker had almost as many cases (27) as they did at the end of 1997 (30).

Since Child Welfare costs are the second largest budget item, it is important that we pay attention to finances in this area, minimizing expenditures while retaining a child safety focus and simultaneously maximizing reimbursement.

Respectfully Submitted



Margaret A. Cherre  
Commissioner

**1998 ANNUAL REPORT  
ALLEGANY COUNTY SOIL & WATER CONSERVATION DISTRICT**

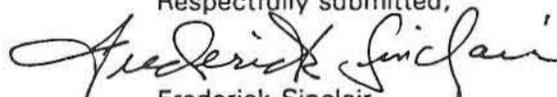
The following listing highlights the accomplishments of the Allegany County Soil and Water Conservation District. The program:

- Performed Agricultural Environmental Management (AEM) assessments and planning of remedial conservation measures on 28 farms in the Upper Genesee River Basin and 11 farms in the Rushford Lake Watershed.
- Completed 62 CRP contracts covering 3,840 acres and 4 WRP Contracts covering 132 acres.
- Participated on and contributed to the efforts of the Friendship Economic Development Zone Board and the Development Advisory Board.
- Assisted the Local EQIP Work Group in applying for Federal funding of farm related conservation projects in the Rushford Lake Watershed.
- Improved Rural Emergency water supply via the installation of 27 dry hydrants, which bring the total to date installed countywide to 52.
- Completed 11 EQIP and Round III Environmental Protection Fund projects in the Upper Genesee project area and 1 in the Cuba Lake Watershed. Four nonpoint source pollution abatement projects were completed in the Bond Act Round V funded Rushford Lake Watershed Treatment Initiative and planning on the remaining 7 was completed.
- Completed 7 FEMA funded repairs to the River Trail.
- \$150,000 in NRC Emergency "403" funding was secured to construct 9 projects that protected roads and bridges after disastrous early summer flooding in the northern part of the County.
- Provided significant technical service to 108 landowners, 18 organizations, 12 agencies, 14 units of government and 10 business.
- Prepared Soil Group Worksheets for 36 landowners filing for Agri-cultural Exemption which involving 112 parcels covering 11,016 acres.

Held monthly board meetings, participated in the Seneca Trail RC&D Program and coordinated the County Water Resources Council.

The District and the public which benefits from the local conservation program appreciates the continued support of the Allegany County Legislature, without which, effective conservation of our soil and water resources would not be possible.

Respectfully submitted,



Frederick Sinclair  
District Field Manager

### **Allegany County STOP-DWI Program 1998 Annual Report**

In 1998, the Allegany County STOP-DWI Program reached its 14th year as a community based program funded 100% by drunk drivers fines. The program's goal is to create a safer environment for Allegany County residents by reducing alcohol related fatalities and injuries. The Coordinator administered a plan with a \$130,00 budget to combat drunk driving through a combination of increased enforcement, prosecution, adjudication, education, rehabilitation and public information. Each program is the result of cooperative efforts between state, county administrators, town and village officials, not-for-profits, private sector and reflects the unique qualities and needs of Allegany County.

The motoring public has expressed a concern that police should remove the threat imposed by drunk drivers. The Coordinator met with 12 police agencies throughout the year to discuss traffic issues. Planned unannounced DWI patrols were funded under contract in eight municipalities. All police agencies participated in five blanket county-wide patrols and one NY "Project Zero Operation". The blanket patrol model is a coordinated traffic task force of police from multiple jurisdictions allowing the police to blanket Allegany County. During the six blanket patrols there was 442 vehicle stops and 23 people arrested for drunk driving.

An assistant D.A. is funded to conduct timely DWI prosecution of arrests. Probation receives funding to collect the fines for the judges, conduct pre-sentence and supervise probationers.

Meetings were held with SADD advisors from ten high schools to discuss alcohol prevention issues. The Stop-DWI office coordinated and funded the third annual SADD Awards Breakfast in May and a one day SADD Conference at BOCES in October. The conference promoted various programs and activities that are locally available for in-school presentations.

The administration of the Victim Impact Panel was assumed in 1996 by this office. In 1998, we are still seeing an increase in referrals from the local municipal justices. This office will continue to support and promote awareness of this prevention/intervention tool.

In an effort to maintain public awareness of Stop-DWI throughout the year we purchased radio air time/advertising, promoted newspaper articles, participated at corporation and university health booths, had a Christmas display and distributed statistics. The BOCES culinary students participated in the December Awareness (3D) month by serving non-alcoholic punch and cookies to the public. We helped maintain the county fair booth with Traffic Safety Board. DWI research materials and statistics were released to local students for term papers. Advertising items were distributed through the SADD clubs.

With the continued cooperation of enforcement, prosecution, adjudication and probation, we will continue our work to increase the public's safety in Allegany County.

Respectfully Submitted,



Christina C. Boss, Coordinator  
Allegany County Stop-DWI Program

CCB/lc

**Allegany County Tourism  
1998 Annual Report**

In 1998 the Tourism Office produced 200,000 copies of the Allegany County Travel & Outdoor Guide as our primary vehicle to promote the county as a travel and recreation destination. The guides were distributed at travel shows; AAA's; New York State Parks and Information Centers; I-90 in Rochester and other tourism promotion agencies throughout New York State, the Northeastern United States and Canada. Changes in the 1998 guide include three covers designed for seasons and types of requests and an Economic Development/Allegany County lifestyle advertisement on the back cover.

The Allegany County/I Love New York co-operative ad program had over 100% participation, bringing in a record amount of co-op advertisement revenue.

Our first attempt at an Allegany County Tourism website met with marginal success, although data recovered will greatly help us make the necessary adjustments to improve our site.

The 800# phone line topped the 2000 mark at 2,375 calls. This number equals 478 more requests than last year.

Finally, we applied for and received our Matching Funds Grant for 1999. We were awarded \$76,570.00 allowing Allegany County to maintain our presence in the travel and recreation market.

Respectfully submitted,



Jesse Case

Tourism Specialist

### ALLEGANY COUNTY TRAFFIC SAFETY BOARD 1998 ANNUAL REPORT

The Allegany County Traffic Safety Board enjoyed a very good year. Once again, we had a very successful booth at the Allegany County Fair which we shared with the New York State Police and the Allegany County Stop D.W.I. Program. The booth featured the Treasure Chest with daily prizes donated by area businesses, over 200 prizes were given out for the entire week at the Fair. A 15 speed bicycle and a single speed bicycle were the grand prizes donated by the Allegany County Town Highway Superintendent's Association. The Traffic Safety Board again would like to thank all of the area businesses that donated prizes.

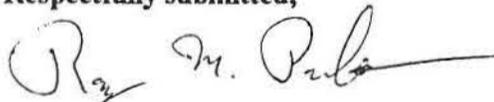
The computer game, "Driver ZED" ( Zero Error Driving ) was a popular attraction at our Fair Booth, this game simulates over 80 traffic driving situations for the player to act upon with the ultimate goal of zero error driving. In cooperation with Stop D. W. I. and the Cornell Cooperative Extension of Allegany County Travel Safe Program, Allegany County Schools were provided with "Driver ZED" program disks and students were trained to use them through the S.A.D.D. Clubs or the Driver Education programs.

Another accomplishment in conjunction with the Stop D.W.I. Program was the purchase and distribution of Reflectorized Halloween Safety Bags. These were distributed to students in Pre-K, Kindergarten, and 1st Grades throughout the County.

The Traffic Safety Board began to implement the "Traffic Safety Strategic Plan" established last year. In collaboration with the Cornell Cooperative Extension Travel Safe Program, the Board has co-sponsored distribution of over 12,000 emergency help posters for vehicles. Additionally, the Board reviews research data from the Travel Safe Program to prioritize and establish an interactive network to address safety concerns within the County.

Several support letters were directed to the New York State Department of Transportation on behalf of the Towns and the County requesting reduced speed limits for area highways.

Respectfully submitted,



Ray M. Parlett - Chairman

1998 ANNUAL VETERANS' SERVICE AGENCY REPORTJANUARY 1, 1998 - DECEMBER 31, 1998

TOTAL CONTACTS: 3261

TOTAL SERVICES: 4001

The estimated Veteran population of Allegany County is as follows:

WWI - 0    WWII - 990    KOREAN CONFLICT - 740    VIETNAM - 1,560POST VIETNAM - 620    OTHER PEACETIME - 610    PERSIAN GULF - 440THE TOTAL POPULATION IS: 4,960

The County Veterans Necrology Report for 1998 is as follows:

WWI - 0    WWII - 60    KOREAN CONFLICT - 22    VIETNAM - 8PEACETIME - 5    PERSIAN GULF - 1    TOTAL DEATHS: 96

During 1998 this Agency ordered 62 bronze plaques, and 4 granite stones for Veterans grave sites.

This Agency provides the following services:

Veteran Administration home loan information, service connected compensation claims, New York State tax exemptions from real property, burial, educational, pension benefits, completion of Annual Income Reports, and assist with any inquiries and settlements of Veterans Life Insurance.

To provide these services a total of 3,553 letters and telephone calls were sent and received, and 857 personal visits from Veterans and various service organizations. Approximately 75 percent of letters going out were for Veterans claims. There were 26 out-of office contacts including five home visits to Veterans or widows too disabled to make an office visit. The director also made calls to Nursing Homes in the area.

In addition to the federal VA programs administered by this office, 6 New York State Conspicuous Service Cross medals and certificates were applied for. These awards are available to Veterans with certain medals awarded for service beyond the call of duty.

Monetary benefits realized by Veterans of the County and their families are as follows: COMPENSATION: \$3,143,517; PENSION: \$368,793; EDUCATION: \$391,236    TOTAL MONETARY BENEFITS: \$3,903,546.

This office has seen a change of Directors. Mr. Duane M. Griswold retired from the position and Mr. H. Scott Spillane took over in January 1999. The Bath Veterans Administration has plans to open a Veterans out reach clinic in Wellsville during the summer of 1999.

This concludes the annual report of 1998.

RESPECTFULLY SUBMITTED,

*H. Scott Spillane*  
H. Scott Spillane  
Director

## DEPARTMENT OF WEIGHTS AND MEASURES

## ANNUAL REPORT 1998

The year, 1998, began with the usual annual reports followed by the routine of drugs store inspections and then the "Mom and Pop" stores. A much needed trip to Florida was taken in April with an eye toward retirement. Another few years of lifting the weights will close this career. This year 95 gas and 13 diesel samples were taken with 1 test that exceeded the failure limits. It was investigated and the company notified.

Testing this year covered 197 establishments with 292 inspections made and 14 bulk tanks calibrated or rechecked. The establishment number is about the same with two new gravel businesses opening. A test summary follows:

<u>DEVICES</u>	<u>CORRECT</u>	<u>INCORRECT</u>	<u>TOTAL</u>
Scales	458	4	462
Liquid Measures	462	8	470
Weights	135	0	135
Miscellaneous	49	0	49
Total Tests	1104	12	1116

<u>PACKAGES IN</u> <u>LOTS MEASURED</u>	<u>PACKAGES</u> <u>MEASURED</u>	<u>LOTS</u> <u>PASSED</u>	<u>LOTS</u> <u>FAILED</u>
15,295	1,152	29	0

I participated in the student 'Shadow' program again this year with a young man from Friendship joining me for a day. He enjoyed the experience but did note that he too, had been a victim of scanner error a couple of times. More needs to be done with high school students to give them "job choices" before they choose a college.

Training school at Morrisville covered many differing phases of weights and measures, giving us choices of what to attend to better educate ourselves. The State has done a good job in improving their training and are looking to us for more areas they need to take up.

There were no complaints made to the Department. I still find that retail businesses fail to price items for sale, mainly those using scanners at the checkout. The accuracy of the scanner giving us the price we saw on the shelf needs to be monitored.

This department has answered all calls for assistance and will continue to do so.

Respectfully submitted,



Alan D Chamberlain  
Director

## ANNUAL REPORT

## THE ALLEGANY COUNTY MUTUAL SELF-INSURANCE PLAN – 1998

The Allegany County Mutual Self-Insurance Plan is the Workers' Compensation insurance carrier for all County, Town, Village, Private Industry Council and Soil & Water Conservation District employees. In addition, all active Allegany County Volunteer Firefighters, and Volunteer Ambulance Corps workers are also covered. Approximately 2,700 people are insured by the Plan.

COMPARISON OF LOST TIME COMPENSATION CLAIMS

	<u>1998</u>	<u>1997</u>	<u>FAVORABLE (UNFAVORABLE)</u>
Village	0	2	2
Town	4	4	0
County	4	4	0
Volunteer Firefighter	12	5	(7)
Volunteer Ambulance	<u>4</u>	<u>1</u>	<u>(3)</u>
TOTAL	24	16	(8)

Total claims for 1998 were 198 compared to 193 for 1997. Overall, lost time claims increased 50% from 1997 with the hazardous volunteerism responsible for the unfavorable results.

COMPARISON OF PHYSICALS TAKEN

	<u>1998</u>	<u>1997</u>	<u>INCREASE (DECREASE)</u>
Pre-employment	218	251	(33)
Firefighter & Ambulance	<u>63</u>	<u>65</u>	<u>(2)</u>
TOTAL	281	316	(35)

All employees including part-time, temporary seasonal, summer help, and Job Track must have a pre-employment physical. In addition, all Volunteer Firefighter and Ambulance Corps. members are required to have a physical within 30 days of induction as a volunteer.

COMPARISON OF HEARING RESULTS

	<u>1998</u>	<u>1997</u>	<u>INCREASE (DECREASE)</u>
Continued	46	51	(5)
Closed	<u>33</u>	<u>32</u>	<u>1</u>
TOTAL	79	83	(4)

Sadly, June 29, 1998 marked the Workers' Compensation Boards closing of our Belmont Workers' Compensation hearing site. Allegany County resident hearings are now held in Hornell and Olean based on the claimants request.

The 23<sup>rd</sup> Annual Village Safety Awards Program was held on March 25, 1998. Awards were presented to 63 persons. The 35<sup>th</sup> Annual Town Safety Awards Program was held on March 11, 1998 and March 18, 1998. Awards were presented to 157 persons. The 38<sup>th</sup> Annual County Public Works Department Safety Awards Programs were held on February 20, 1998 and February 25, 1998. Awards were presented to 117 persons. This marked the second year of awards to volunteer fire companies and ambulance corps for 100% physical compliance and no lost time claims. Five organizations were recognized.

Respectfully Submitted,

  
Douglas A. Dillon  
Executive Secretary

**ALLEGANY COUNTY YOUTH BUREAU  
1998 ANNUAL REPORT**

In 1998, the Bureau Director continued to be involved with the initiative looking to address the needs of youth at-risk of dropping out of school. The initiative became known as YES (youth experiencing success) and in December has started to take shape with the hiring of a youth caseworker in Employment & Training. Through this group the Director worked with various county departments, service agencies and community members who were attempting to implement the concepts of school to work in Allegany County.

1997 saw the merging of the two state departments - Division for Youth and Social Services and the creation of the Office of Children and Family Services. This new department is continuing to try to streamline the communication and cooperation on the state level down to the local departments. Since early in 1998, the Youth Bureau has been working with five other county agencies and assisted Allegany County's Social Services department in receiving a \$10,000 grant to hire a consultant to put together an Allegany County Data Book. The Youth Bureau will use the information in this book to plan its County Comprehensive Plan due in 2000. The Youth Bureau and Youth Board continued to strive to address the youth needs as outlined in the 1995-1998 County Comprehensive Plan.

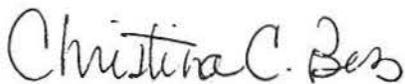
During 1998, approximately \$145,000 was allocated to a variety of programs, consisting of \$34,200 to six Special Delinquency Prevention programs, \$42,200 to 25 municipalities, including Allegany County, for the operation of recreation programs. \$37,400 was allocated to Youth Service programming, providing nine county contracted programs and two local municipal programs. \$14,000 was allocated to three new county programs using Youth Initiatives monies. \$17,300 offset the county's administrative costs for the operation of the Youth Bureau.

The County Youth Board consists of 12 members, maximum of 3 representatives from each of the 5 Districts and three youth liaisons. In 1998, the board saw the resignations of long term members Steve Presutti, Bruce Smalley and Roland Miles. Two new members were appointed this year - Robert Donuis of Alfred Station and Edna Kayes of Alfred.

The County Youth Board and Youth Bureau are committed to delivering the finest and most comprehensive youth programs possible to the 18,344 youth of Allegany County. Bureau staff continues to provide technical assistance and grant information to municipalities and not-for-profit agencies.

The Youth Bureau and Youth Board appreciate the continued support of the Resource Management Committee and the County Board of Legislators, as it is an integral part of the ongoing assistance provided to Allegany County youth and their families.

Respectfully submitted,



Christina C. Boss  
Director

## ANNUAL REPORT OF THE COUNTY TREASURER

Pursuant to Resolution No. 123-85 of the Board of Legislators, the following titled portions of each Allegany County Treasurer's annual report shall be the only portions printed in the annual printed volume of "Proceedings of the Board of Legislators of Allegany County, New York," to wit:

- a. Combined Balance Sheet - All Types and Account Groups
- b. Combined Statement of Revenues, Expenditures and Changes on Fund Balances - All Governmental Fund Types and Expendable Trust Funds
- c. Combined Statement of Revenues, Expenditures, Encumbrances and Changes in Fund Balances - Budget and Actual - General and Special Revenue Fund Types
- d. Notes to Financial Statements
- e. Federal Revenue Sharing - Assets
- f. Federal Revenue Sharing - Proposed Budget and Actual Expenditures

Each annual report of the Allegany County Treasurer in its entirety is on file in the Office of the Clerk of the Board of Legislators.

Combined Balance Sheet - All Funds Types and Account Groups Page 1 of 4				
GOVERNMENTAL FUND TYPES				
ASSETS	General	Special Revenue	Debt Service	Capital Projects
CASH	\$ (478,999.00)	\$ 2,029,720.00	\$ 11,799.00	\$1,121,674.00
RECEIVABLES:				
School taxes	\$ 2,050,728.00	\$ 0.00	\$ 0.00	\$ 0.00
Tax sale certificates	\$ 204,889.00	\$ 0.00	\$ 0.00	\$ 0.00
Delinquent village taxes	\$ 355,148.00	\$ 0.00	\$ 0.00	\$ 0.00
Tax overdue	\$ 1,953,724.00	\$ 0.00	\$ 0.00	\$ 0.00
Pending Tax Receivables	\$ 310,136.00	\$ 0.00	\$ 0.00	\$ 0.00
Other	\$ 2,170,195.00	\$ 82,287.00	\$ 0.00	\$ 0.00
DUE FROM OTHER FUNDS	\$ 1,484,701.00	\$ 234,957.00	\$ 212,372.00	\$1,100,737.00
DUE FROM OTHER GOVERNMENTS:				
State and Federal	\$ 4,552,228.00	\$ (14,460.00)	\$ 0.00	\$ 454,332.00
Other Governments	\$ 23,626.00	\$ 0.00	\$ 0.00	\$ 0.00
PREPAID EXPENDITURES	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
INVENTORY OF SUPPLIES, at cost	\$ 22,373.00	\$ 450,005.00	\$ 0.00	\$ 0.00
RESTRICTED ASSETS:				
Cash	\$ 3,113,840.00	\$ 206,163.00	\$ 0.00	\$ 0.00
Investments in Securities	\$ 454,352.00	\$ 0.00	\$ 0.00	\$ 0.00
PROPERTY AND EQUIPMENT, at cost	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
AMOUNTS TO BE PROVIDED FOR RETIREMENT OF GENERAL LONG-TERM DEBT	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
AMOUNTS AVAILABLE FOR RETIREMENT OF LONG-TERM DEBT	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
<b>TOTAL</b>	<b>\$16,216,941.00</b>	<b>\$ 2,988,672.00</b>	<b>\$ 224,171.00</b>	<b>\$2,676,743.00</b>
See notes to financial statement.				

Combined Balance Sheet - All Fund Types and Account Groups Page 2 of 4				
PROPRIETARY	FIDUCIARY	ACCOUNT GROUPS		
<u>Internal Service Fund</u>	<u>Trust and Agency</u>	<u>General Long-Term Debt</u>	<u>Fixed Assets</u>	<u>Totals (memo only)</u>
\$ 648,102.00	\$ 379,802.00	\$ 0.00	\$ 0.00	\$ 3,712,098.00
	\$ 0.00	\$ 0.00	\$ 0.00	\$ 2,050,728.00
	\$ 0.00	\$ 0.00	\$ 0.00	\$ 204,889.00
	\$ 0.00	\$ 0.00	\$ 0.00	\$ 355,148.00
	\$ 0.00	\$ 0.00	\$ 0.00	\$ 1,953,724.00
	\$ 0.00	\$ 0.00	\$ 0.00	\$ 310,136.00
\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 2,252,482.00
\$ 1,210,148.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 4,242,915.00
	\$ 0.00	\$ 0.00	\$ 0.00	\$ 4,992,100.00
\$ 594,724.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 618,350.00
	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
	\$ 0.00	\$ 0.00	\$ 0.00	\$ 472,378.00
\$ 1,252,641.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 4,572,644.00
	\$ 0.00	\$ 0.00	\$ 0.00	\$ 454,352.00
	\$ 0.00	\$ 0.00	\$ 18,462,854.00	\$ 18,462,854.00
	\$ 0.00	\$ 15,263,375.00	\$ 0.00	\$ 15,263,375.00
	\$ 0.00	\$ 224,171.00	\$ 0.00	\$ 224,171.00
\$ 3,705,615.00	\$ 379,802.00	\$ 15,487,546.00	\$ 18,462,854.00	\$ 60,142,344.00

Combined Statement of Revenues, Expenditures and Changes in Fund Equity - All					
GOVERNMENTAL FUND TYPES					
	General	Special Revenue	Debt Service	Capital Projects	Total (memo only)
<b>REVENUES</b>					
Real property taxes	\$ 13,965,039.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 13,965,039.00
Real property tax items	\$ 1,014,033.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 1,014,033.00
Non-property taxes	\$ 11,788,694.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 11,788,694.00
Departmental income	\$ 5,051,578.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 5,051,578.00
Federal aid	\$ 7,504,162.00	\$ 850,672.00	\$ 0.00	\$ 178,685.00	\$ 8,533,519.00
State aid	\$ 8,678,179.00	\$ 1,561,000.00	\$ 0.00	\$ 439,330.00	\$ 10,678,509.00
Intergovernmental revenues	\$ 356,266.00	\$ 22,957.00	\$ 0.00	\$ 18,319.00	\$ 397,542.00
Use of money and property	\$ 309,765.00	\$ 65,735.00	\$ 28,536.00	\$ 0.00	\$ 404,036.00
Sale of property and compensation for loss	\$ 125,426.00	\$ 12,994.00	\$ 0.00	\$ 0.00	\$ 138,420.00
Licenses and permits	\$ 3,802.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 3,802.00
Fines and forfeitures	\$ 129,522.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 129,522.00
Interfund revenues	\$ 663,304.00	\$ 1,097,077.00	\$ 0.00	\$ 0.00	\$ 1,760,381.00
Miscellaneous revenues	\$ 519,803.00	\$ 17,262.00	\$ 0.00	\$ 45,601.00	\$ 582,666.00
<b>Total Revenues</b>	<b>\$ 50,109,573.00</b>	<b>\$ 3,627,697.00</b>	<b>\$ 28,536.00</b>	<b>\$ 681,935.00</b>	<b>\$ 54,447,741.00</b>
<b>EXPENDITURES:</b>					
General government	\$ 4,318,175.00	\$ 0.00	\$ 0.00	\$ 116,015.00	\$ 4,434,190.00
Public safety	\$ 3,612,419.00	\$ 196,749.00	\$ 0.00	\$ 0.00	\$ 3,809,168.00
Transportation	\$ 0.00	\$ 6,403,275.00	\$ 0.00	\$ 2,146,158.00	\$ 8,549,433.00
Health	\$ 5,727,917.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 5,727,917.00
Economic Assistance and Opportunity	\$ 20,766,312.00	\$ 1,079,992.00	\$ 0.00	\$ 0.00	\$ 21,846,304.00
Culture and Recreation	\$ 205,565.00	\$ 0.00	\$ 0.00	\$ 256,316.00	\$ 461,881.00
Education	\$ 1,749,350.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 1,749,350.00
Home and Community Services	\$ 1,890,184.00	\$ 78,833.00	\$ 0.00	\$ 65,560.00	\$ 2,034,577.00
Debt Service (Principal and Interest)	\$ 87,084.00	\$ 0.00	\$ 1,187,537.00	\$ 0.00	\$ 1,274,621.00
Employee benefits	\$ 1,435,057.00	\$ 283,836.00	\$ 0.00	\$ 0.00	\$ 1,718,893.00
<b>Total Expenditures</b>	<b>\$ 39,792,063.00</b>	<b>\$ 8,042,685.00</b>	<b>\$ 1,187,537.00</b>	<b>\$ 2,584,049.00</b>	<b>\$ 51,606,334.00</b>
<b>EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES</b>	<b>\$ 10,317,510.00</b>	<b>\$ (4,414,988.00)</b>	<b>\$ (1,159,001.00)</b>	<b>\$ 1,902,114.00)</b>	<b>\$ 2,841,407.00</b>

Combined Statement of Revenues, Expenditures and Changes in Fund Equity - All					
GOVERNMENTAL FUND TYPES					
	<u>General</u>	<u>Special Revenue</u>	<u>Debt Service</u>	<u>Capital Projects</u>	<u>Total (memo only)</u>
OTHER FINANCING SOURCES (USES):					
Operating transfers in	\$ 222,260.00	\$ 5,370,808.00	\$ 869,534.00	\$ 923,953.00	\$ 7,386,555.00
Operating transfers out	\$(9,461,608.00)	\$(868,953.00)	\$ 0.00	\$ (406,994.00)	\$(10,737,555.00)
Debt proceeds	\$ 0.00	\$ 0.00	\$ 0.00	\$4,700,000.00	\$ 4,700,000.00
Retirement plan credits	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Total Other Financing Sources (uses)	<u>\$ (9,239,348.00)</u>	<u>\$ 4,501,855.00</u>	<u>\$ 869,534.00</u>	<u>\$5,216,959.00</u>	<u>\$ 1,349,000.00</u>
EXCESS (DEFICIENCY) OF REVENUES AND OTHER SOURCES OVER EXPENDITURES AND OTHER USES	\$ 1,078,162.00	\$ 86,867.00	\$ (289,467.00)	\$3,314,845.00	\$ 4,190,407.00
FUND EQUITY- beginning of year	\$ 6,099,578.00	\$ 1,066,032.00	\$ 513,638.00	\$1,316,680.00)	\$ 6,362,568.00
FUND EQUITY-end of year	<u>\$ 7,177,740.00</u>	<u>\$ 1,152,899.00</u>	<u>\$ 224,171.00</u>	<u>\$1,998,165.00</u>	<u>\$ 10,552,975.00</u>
See notes to financial statements.					

<b>Statement of Revenues, Expenditures and Changes in Fund Equity - Budget and Actual - General Fund</b>				
	<u>Revised Budget</u>	<u>Actual</u>	<u>Encumbrances</u>	<u>Variance Favorable (Unfavorable)</u>
<b>REVENUES</b>				
Real property taxes	\$ 13,376,132.00	\$13,965,039.00	\$ 0.00	\$ 588,907.00
Real property tax items	\$ 1,039,051.00	\$ 1,014,033.00	\$ 0.00	\$ (25,018.00)
Non-property taxes	\$ 12,244,000.00	\$11,788,694.00	\$ 0.00	\$ (455,306.00)
Departmental income	\$ 4,724,809.00	\$ 5,051,578.00	\$ 0.00	\$ 326,769.00
Federal aid	\$ 7,805,634.00	\$ 7,504,162.00	\$ 0.00	\$ (301,472.00)
State aid	\$ 9,601,438.00	\$ 8,678,179.00	\$ 0.00	\$ (923,259.00)
Intergovernmental revenues	\$ 270,500.00	\$ 356,266.00	\$ 0.00	\$ 85,766.00
Use of money and property	\$ 206,260.00	\$ 309,765.00	\$ 0.00	\$ 103,505.00
Sale of property and compensation for loss	\$ 83,650.00	\$ 125,426.00	\$ 0.00	\$ 41,776.00
Licenses and permits	\$ 3,850.00	\$ 3,802.00	\$ 0.00	\$ (48.00)
Fines and forfeitures	\$ 7,000.00	\$ 129,522.00	\$ 0.00	\$ 122,522.00
Interfund revenues	\$ 550,486.00	\$ 663,304.00	\$ 0.00	\$ 112,818.00
Miscellaneous revenues	\$ 369,050.00	\$ 519,803.00	\$ 0.00	\$ 150,753.00
<b>Total Revenues</b>	<b>\$ 50,281,860.00</b>	<b>\$50,109,573.00</b>	<b>\$ 0.00</b>	<b>\$ (172,287.00)</b>
<b>EXPENDITURES:</b>				
General government	\$ 4,566,746.00	\$ 4,318,175.00	\$ 115,517.00	\$ 133,054.00
Public safety	\$ 3,813,339.00	\$ 3,612,419.00	\$ 0.00	\$ 200,920.00
Health	\$ 6,103,139.00	\$ 5,727,917.00	\$ 1,695.00	\$ 373,527.00
Economic Assistance and Opportunity	\$ 22,013,033.00	\$20,766,312.00	\$ 935.00	\$ 1,245,786.00
Culture and Recreation	\$ 212,312.00	\$ 205,565.00	\$ 0.00	\$ 6,747.00
Education	\$ 2,050,437.00	\$ 1,749,350.00	\$ 0.00	\$ 301,087.00
Home and Community Services	\$ 1,994,100.00	\$ 1,890,184.00	\$ 81,285.00	\$ 22,631.00
Debt Service (Principal and Interest)	\$ 87,084.00	\$ 87,084.00	\$ 0.00	\$ 0.00
Employee benefits	\$ 1,651,986.00	\$ 1,435,057.00	\$ 0.00	\$ 216,929.00
<b>Total Expenditures</b>	<b>\$ 42,492,176.00</b>	<b>\$39,792,063.00</b>	<b>\$ 199,432.00</b>	<b>\$ 2,500,681.00</b>
<b>EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES</b>	<b>\$ 7,789,684.00</b>	<b>\$10,317,510.00</b>	<b>\$ (199,432.00)</b>	<b>\$ 2,328,394.00</b>

<b>Statement of Revenues, Expenditures and Changes in Fund Equity - Budget and Actual - General Fund</b>				
	<u>Revised Budget</u>	<u>Actual</u>	<u>Encumbrances</u>	<u>Variance Favorable (Unfavorable)</u>
OTHER FINANCING SOURCES (USES):				
Operating transfers in	\$ 0.00	\$ 222,260.00	\$ 0.00	\$ 222,260.00
Operating transfers out	<u>\$(9,461,608.00)</u>	<u>\$(9,461,608.00)</u>	\$ 0.00	\$ 0.00
Retirement plan credits	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Total Other Financing Sources (uses)	<u>\$ (9,461,608.00)</u>	<u>\$(9,239,348.00)</u>	<u>\$ 0.00</u>	<u>\$ 222,260.00</u>
APPROPRIATED RESERVE	\$ 205,110.00	\$ 0.00	\$ 0.00	\$ (205,110.00)
APPROPRIATION OF PRIOR YEAR FUND BALANCE	\$ 1,466,814.00	\$ 0.00	\$ 0.00	\$ (1,466,814.00)
DEFICIENCY OF REVENUES AND OTHER SOURCES OVER EXPENDITURES AND OTHER USES	<u>\$ 0.00</u>	<u>\$ 1,078,162.00</u>	<u>\$(199,432.00)</u>	<u>\$ 878,730.00</u>
FUND EQUITY-beginning of year		\$ 6,099,578.00		
FUND EQUITY-end of year		<u>\$ 7,177,740.00</u>		
See notes to financial statements.				

<b>Statement of Revenues, Expenditures and Changes in Fund Equity - Budget and Actual - Special Revenue Funds</b>				
	<u>Revised Budget</u>	<u>Actual</u>	<u>Encumbrances</u>	<u>Variance Favorable (Unfavorable)</u>
<b>REVENUES:</b>				
Departmental income	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Federal aid	\$ 1,226,715.00	\$ 850,672.00	\$ 0.00	\$ (376,043.00)
State aid	\$ 1,540,188.00	\$ 1,561,000.00	\$ 0.00	\$ 20,812.00
Intergovernmental revenue	\$ 20,000.00	\$ 22,957.00	\$ 0.00	\$ 2,957.00
Use of money and property	\$ 14,000.00	\$ 65,735.00	\$ 0.00	\$ 51,735.00
Sale of property and compensation for loss	\$ 14,100.00	\$ 12,994.00	\$ 0.00	\$ (1,106.00)
Interfund revenues	\$ 1,076,000.00	\$ 1,097,077.00	\$ 0.00	\$ 21,077.00
Miscellaneous revenues	\$ 340,617.00	\$ 17,262.00	\$ 0.00	\$ (323,355.00)
<b>Total Revenues</b>	<b>\$ 4,231,620.00</b>	<b>\$ 3,627,697.00</b>	<b>\$ 0.00</b>	<b>\$ (603,923.00)</b>
<b>EXPENDITURES:</b>				
General government	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Public safety	\$ 194,407.00	\$ 196,749.00	\$ 0.00	\$ (2,342.00)
Transportation	\$ 6,770,099.00	\$ 6,403,275.00	\$ 217,707.00	\$ 149,117.00
Economic Assistance and Opportunity	\$ 1,291,776.00	\$ 1,079,992.00	\$ 0.00	\$ 211,784.00
Home and Community Services	\$ 320,129.00	\$ 78,833.00	\$ 0.00	\$ 241,296.00
Employee benefits	\$ 279,812.00	\$ 283,836.00	\$ 0.00	\$ (4,024.00)
<b>Total Expenditures</b>	<b>\$ 8,856,223.00</b>	<b>\$ 8,042,685.00</b>	<b>\$ 217,707.00</b>	<b>\$ 595,831.00</b>
<b>DEFICIENCY OF REVENUES OVER EXPENDITURES</b>	<b>\$ (4,624,603.00)</b>	<b>\$ (4,414,988.00)</b>	<b>\$ (217,707.00)</b>	<b>\$ (8,092.00)</b>
<b>OTHER FINANCING SOURCES (USES):</b>				
Operating transfers in	\$ 5,300,808.00	\$ 5,370,808.00	\$ 0.00	\$ 70,000.00
Operating transfers out	\$(820,839.00)	\$(868,953.00)	\$ 0.00	\$ (48,114.00)
<b>Total Other Financing Sources (uses)</b>	<b>\$ 4,479,969.00</b>	<b>\$ 4,501,855.00</b>	<b>\$ 0.00</b>	<b>\$ 21,886.00</b>
<b>APPROPRIATION OF PRIOR YEAR FUND BALANCE</b>	<b>\$ 144,634.00</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ (144,634.00)</b>
<b>EXCESS OF REVENUES AND OTHER SOURCES OVER EXPENDITURES AND OTHER USES</b>	<b>\$ 0.00</b>	<b>\$ 86,867.00</b>	<b>\$ (217,707.00)</b>	<b>\$ (130,840.00)</b>
<b>FUND EQUITY-beginning of year</b>		<b>\$ 1,066,032.00</b>		
<b>FUND EQUITY-end of year</b>		<b>\$ 1,152,899.00</b>		
See notes to financial statements.				

Combining Balance Sheet - Special Revenue Funds			Page 1 of 1	
	COUNTY ROAD	ROAD MACHINERY	SPECIAL GRANT	TOTAL
<b>ASSETS:</b>				
CASH	\$ 1,636,816.00	\$ 324,650.00	\$ 68,254.00	\$ 2,029,720.00
ACCOUNTS RECEIVABLE	\$ 18,676.00	\$ 0.00	\$ 63,611.00	\$ 82,287.00
DUE FROM OTHER FUNDS	\$ 99,344.00	\$ 100,130.00	\$ 35,483.00	\$ 234,957.00
DUE FROM OTHER GOVERNMENTS:				
State and Federal	\$ (35,540.00)	\$ 0.00	\$ 21,080.00	\$ (14,460.00)
INVENTORY OF SUPPLIES, at cost	\$ 325,010.00	\$ 124,995.00	\$ 0.00	\$ 450,005.00
PREPAID EXPENSE	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
RESTRICTED ASSETS:				
Cash	\$ 206,163.00	\$ 0.00	\$ 0.00	\$ 206,163.00
<b>TOTAL ASSETS</b>	<b>\$ 2,250,469.00</b>	<b>\$ 549,775.00</b>	<b>\$ 188,428.00</b>	<b>\$ 2,988,672.00</b>
<b>LIABILITIES AND FUND EQUITY</b>				
LIABILITIES:				
Accounts payable	\$ 367,222.00	\$ 18,479.00	\$ 3,133.00	\$ 388,834.00
Accrued liabilities	\$ 65,341.00	\$ 10,399.00	\$ 16,178.00	\$ 91,918.00
Due to other funds	\$ 986,144.00	\$ 235,003.00	\$ 70,463.00	\$ 1,291,610.00
Deferred revenues			\$ 63,411.00	\$ 63,411.00
<b>TOTAL LIABILITIES</b>	<b>\$ 1,418,707.00</b>	<b>\$ 263,881.00</b>	<b>\$ 153,185.00</b>	<b>\$ 1,835,773.00</b>
FUND EQUITY:				
Contributed reserve	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Fund Balance:				
Reserve for encumbrances	\$ 60,356.00	\$ 157,351.00	\$ 0.00	\$ 217,707.00
Reserve for repairs	\$ 206,163.00	\$ 0.00	\$ 0.00	\$ 206,163.00
Reserve for inventory of materials and supplies	\$ 394,134.00	\$ 125,000.00	\$ 0.00	\$ 519,134.00
Reserve for unemployment insurance	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Reserve for insurance	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Unreserved:				
Appropriated	\$ 160,000.00	\$ 0.00	\$	\$ 160,000.00
Undesignated	\$ 11,109.00	\$ 3,543.00	\$ 35,243.00	\$ 49,895.00
<b>TOTAL FUND EQUITY</b>	<b>\$ 831,762.00</b>	<b>\$ 285,894.00</b>	<b>\$ 35,243.00</b>	<b>\$ 1,152,899.00</b>
<b>TOTAL LIABILITIES AND FUND EQUITY</b>	<b>\$ 2,250,469.00</b>	<b>\$ 549,775.00</b>	<b>\$ 188,428.00</b>	<b>\$ 2,988,672.00</b>

Combining Balance Sheet - Internal Service Funds				Page 1 of 1
	SELF INSURANCE Health	SELF INSURANCE Liability and Unemployment	SELF INSURANCE Workers' Compensation	TOTALS
<b>ASSETS:</b>				
CASH	\$ 610,637.00	\$ 500.00	\$ 36,965.00	\$ 648,102.00
ACCOUNTS RECEIVABLE	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
DUE FROM OTHER FUNDS	\$ 1,110,148.00	\$ 100,000.00	\$ 0.00	\$ 1,210,148.00
DUE FROM OTHER GOVERNMENTS:	\$ 0.00	\$ 0.00	\$ 594,724.00	\$ 594,724.00
State and Federal	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
INVENTORY OF SUPPLIES, at cost	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
PREPAID EXPENSE	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
<b>RESTRICTED ASSETS:</b>				
Cash	\$ 0.00	\$ 404,995.00	\$ 847,646.00	\$ 1,252,641.00
<b>TOTAL ASSETS</b>	<b>\$ 1,720,785.00</b>	<b>\$ 505,495.00</b>	<b>\$ 1,479,335.00</b>	<b>\$ 3,705,615.00</b>
<b>LIABILITIES AND FUND EQUITY</b>				
<b>LIABILITIES:</b>				
Accounts payable	\$ 400,000.00	\$ 3,811.00	\$ 697,877.00	\$ 1,101,688.00
Accrued liabilities	\$ 0.00	\$ 0.00	\$ 1,588.00	\$ 1,588.00
Other liabilities			\$ 1,274,855.00	\$ 1,274,855.00
DUE TO OTHER FUNDS	\$ 700,000.00	\$ 0.00	\$ 32,411.00	\$ 732,411.00
<b>TOTAL LIABILITIES</b>	<b>\$ 1,100,000.00</b>	<b>\$ 3,811.00</b>	<b>\$ 2,006,731.00</b>	<b>\$ 3,110,542.00</b>
<b>FUND EQUITY</b>				
Contributed reserve	\$ 0.00	\$ 0.00	\$ 835,170.00	\$ 835,170.00
<b>Fund Balance:</b>				
Reserve for encumbrances	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Reserve for repairs	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Reserve for inventory of materials and supplies	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Reserve for unemployment insurance	\$ 0.00	\$ 60,474.00	\$ 0.00	\$ 60,474.00
Reserve for insurance	\$ 0.00	\$ 441,209.00	\$ 0.00	\$ 441,209.00
<b>Unreserved:</b>				
Appropriated	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Undesignated	\$ 620,786.00	\$ 0.00	\$(1,362,566.00)	\$ (741,780.00)
<b>TOTAL FUND EQUITY</b>	<b>\$ 620,786.00</b>	<b>\$ 501,683.00</b>	<b>\$ (527,396.00)</b>	<b>\$ 595,073.00</b>
<b>TOTAL LIABILITIES AND FUND EQUITY</b>	<b>\$ 1,720,786.00</b>	<b>\$ 505,494.00</b>	<b>\$ 1,479,335.00</b>	<b>\$ 3,705,615.00</b>

Combining Statement of Revenues, Expenditures and Changes in Fund Equity - Special Revenue Funds Page 1 of 1				
	COUNTY ROAD	ROAD MACHINERY	SPECIAL GRANT	TOTAL
<b>REVENUES:</b>				
Departmental income	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Federal aid	\$ 16,463.00	\$ 0.00	\$ 786,459.00	\$ 802,922.00
State aid	\$ 1,531,799.00	\$ 0.00	\$ 44,621.00	\$ 1,576,420.00
Intergovernmental revenues	\$ 17,450.00	\$ 0.00	\$ 0.00	\$ 17,450.00
Use of money and property	\$ 30,354.00	\$ 5,837.00	\$ 2,371.00	\$ 38,562.00
Sale of property and compensation for loss	\$ 10,741.00	\$ 559.00	\$ 0.00	\$ 11,300.00
Interfund revenues	\$ 338,266.00	\$ 441,206.00	\$ 305,086.00	\$ 1,084,558.00
Miscellaneous revenues	\$ 1,759.00	\$ 0.00	\$ 0.00	\$ 1,759.00
<b>TOTAL REVENUES</b>	<b>\$ 1,946,832.00</b>	<b>\$ 447,602.00</b>	<b>\$ 1,138,537.00</b>	<b>\$ 3,532,971.00</b>
<b>EXPENDITURES:</b>				
General government support	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Public Safety	\$ 189,908.00	\$ 0.00	\$ 0.00	\$ 189,908.00
Transportation	\$ 5,321,211.00	\$ 680,304.00	\$ 0.00	\$ 6,001,515.00
Economic assistance and opportunity	\$ 0.00	\$ 0.00	\$ 1,011,916.00	\$ 1,011,916.00
Home and community service	\$ 0.00	\$ 0.00	\$ 164,814.00	\$ 164,814.00
Employee benefits	\$ 217,051.00	\$ 37,972.00	\$ 0.00	\$ 255,023.00
<b>TOTAL EXPENDITURES</b>	<b>\$ 5,728,170.00</b>	<b>\$ 718,276.00</b>	<b>\$ 1,176,730.00</b>	<b>\$ 7,623,176.00</b>
<b>EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES</b>	<b>\$ (3,781,338.00)</b>	<b>\$ (270,674.00)</b>	<b>\$ (38,193.00)</b>	<b>\$ (4,090,205.00)</b>
<b>OTHER FINANCING SOURCES (USES)</b>				
Operating transfers in	\$ 4,708,944.00	\$ 413,620.00	\$ 21,343.00	\$ 5,143,907.00
Operating transfers out	\$ (912,025.00)	\$ (160,000.00)	\$ 0.00	\$ (1,072,025.00)
<b>TOTAL OTHER FINANCING SOURCES (USES)</b>	<b>\$ 3,796,919.00</b>	<b>\$ 253,620.00</b>	<b>\$ 21,343.00</b>	<b>\$ 4,071,882.00</b>
<b>EXCESS (DEFICIENCY) OF REVENUES AND OTHER SOURCES OVER EXPENDITURES AND OTHER USES</b>	<b>\$ 15,581.00</b>	<b>\$ (17,054.00)</b>	<b>\$ (16,850.00)</b>	<b>\$ (18,323.00)</b>
<b>FUND EQUITY - beginning of year</b>	<b>\$ 902,199.00</b>	<b>\$ 158,578.00</b>	<b>\$ 23,578.00</b>	<b>\$ 1,084,355.00</b>
<b>FUND EQUITY - end of year</b>	<b>\$ 917,780.00</b>	<b>\$ 141,524.00</b>	<b>\$ 6,728.00</b>	<b>\$ 1,066,032.00</b>

Combining Statement of Revenues, Expenditures and Changes in Fund Equity - Internal Service Funds Page 1 of 1				
	SELF INSURANCE Health	SELF INSURANCE Liability and Unemployment	SELF INSURANCE Workers' Compensation	TOTALS
<b>REVENUES:</b>				
Departmental income	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Federal aid	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
State aid	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Intergovernmental revenues	\$ 0.00	\$ 0.00	\$ 1,209,079.00	\$ 1,209,079.00
Use of money and property	\$ 10,609.00	\$ 20,544.00	\$ 54,679.00	\$ 85,832.00
Sale of property and compensation for loss	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Interfund revenues	\$ 158,842.00	\$ 684.00	\$ 0.00	\$ 159,526.00
Miscellaneous revenues	\$ 101,195.00	\$ 0.00	\$ 27,054.00	\$ 128,249.00
<b>TOTAL REVENUES</b>	<b>\$ 270,646.00</b>	<b>\$ 21,228.00</b>	<b>\$ 1,290,812.00</b>	<b>\$ 1,582,686.00</b>
<b>EXPENDITURES:</b>				
General government support	\$ 78,874.00	\$ 76,216.00	\$ 1,451,834.00	\$ 1,606,924.00
Public Safety		\$ 0.00	\$ 0.00	\$ 0.00
Transportation		\$ 0.00	\$ 0.00	\$ 0.00
Economic assistance and opportunity		\$ 0.00	\$ 0.00	\$ 0.00
Home and community service		\$ 0.00	\$ 0.00	\$ 0.00
Employee benefits	\$ 3,021,838.00	\$ 33,571.00	\$ 0.00	\$ 3,055,409.00
<b>TOTAL EXPENDITURES</b>	<b>\$ 3,100,712.00</b>	<b>\$ 109,787.00</b>	<b>\$ 1,451,834.00</b>	<b>\$ 4,662,333.00</b>
<b>EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES</b>	<b>\$ (2,830,066.00)</b>	<b>\$ (88,559.00)</b>	<b>\$ (161,022.00)</b>	<b>\$ (3,079,647.00)</b>
<b>OTHER FINANCING SOURCES (USES)</b>				
Operating transfers in	\$ 3,251,000.00	\$ 100,000.00	\$ 0.00	\$ 3,351,000.00
Operating transfers out	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
<b>TOTAL OTHER FINANCING SOURCES (USES)</b>	<b>\$ 3,251,000.00</b>	<b>\$ 100,000.00</b>	<b>\$ 0.00</b>	<b>\$ 3,351,000.00</b>
<b>EXCESS (DEFICIENCY) OF REVENUES AND OTHER SOURCES OVER EXPENDITURES AND OTHER USES</b>	<b>\$ 420,934.00</b>	<b>\$ 11,441.00</b>	<b>\$ (161,022.00)</b>	<b>\$ 271,353.00</b>
<b>FUND EQUITY - beginning of year</b>	<b>\$ 199,851.00</b>	<b>\$ 490,243.00</b>	<b>\$ (366,374.00)</b>	<b>\$ 323,720.00</b>
<b>FUND EQUITY - end of year</b>	<b>\$ 620,785.00</b>	<b>\$ 501,684.00</b>	<b>\$ (527,396.00)</b>	<b>\$ 595,073.00</b>

COUNTY OF ALLEGANY  
STATE OF NEW YORK

Notes to Financial Statements  
Year Ended December 31, 1998

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1. BACKGROUND AND SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

A. BACKGROUND

The County of Allegany is governed by the County Law, general laws of the State of New York, and various local laws and ordinances. The County Legislature, which is the legislative body responsible for the overall operation of the County, consists of fifteen legislators. The Chairman of the Legislature serves as Chief Executive Officer and the county Treasurer serves as Chief Fiscal Officer of the County. The County Administrator, appointed by the legislature, is responsible for the overall administration of the County government.

The County provides the following basic services: highway construction and maintenance, economic assistance and opportunity, cultural and recreation programs, public safety and law enforcement and public health.

B. FINANCIAL REPORTING ENTITY

The accompanying general purpose financial statements include all of the funds and account groups of the County. Organizations, functions, and activities of the County have been included in the reporting entity to the extent that the County's elected officials exercise oversight responsibility over such organizations, functions and activities. The oversight responsibility is derived from the governmental unit's power and includes, but is not limited to, financial interdependency, selection of governing authority, designation of management, ability to significantly influence operations and accountability for fiscal matters.

The financial reporting entity consists of (a) the primary government (b) organizations for which the primary government is financially accountable, and (c) other organizations for which the nature and significance of their relationship with the primary government are such that exclusion would cause the reporting entity's financial statements to be misleading or incomplete.

Based on the foregoing criteria and the significant factors presented below, the following organizations, functions or activities are included in the reporting entity:

Separate boards have been established by the Legislation to manage the operations of the Public health and Mental Health departments. These boards are administratively and financially dependent on the county and, accordingly, their financial activities are included within the accompanying financial statements.

The following organization is included within the reporting entity and is discretely presented within the accompanying financial statements as a component unit:

The Allegany County Soil and Water Conservation District (SWCD) was established in accordance with the Soil and Water Conservation Districts Law, to provide for the conservation of the County's soil and water resources. Members of the SWCD's board of directors are appointed by the Legislature, and administrative costs of the SWCD are funded primarily through County appropriations. The SWCD does derive other revenues and perform other activities outside the County's general oversight responsibilities. The directors of the SWCD have sole responsibility for management of the SWCD and full accountability for fiscal matters.

Although the following organization's functions or activities are related to the county, it is not included in the reporting entity because of the reasons noted:

The Allegany County Industrial Development Agency (IDA) is a Public Benefit corporation created by state legislation to promote the economic welfare, opportunities, and prosperity of the county's inhabitants. Members of the IDA are appointed by the Legislature but the Legislature exercises no oversight responsibility. IDA board members have complete responsibility for management of the IDA and full accountability for fiscal matters. IDA revenues are generated by bonds secured by the assets acquired for the related project. The County is not liable for any IDA indebtedness.

C. FUND STRUCTURE AND DESCRIPTION OF FUNDS

The accounts of local government are organized on the basis of funds or account groups, each of which is considered a separate accounting entity. The operations of each fund are accounted for within a separate set of self-balancing accounts that comprise its assets, liabilities, fund equity, revenues and expenditures, and are segregated for the purpose of carrying on specific activities or attaining certain objectives in accordance with special regulations, restrictions or limitations. The various funds are summarized by type in the financial statements. The following fund types and account groups are used:

FUND CATEGORIES

GOVERNMENTAL FUNDS - Governmental funds are those through which most governmental functions of the County are financed. The acquisition and use of the County's expendable financial resources, as well as the related asset and liability balances are accounted for through the governmental funds. The measurement focus of the governmental funds is based upon determination of financial position and changes in financial position. The following are the county's governmental fund types:

*General Fund* - The general fund is the principal fund and includes all operations not required to be recorded in other funds.

*Special Revenue Funds* - Special revenue funds are used to account for the proceeds of specific revenue sources that are legally restricted to expenditure for specified purposes. The special Revenue funds are: County Road Fund, Road Machinery Fund and Special Grants. Included in the Special Trust fund is a micro enterprise grant. The HUD micro enterprise grant provides a training program for eligible participants to start their own business. It also provides for loans to start up small businesses.

*Capital Projects Fund* - The Capital Projects Fund is used to account for financial resources to be used for the acquisition or construction of major capital facilities.

*Debt Service Fund* - The debt service fund is used to account for interest earnings on debt proceeds of general obligation long-term debt.

PROPRIETARY FUNDS - This fund is used to account for ongoing organizations or activities which are similar to those often found in the private sector. The measurement focus is upon determination of net income, financial position, and changes in financial position. The following proprietary fund is utilized.

*Internal Service Funds* - This fund is used to account for special activities or services provided by one department to other departments or to other governments on a cost-reimbursement basis. Included are the following:

Self-Insurance funds are utilized for worker's compensation claims, unemployment insurance claims and liability insurance claims. It also serves to pay hospital, medical and prescription drug claims for it's active, as well as retired employees.

FIDUCIARY FUNDS - Fiduciary funds are used to account for assets held by the County in a trustee or custodial capacity.

*Trust and Agency Funds* - Trust and agency funds are used to account for monies received and held by the County in the capacity of trustee, custodian or agent.

ACCOUNT GROUPS are used to establish accounting control and accountability for general fixed assets and general long-term obligations. The two account groups are not "funds". They are concerned with measurement of financial position and not results of operations.

*The General Fixed Assets Account Group* is used to account for land, building, improvements other than buildings, and equipment utilized for general government purposes.

The General Long-Term Obligations Account Group is used to account for all long-term obligations. Such obligations include long-term debt, unbilled sums due the new York State Employees' Retirement System, worker's compensation liabilities, the County's liability for compensated absences, and obligations for landfill closure and post closure care costs.

D. BASIS OF ACCOUNTING/MEASUREMENT FOCUS

*Modified Accrual Basis* - All Governmental funds and Agency Funds are accounted for using the modified accrual basis of accounting.

Under this basis of accounting, revenues are recorded when measurable and available. Available means collectible within the current period or soon enough thereafter to be used to pay liabilities of the current period.

Material revenues that are accrued include real property taxes, state and federal aid and sales tax. Where expenditures are the prime factor for determining eligibility, revenues from federal and state grants are accrued when the expenditure is made.

Expenditures are recorded when the fund liability is incurred except that:

- a. Principal and interest on indebtedness are recognized as an expenditure when paid.
- b. Compensated absences, such as vacation and sick leave which vest or accumulates, are charged as an expenditure when paid. (See Note 6).

Encumbrance accounting is employed in the governmental funds. Under this procedure, court orders, contracts and other commitments for the expenditure of funds are recorded, reserving appropriations that would otherwise lapse. Open encumbrances are reported as a reservation of fund balance indicating that those commitments will be financed from current appropriations. Encumbrances do not constitute expenditures or liabilities. Expenditures for such commitments are recorded in the period in which the liability is incurred.

Inventories are recorded at cost using the first-in, first-out method, on a consumption/purchase basis.

Fixed assets are recorded in the General Fixed Assets Account Group on a historical cost basis. The County's capitalization policy includes recording all computer equipment, and other fixed assets purchased for more than \$500. The County does not include public domain infrastructure fixed assets in this Account Group.

E. PROPERTY TAXES

County property taxes are levied annually no later than December and become a lien on January first. Taxes for County purposes are levied together with taxes for town and special district purposes as a single bill. The towns and special districts receive the full amount of their levies annually out of the first amounts collected on the combined bills. The county assumes enforcement responsibility for all taxes levied in the towns.

Unpaid village and school district taxes are turned over to the county for enforcement and are relieved with the county taxes in the subsequent year.

F. BUDGET

The County budget, which utilizes the modified accrual basis of accounting, is legally adopted by the Board of Legislators for all governmental funds except the debt service and capital projects funds. The Legislature can legally amend the budget once it has been approved, as long as it remains in balance. In addition, the County Administrator who also acts as the budget officer, can transfer appropriations within a specific department without seeking approval of the Board.

During the year the Board has, by resolution, authorized additional appropriations and increased existing appropriations. The additional funds were provided from any unencumbered balances in appropriations, the contingency funds, or from anticipated revenues and appropriated cash surplus. All unused appropriations lapse at the end of the fiscal year.

G. DEPARTMENT OF SOCIAL SERVICES

The Department of social Services of the county provides for the operation and administration of economic assistance and opportunity programs. The financial statements of the General fund contain expenditures for the costs of operating these programs including estimates of costs incurred but unpaid at the end of the fiscal year.

Program and administrative costs are subject to audit and adjustment by various State and Federal agencies. Differences between ultimate settlements and estimated costs included in the financial statements are recorded in the year of settlement. County management believes that it is in substantial compliance with all program requirements.

2. CASH AND INVESTMENT POLICIES

The County investment policies are governed by State law. Using State guidelines the County adopted its own written investment policy. County monies must be deposited in FDIC-insured commercial banks or trust companies located within the State. The County Treasurer is authorized to use demand accounts and

certificates of deposit. Permissible investments include obligations of the U.S. Treasurer and U.S. government agencies, and obligations of New York State or its localities.

Collateral is required for demand deposits and certificates of deposit not covered by federal deposit insurance. Obligations which may be pledged as collateral are obligations of the United States and its agencies and obligations of New York State and its municipalities and school districts.

The amounts on deposit and the related collateral as of December 31, 1998, excluding the component unit, are as follows:

	CARRYING AMOUNT	BANK BALANCE
DEPOSITS	\$7,871,860.00	\$10,388,671.00
INSURED - FDIC		\$300,000.00
UNINSURED, but collateralized securities held by third party financial institution pledged to or held for the County		\$10,088,671.00
		\$10,088,671.00

### 3. INVESTMENTS

The County purchased an Allegany County Industrial Development Agency 1993 taxable Industrial Development revenue bond in the amount of \$500,000 with solid Waste reserve funds. The cost of this investment approximates market. Principal on this investment is receivable in equal annual installments commencing April 1, 1996 through April 1, 2017. Interest is receivable annually at a rate of 3%.

### 4. GENERAL FIXED ASSETS

Property and equipment are recorded at cost or at estimated historical cost, if the cost is not practically determinable. The following is a summary of changes in the general fixed assets account group for the year ended December 31, 1998.

	BALANCE Jan 1, 1998	ADDITIONS	RETIREMENTS	BALANCE Dec 31, 1998
LAND	\$ 217,761	\$ 0	\$ 0	\$ 217,761
BUILDINGS	\$ 5,366,946	\$ 0	\$ 0	\$ 5,366,946
IMPROVEMENTS, other than buildings	\$ 1,355,630	\$ 0	\$ 0	\$ 1,355,630
MACHINERY and EQUIPMENT	\$ 9,942,821	\$ 1,880,864	\$ 301,168	\$ 11,522,517
TOTAL GENERAL FIXED ASSETS	\$ 16,883,158	\$ 1,880,864	\$ 301,168	\$ 18,462,854

## 5. GENERAL LONG-TERM OBLIGATIONS

The following is a summary of changes in general long-term obligations during 1998:

	Bonds Payable	Due to NYSEPR	Compensated Absences	Installment Purchase Debt	Worker's Compensation Claims	Landfill Closure Costs	Total
Balance - Jan 1, 1998	\$ 3,975,000	\$ 606,741	\$ 951,473	\$ 0	\$ 0	\$ 5,627,998	\$ 11,161,213
Decrease in long-term worker's comp claims	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Current year maturities	\$ (975,000)	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ (975,000)
Increase in Bonds	\$ 4,700,000	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 4,700,000
Decrease in pension liability	\$ 0	\$ (55,517)	\$ 0	\$ 0	\$ 0	\$ 0	\$ (55,517)
Decrease in lease purchase contracts	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Decrease in compensated absences liability	\$ 0	\$ 0	\$ (6,595)	\$ 0	\$ 0	\$ 0	\$ (6,595)
Increase in landfill closure and post closure costs	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 663,446	\$ 663,446
Balance, Dec 31, 1998	\$ 7,700,000	\$ 551,224	\$ 944,878	\$ 0	\$ 0	\$ 6,291,444	\$ 15,487,577

Details relating to the serial bonds outstanding at December 31, 1998 are as follows:

	Rate	Maturity	Principal Outstanding Dec 31, 1998
Serial Bond: Public Improvement			
Public Safety Building	6.10%	02/01/01	\$ 250,000
Public Safety Building	6.80%	01/15/04	\$ 700,000
Public Safety Building	5.10%	07/15/02	\$ 2,050,000
Public Safety Building	3.90%	10/15/13	\$ 4,700,000

Principal payments due on the outstanding bonds at December 31, 1998 are as follows:

Year	Amount
1999	\$ 1,250,000
2000	\$ 1,135,000
2001	\$ 1,095,000
2002	\$ 500,000
2003	\$ 410,000
Thereafter	\$ 3,310,000
Total	\$ 7,700,000

Worker's compensation claims are now accounted for in the Internal Service fund.

Payment of compensated absences and landfill closure costs are dependent upon many factors, therefore, timing of future payments is not readily determinable.

6. PENSION PLAN AND OTHER BENEFITS

Plan Description

The County of Allegany participates in the New York State and Local Employees' Retirement System (ERS). This is a cost-sharing multiple-employer retirement system. The System provides retirement benefits as well as death and disability benefits. Obligations of employers and employees to contribute and benefits to employees are governed by the New York State Retirement and Social Security Law (NYSRSSL). As set forth in the NYSRSSL, the Comptroller of the State of New York (Comptroller) serves as sole trustee and administrative head of the System. The comptroller shall adopt and may amend rules and regulations for the administration and transaction of the business of the Systems and for the custody and control of their funds. The System issues a publicly available financial report that includes financial statements and required supplementary information. The report may be obtained by writing to the New York State and Local Retirement Systems, Gov. Alfred E. Smith, State Office Building, Albany, NY 12244.

Funding Policy

The System is noncontributory except for employees who joined the New York State and Local Employees' Retirement System after July 27, 1976 who contribute 3% of their salary. Under the authority of the NYSRSSL, the Comptroller shall certify annually the rates expressed as proportions of payroll of members, which shall be used in computing the contributions required to be made by employees to the pension accumulation fund.

The County of Allegany is required to contribute at an actuarially determined rate. The required contributions for the current year and two preceding years were:

Year	ERS
1998	\$ 292,906
1997	\$ 310,738
1996	\$ 449,544

The County's contributions made to the System were equal to 100 percent of the contributions required for each year.

Since 1989, the System's billings have been based on Chapter 62 of the Laws of 1989 of the State of New York. This legislation required participating employers to make payments on a current basis, while amortizing existing unpaid amounts relating to the System's fiscal years ending March 31, 1988 and 1989 (which otherwise were to have been paid on June 30, 1989 and 1990, respectfully) over a 17-year period, with an 8.75% interest factor added. Local governments were

given the option to prepay this liability. (The total unpaid liability at the end of the fiscal year was \$551,224 of which \$551,224 is reported in the General Long-Term Debt Account Group.)

The County's liability for earned and unused compensated absences of \$944,878 at December 31, 1998 is recorded in the General Long-Term Obligations Account Group of the accompanying financial statements.

#### 7. SELF-INSURANCE

As its predominant participant, the County maintains a Workers' Compensation Fund within which many local towns and villages also participate. The objective of this fund is to provide worker's compensation benefits at a moderate cost as a result of pooling the loss experience of its participants. Premiums charged to participants are based on assessed land values and expected claim expenditures. The County records the long-term portion of this liability in its Internal Service Fund as well as its other activity. Included is a reserved fund balance of \$835,170 at December 31, 1998 for this purpose.

The County assumes the liability for some risk including, but not limited to, general and personal injury liability, and unemployment claims. Judgments and claims are recorded at the time a liability has been incurred and an award has been made. The County's risk relating to general liability is limited to \$100,000 per incident with an aggregate of \$375,000. Additional amounts are provided in excess of \$1,000,000 per incident and \$3,000,000 in aggregate. The County has a reserved fund balance established in the internal service fund of \$501,683 at December 31, 1998 for this purpose.

The County began self-insuring the cost of hospital, medical and prescription drugs on February 1, 1994 for its employees, board members and retirees at no cost to the insured. The County maintains excess insurance coverage for significant long term claims.

#### 8. INTERFUND RECEIVABLES AND PAYABLES

The following schedules summarizes individual fund interfund receivables and payables at December 31, 1998:

FUND	INTERFUND RECEIVABLES	INTERFUND PAYABLES
General	\$ 1,484,701	\$ 1,550,432
Special Revenue	\$ 234,957	\$ 1,291,610
Debt Service	\$ 212,372	\$ 0
Capital Projects	\$ 1,100,737	\$ 629,658
Trust and Agency	\$ 0	\$ 38,804
Internal Service	\$ 1,210,148	\$ 732,411
<b>TOTALS</b>	\$ 4,242,915	\$ 4,242,915

## 9. RESERVED FUND BALANCE

The following schedule details the components of the reserved fund balance at December 31, 1998:

Reserved for:	General Fund	Special Revenue Fund	Debt Service Fund	Internal Service Fund
encumbrances	\$ 199,432	\$ 217,707		
repairs	\$ 198,812	\$ 206,163		
STOP-DWI	\$ 282,276			
inventory of materials and supplies	\$ 50,000	\$ 519,134		
office for the aging	\$ 350			
health	\$ 438			
solid waste	\$ 2,333,712			
insurance				\$ 441,209
unemployment insurance				\$ 60,474
ban of nuclear waste site dump	\$ 532,072			
911 services	\$ 219,637			
canine accelerant	\$ 895			
retirement of long-term obligations			\$ 224,171	
workers compensations				\$ 835,170
TOTAL	\$ 3,817,624	\$ 943,004	\$ 513,638	\$ 1,336,853

## 10. POST-EMPLOYMENT HEALTH CARE BENEFITS

In addition to providing pension benefits, the County provides certain health care benefits for retired employees. Employees may become eligible for those benefits if they reach normal retirement age while working for the County. Similar benefits for active employees are provided. The County recognizes the cost of providing health care benefits to its active and retired employees by paying the actual costs of these claims as they occur from a Risk Retention Fund. The cost of providing these benefits to 166 retirees was \$47,432 for the year ended December 31, 1998.

## 11. LANDFILL CLOSURE COSTS

State and Federal laws and regulations require the County to place a final cover on the Allegany County Sanitary Landfill when it stops accepted waste and to perform certain maintenance and monitoring functions at the site for thirty years after closure. Although closure and post-closure care costs will be paid only near or after the date that the landfill stops accepting waste, the County reports a portion of these closure and postclosure care costs in its Long Term Obligations Account Group based on landfill capacity used as of each balance sheet date. The \$6,291,444 reported as landfill closure and post-closure care liability at December 31, 1998, represents the cumulative amount reported to date based on the use of 70% of the estimated capacity of the landfill. The County will recognize the remaining estimated cost of closure and post-closure care of \$2,696,333 (30%) as the remaining capacity is filled. The County expects to close the landfill in the year 2014. Actual cost may be higher due to inflation, changes in technology, or changes in regulations. Such costs will be recognized as an expenditure in the

General fund when they require the use of available and measurable resources.

The county has reserved approximately \$2,333,712 of the general fund balance as of December 31, 1998 for these purposes, and the remaining balance will be funded through the use of bonds when necessary.

12. **THE YEAR 2000 (Y2K) ISSUE**

The Governmental Accounting Standards Board requires state and local governments to disclose information about the effect of the Y2K issue. The Y2K issue is the result of shortcomings in many electronic data processing systems and other equipment that make operations beyond the year 1999 troublesome. Problems affecting a wide range of governmental activities could result if computers and other electronic equipment that are dependent upon date-sensitive coding are not corrected. These problems have the potential for causing a disruption of government services and an increased demand for government services. The Y2K issue is a world-wide issue that affects governments and the private sector whose operations are interdependent in many situations. While this makes predictions troublesome, the Y2K issue is not expected to cause significant disruption of services.

Allegany County is actually making changes to systems and equipment. The County is in a remediation stage dealing with primarily the technical issues of converting existing systems, or switching to compliant systems. During this stage, decisions are made on how to make the systems or processes year 2000 compliant, and then the required system changes are being made.

13. **TOTAL COLUMNS**

Total columns that are captioned "Memo Only" are presented to facilitate financial analysis only. Data in these columns do not represent financial position or results of operations in conformity with generally accepted accounting principles, nor is such data comparable to a consolidation. Interfund eliminations have not been made in the aggregation of this data.

Respectfully submitted:

James F. Mulholland  
Allegany County Treasurer

## MORTGAGE TAX APPORTIONMENT TABLE

TO: THE COUNTY 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, 1997 through March 31, 1998.

<u>TOWN</u>	<u>AMOUNT OF TAX</u>	<u>PAYABLE TO TOWN</u>	<u>PAYABLE TO VILLAGE</u>
Alfred	5,759.32	4,593.09	1,166.23
Allen	1,496.28	1,496.28	
Alma	2,502.37	2,502.37	
Almond	3,024.02	2,765.47	258.55
Amity	7,353.96	6,094.23	1,259.73
Andover	4,045.40	3,242.39	803.01
Angelica	2,520.93	2,062.37	458.56
Belfast	4,210.55	4,210.55	
Birdsall	1,135.07	1,135.07	
Bolivar	5,078.01	3,895.85	1,182.16 (Bolivar: 1,099.10 (Richburg: 83.06)
Burns	5,638.37	4,848.43	789.94
Caneadea	5,473.51	5,473.51	
Centerville	1,816.23	1,816.23	
Clarksville	2,192.70	2,192.70	
Cuba	14,343.16	11,922.03	2,421.13
Friendship	3,807.88	3,807.88	
Genesee	5,753.38	5,753.38	
Granger	1,396.50	1,396.50	
Grove	2,116.26	2,116.26	
Hume	4,901.48	4,901.48	
Independence	2,812.31	2,812.31	
New Hudson	3,151.41	3,151.41	
Rushford	4,666.45	4,666.45	
Scio	5,289.89	5,289.89	
Ward	748.91	748.91	
Wellsville	18,081.56	13,121.79	4,959.77
West Almond	1,504.75	1,504.75	
Willing	3,538.02	3,538.02	
Wirt	2,014.05	1,843.86	170.19
<b>TOTAL:</b>	<b>126,372.73</b>	<b>112,903.46</b>	<b>13,469.27</b>

DATED: MAY 11, 1998

Linda J. Canfield, Clerk  
Allegany County Board of Legislators

## MORTGAGE TAX APPORTIONMENT TABLE

TO: THE COUNTY 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 April 1, 1998 through September 30, 1998.

<u>TOWN</u>	<u>AMOUNT OF TAX</u>	<u>PAYABLE TO TOWN</u>	<u>PAYABLE TO VILLAGE</u>
Alfred	19,008.59	15,159.35	3,849.24
Allen	2,029.62	2,029.62	
Alma	4,579.79	4,579.79	
Almond	7,647.46	6,993.60	653.86
Amity	8,454.02	7,005.85	1,448.17
Andover	6,920.28	5,546.60	1,373.68
Angelica	4,867.09	3,981.77	885.32
Belfast	4,267.18	4,267.18	
Birdsall	1,299.56	1,299.56	
Bolivar	8,308.96	6,374.63	1,934.33 (Bolivar: 1,798.42 (Richburg: 135.91)
Burns	5,584.48	4,802.09	782.39
Caneadea	10,801.85	10,801.85	
Centerville	3,964.23	3,964.23	
Clarksville	3,389.51	3,389.51	
Cuba	18,708.38	15,550.41	3,157.97
Friendship	5,491.44	5,491.44	
Genesee	7,133.36	7,133.36	
Granger	1,686.12	1,686.12	
Grove	3,666.17	3,666.17	
Hume	5,066.06	5,066.06	
Independence	4,382.88	4,382.88	
New Hudson	1,758.34	1,758.34	
Rushford	9,122.07	9,122.07	
Scio	6,173.25	6,173.25	
Ward	2,611.49	2,611.49	
Wellsville	23,805.36	17,275.55	6,529.81
West Almond	1,206.38	1,206.38	
Willing	6,939.03	6,939.03	
Wirt	2,990.25	2,737.57	252.68
	<hr/>	<hr/>	<hr/>
TOTAL	191,863.20	170,995.75	20,867.45
	<hr/>	<hr/>	<hr/>

DATED: NOVEMBER 9, 1998

Linda J. Canfield, Clerk  
Allegany County Board of Legislators

1999 BUDGET FOR MUTUAL SELF-INSURANCE PLAN  
(WORKERS' COMPENSATION)

Pursuant to the provisions of Section 67, Subd. 1 of the Workers' Compensation Law of the State of New York and to Allegany County Local Law No. 1 of 1956, as amended, establishing and continuing a Mutual Self-Insurance Plan, we hereby submit the following estimate of the amounts necessary for the operation of the Plan for the calendar year of 1999:

S1710.101	- PERSONAL SERVICES - Regular	\$ 41,700.	
S1710.102	Personal Services - Holiday	2,220.	
S1710.105	Personal Services - Vacation	2,480.	
S1710.106	Personal Services - Sick	960.	
S1710.107	Personal Services - Personal	\$ 840.	\$ 48,200
S1710.201	EQUIPMENT	\$ 4,500.	\$ 4,500.
S1710.400	CONTRACTUAL EXPENSE		
	Postage/UPS	\$ 1,500.	
	Administrative Mileage/Exp.	1,400.	
	Employers' Excess. Liab.	15,500.	
	Office Supplies	800.	
	Dues, Books, Fees. Bonds	300.	
	State Assessments	60,000.	
	Medical Evaluations	8,500.	
	Attorney Fees	11,000.	
	Physical Exams	7,100.	
	Equipment Repair	900.	
	Equipment Rental	1,100.	
	Telephone	700.	
	Copying & Printing	1,100.	
	Safety Program	\$ 7,200.	\$ 117,100.
S1710.801	EMPLOYEE BENEFITS		
S1710.802	Retirement	\$ 1,000.	
S1710.803	FICA	3,600.	
S1710.804	Workers' Compensation	800.	
S1710.805	Disability	300.	
S1710.806	North American	\$ 6,400.	\$ 12,100.
S1720.406	CLAIMANT INDEMNITY	\$ 320,000.	\$ 320,000.
S1720.430	CLAIMANT MEDICAL	\$ 195,000.	\$ 195,000.
S1722.431	CLAIMANT MILEAGE/MED.	\$ 8,000.	\$ 8,000.
<u>TOTAL 1999 BUDGET</u>			<u>\$ 704,900.</u>
.....			
S510	REVENUE		
	Fund Balance	\$ 68,210.	
	Apportionment by Assessment	382,010.	
	Apportionment by Experience	\$ 254,680.	\$ 704,900.
<u>TOTAL 1999 REVENUE</u>			<u>\$ 704,900.</u>

APPORTIONMENT OF COSTS OF MUTUAL SELF-INSURANCE PLAN  
(WORKERS' COMPENSATION)

We, the duly appointed Personnel Committee of the Allegany County Board of Legislators, do hereby certify that, pursuant to Local Law No. 1 of 1956, as amended and Sections 66 and 67 of the Workers' Compensation Law, the amounts set forth below constitute the share due from each of the participants of the Allegany County Mutual Self-Insurance Plan as provided by budget for its operation during the calendar year 1999.

ALLEGANY COUNTY: \$ 303,804.85

TOWN OF:

Alfred	9,600.85
Allen	2,771.86
Alma	5,679.88
Almond	4,208.47
Amity	6,882.15
Andover	4,444.06
Angelica	3,943.26
Belfast	5,687.66
Birdsall	3,653.98
Bolivar	8,877.63
Burns	8,121.65
Caneadea	13,396.76
Centerville	4,085.73
Clarksville	4,916.64
Cuba	9,277.27
Friendship	10,908.16
Genesee	6,868.40
Granger	4,448.11
Grove	6,621.31
Hume	7,283.50
Independence	5,675.26
New Hudson	3,037.13
Rushford	24,643.45
Scio	7,090.89
Ward	2,517.85
Wellsville	24,803.84
West Almond	1,975.07
Willing	8,700.92
Wirt	<u>15,558.28</u>

\$ 225,680.02

VILLAGE OF:

Alfred	\$ 11,271.76
Almond	1,283.95
Andover	14,361.90
Angelica	5,305.52
Belmont	8,032.21
Bolivar	2,542.12
Canaseraga	2,808.46
Cuba	9,378.56
Richburg	666.25
Wellsville	\$ <u>51,554.91</u>
	<u>\$107,205.64</u>

ALLEGANY COUNTY MUTUAL SELF-INSURANCE PLAN

ALTON SYLOR, Chairman  
EDMUND C. BURDICK  
WILLIAM DIBBLE  
PRESTON LUCAS  
KENNETH NIELSEN

DOUGLAS A. DILLON  
Executive Secretary

**LEGISLATORS COMPENSATION TABLE FOR 1998**

LEGISLATORS	COMMITTEE WORK FOR WHICH PER DIEM PAID					REGULAR/SPECIAL SESSIONS ATTENDED PER DIEM PAID					TOTAL PER DIEM LESS EXPENSES
	NO.	COMPENSATION	MILES	MILEAGE	OTHER EXPENSES	NO.	COMPENSATION	MILES	MILEAGE	TOTAL	
BENNETT, Rodney K.	83	8,225.00	4,416	1,368.96	275.03	26	1,950.00	1,040	322.40	10,441.39	8,475.00
BURDICK, Edmund C.	118	8,850.00	6,028	1,868.68	201.37	26	1,950.00	1,144	354.64	13,224.69	10,800.00
CORKEY, Curtis	20	1,500.00	710	220.10	0.00	23	1,725.00	888	275.28	3,720.38	3,225.00
DIBBLE, William G.	70	5,250.00	8,570	2,656.70	68.00	26	1,950.00	1,560	483.60	10,408.30	7,200.00
GRAFFRATH, James A.	45	3,375.00	1,638	507.78	0.00	25	1,875.00	600	186.00	5,943.78	5,250.00
HEINEMAN, Robert	75	5,825.00	2,470	765.70	6.00	26	1,950.00	780	241.80	8,588.50	7,575.00
LUCAS, Preston L.	51	3,825.00	1,058	327.98	16.00	26	1,950.00	546	169.26	6,288.24	5,775.00
MYERS, Susan F.	109	8,175.00	4,322	1,339.82	138.82	25	1,875.00	425	131.75	11,660.39	10,050.00
NIELSEN, Kenneth	62	4,650.00	2,174	673.94	31.00	21	1,575.00	735	227.85	7,157.79	6,225.00
REGAN, Patrick	118	8,850.00	7,313	2,267.03	216.03	26	1,950.00	728	225.68	13,508.74	10,800.00
REYNOLDS, Brent	48	3,600.00	1,831	567.61	26.00	25	1,875.00	750	232.50	6,301.11	5,475.00
SHERMAN, Edgar	83	8,225.00	5,526	1,713.06	182.12	25	1,875.00	1,300	403.00	10,398.18	8,100.00
SYLOR, Alton	58	4,350.00	2,090	647.90	0.00	19	1,425.00	646	200.26	6,623.16	5,775.00
TRUAX, Ronald B.	115	8,825.00	4,486	1,390.66	127.56	26	1,950.00	884	274.04	12,367.26	10,575.00
WALCHLI, John W. Jr.	220	16,500.00	8,137	2,522.47	419.58	26	1,950.00	546	169.26	29,062.51	25,951.20

I hereby certify that the Board of Legislators of Allegany County was in session 26 days for the period commencing January 1, 1998 and ending December 31, 1998. The above constitutes a complete statement of all compensation paid and expenses reimbursed to each member during said period. The above compensation for John W. Walchli, Jr. includes \$7,500 as Chairman of the Board, and compensation for Rodney K. Bennett includes \$300 as Majority leader, pursuant to Resolution No. 272-97 adopted December 22, 1997.

Brenda R. Hotchkiss, Clerk  
Board of Legislators



1999 EQUALIZATION AND APPORTIONMENT TABLE

Town	Total Assessed Value	Total Exempt Value	Total Taxable Value Used For Tax Rate	Taxable Value Used For Apportionment Inc Vets & Clergy Exempt	Equal Rate	Equalized True Value For Apportionment	County Taxable Equalized Value	Town % of County Budget	Total County Levy by Town	Tax Rate for County Levy
ALFRED	326,143,441	246,944,657	79,198,784	79,673,159	100.24%	79,482,401	79,009,162	6.30397052%	865,397.10	10.926899
ALLEN	20,461,537	769,442	19,692,095	19,834,304	104.50%	18,980,195	18,844,110	1.50353087%	206,401.86	10.481458
ALMA	23,802,115	1,737,865	22,064,250	22,532,541	111.23%	20,257,611	19,836,600	1.58271949%	217,272.72	9.847274
ALMOND	77,638,937	34,774,640	42,864,297	43,423,656	99.26%	43,747,387	43,183,858	3.44554680%	472,998.12	11.034781
AMITY	70,406,262	22,805,743	47,600,519	48,234,255	92.44%	52,178,986	51,493,422	4.10854898%	564,013.80	11.848900
ANDOVER	49,745,297	6,563,993	43,181,304	43,975,763	101.71%	43,236,420	42,455,318	3.38741820%	465,018.33	10.768974
ANGELICA	51,428,834	16,240,513	35,188,321	35,830,028	94.50%	37,915,374	37,236,319	2.97100549%	407,853.99	11.590607
BELFAST	75,877,886	40,083,021	35,794,865	36,272,584	97.13%	37,344,367	36,852,533	2.94038405%	403,650.34	11.276767
BIRDSALL	14,366,031	4,196,806	10,169,225	10,236,953	94.55%	10,827,026	10,755,394	0.85814967%	117,805.16	11.584477
BOLIVAR	45,059,426	7,483,591	37,575,835	38,561,424	99.33%	38,821,528	37,829,291	3.01831751%	414,348.89	11.027004
BURNS	35,675,276	5,561,656	30,113,620	30,562,354	99.70%	30,654,317	30,204,233	2.40993054%	330,830.69	10.986082
CANEADEA	106,208,052	55,110,860	51,097,192	51,704,278	97.80%	52,867,360	52,246,618	4.16864486%	572,263.65	11.199513
CENTERVILLE	22,640,719	2,329,113	20,311,606	20,406,402	98.71%	20,673,085	20,577,050	1.64179841%	225,382.97	11.096265
CLARKSVILLE	30,163,398	2,414,581	27,748,817	28,051,884	99.60%	28,164,542	27,860,258	2.22290986%	305,156.84	10.997112
CUBA	140,735,744	52,821,575	87,914,169	89,232,609	88.41%	100,930,448	99,439,169	7.93403666%	1,089,169.48	12.389010
FRIENDSHIP	33,819,951	7,215,428	26,604,523	26,882,780	71.45%	37,624,605	37,235,162	2.97091319%	407,841.32	15.329774
GENESEE	42,439,327	1,908,113	40,531,214	41,087,981	97.08%	42,323,837	41,750,323	3.33116820%	457,296.44	11.282575
GRANGER	1,253,880	109,942	1,143,938	1,167,601	5.93%	19,689,730	19,290,691	1.53916263%	211,293.32	184.706970
GROVE	28,331,444	1,932,135	26,399,309	26,504,970	100.47%	26,380,979	26,275,813	2.09649039%	287,802.22	10.901884
HUME	90,931,377	43,858,507	47,072,870	47,916,207	99.80%	48,012,231	47,167,204	3.76336944%	516,628.21	10.975073
INDEPENDENCE	39,258,247	4,236,308	35,021,939	35,243,678	100.18%	35,180,353	34,959,013	2.78930418%	382,910.38	10.933443
NEW HUDSON	21,982,059	3,578,842	18,403,217	18,646,780	89.34%	20,871,704	20,599,079	1.64355604%	225,624.25	12.260044
RUSHFORD	90,001,936	13,974,651	76,027,285	76,723,916	97.80%	78,449,812	77,737,510	6.20250817%	851,468.54	11.199513
SCIO	47,854,968	6,654,634	41,200,334	42,070,162	101.23%	41,558,986	40,699,727	3.24734341%	445,789.13	10.820037
WARD	16,629,813	2,702,238	13,927,575	14,027,284	92.69%	15,133,546	15,025,974	1.19889001%	164,581.34	11.816942
WELLSVILLE	263,714,497	69,909,803	193,804,694	197,809,704	98.91%	199,989,591	195,940,445	15.63366522%	2,146,159.86	11.073828
WEST ALMOND	18,359,428	4,807,998	13,551,430	13,743,836	106.01%	12,964,660	12,783,162	1.01994091%	140,015.55	10.332160
WILLING	62,817,170	2,682,090	60,135,080	60,878,876	119.71%	50,855,297	50,233,965	4.00805969%	550,218.82	9.149715
WIRT	28,857,106	2,923,129	25,933,977	26,340,118	100.51%	26,206,465	25,802,385	2.05871660%	282,616.70	10.897546
TOTALS	1,876,604,158	666,331,874	1,210,272,284	1,227,576,087		1,271,322,844	1,253,323,786	100.00000000%	13,727,810.00	

County Eq. Rate 96.558958% Full Value Tax Rate 10.953123  
 Est. Rev. to be Raised \$13,727,810

## 1999 TOWN AND COUNTY RATES, AS SPREAD

TOWNS	COUNTY RATE	TOWN AND FOREST LAND RATE	COUNTY AND TOWN OUTSIDE RATE	TOWN INSIDE RATE	COUNTY AND TOWN INSIDE RATE
ALFRED	10.926899	4.150581	15.077480	2.277200	13.204099
ALLEN	10.481458	6.958551	17.440009		
ALMA	9.847274	15.468465	25.315739		
ALMOND	11.034781	5.493924	16.528705	4.901035	15.935816
AMITY	11.848900	9.522346	21.371246	5.692376	17.541276
ANDOVER	10.768974	6.401650	17.170624	4.475958	15.244932
ANGELICA	11.590607	4.664949	16.255556	3.166007	14.756614
BELFAST	11.276767	9.841547	21.118314		
BIRDSALL	11.584478	11.263566	22.848044		
BOLIVAR	11.027004	12.984978	24.011982	6.147115	17.174119
BURNS	10.986082	8.048354	19.034436	6.505221	17.491303
CANEADEA	11.199513	8.520289	19.719802		
CENTERVILLE	11.096265	7.226753	18.323018		
CLARKSVILLE	10.997112	11.094660	22.091772		
CUBA	12.389010	8.250383	20.639393	6.689256	19.078266
FRIENDSHIP	15.329774	20.930773	36.260547		
GENESEE	11.282574	8.352760	19.635334		
GRANGER	184.706968	112.174862	296.881830		
GROVE	10.901885	8.146615	19.048500		
HUME	10.975074	10.316755	21.291829		
INDEPENDENCE	10.933443	9.058678	19.992121		
NEW HUDSON	12.260044	9.124679	21.384723		
RUSHFORD	11.199513	6.694102	17.893615		
SCIO	10.820037	8.776542	19.596579		
WARD	11.739423	9.789018	21.528441		
WELLSVILLE	11.073828	6.852930	17.926758	3.381904	14.455732
WEST ALMOND	10.332161	5.999909	16.332070		
WILLING	9.149715	5.342090	14.491805		
WIRT	10.897546	9.379730	20.277276	9.379730	20.277276

## ALLEGANY COUNTY 1999 TAX RATES-TOWN AND COUNTY

## SPECIAL DISTRICTS

TOWNS	FIRE PROTECTION	FIRE DISTRICT	FIRE #1	FIRE #2	LIGHT DISTRICT	WATER DISTRICT	HYDRANT DISTRICT
ALFRED	0.538020						0.054435
ALLEN	0.425693						
ALMA	1.584694				1.214645		
ALMOND	0.531087						
AMITY	1.046557						
ANDOVER	0.880618						
ANGELICA	0.315292						
BELFAST	1.100995				0.572591	1.263719	
BIRDSALL	0.873295						
BOLIVAR		***					
BURNS	0.485064						
CANEADEA	1.288080				***	***	
CENTERVILLE	0.541973						
CLARKSVILLE	1.720595						
CUBA	0.684104					***	
FRIENDSHIP	1.723829		4.955750		***		
GENESEE			1.146891	1.102889			
GRANGER	9.794951						
GROVE			0.649813	0.325355	0.926162		
HUME	0.535900				***		
INDEPENDENCE	0.780863				1.686889		
NEW HUDSON	1.733843				1.426968		
RUSHFORD	0.690864				1.139982		
SCIO			1.190670	1.256075	0.850299	***	
WARD	0.415212						
WELLSVILLE	0.655402				0.081764	***	
WEST ALMOND	0.249244						
WILLING	0.830007						
WIRT		***					
<b>CANEADEA</b>		<b>CUBA</b>	<b>FRIENDSHIP</b>		<b>SCIO</b>		
Houghton Light	0.996253	Lake	2.809497	Sidewalk	2.745013	WD661 Water	1.169586
Houghton Water	3.525576	SD481	0.802568	LD501	1.731634	WD663 Water	3.853856
Houghton Sewer	0.106510	SD483	0.241962	RD501	1.962858		
Oramel Light	0.687190	WD483	0.029035				
Caneadea Light	1.103839	WD484	0.092308				
Lake	1.757172						
<b>RUSHFORD</b>		<b>HUME</b>	<b>WELLSVILLE</b>				
Lake	1.757172	LD581Hume L	0.955614		SD701 Sinclair Sewer		0.542264
		LD582 R&W L	1.300657		SD702 Bolivar ar Rd Sewer.		0.031269
<b>BOLIVAR</b>		LD583 Hume I	0.752422		SD703State St. Sewer		0.336610
FD381	1.728895	SW581 Sidew.	0.397832		WD Sinclair Water		0.130018
FD761	2.351386				WD Riverside Water		0.155275
<b>WIRT</b>					WD704 Bolivar Rd. Water		0.093265
FD761	2.245938						
FD762	2.293398						

SALARIES OF TOWN OFFICERS - 1999

TOWN	SUPERVISOR	HWY. SUPT	TOWN CLERK	JUSTICES	COUNCILMEN	ASSESSORS	COLLECTORS
ALFRED	2,900.00	31,000.00	22,250.00	5,300.00	4,000.00	9,650.00	a
ALLEN	2,800.00	20,555.00	2,200.00	800.00	1,560.00	4,750.00	470.00
ALMA	3,000.00	33,072.00	7,000.00	2,400.00	3,840.00	5,280.00	a
ALMOND	3,300.00	36,100.00	8,216.00	6,860.00	5,000.00	8,260.00	a
AMITY	0.00	34,000.00	5,500.00	5,000.00	0.00	8,700.00	a
ANDOVER	5,500.00	35,500.00	8,400.00	4,450.00	4,000.00	8,000.00	a
ANGELICA	3,500.00	34,100.00	8,200.00	8,200.00	3,000.00	5,000.00	a
BELFAST	2,640.00	31,250.00	5,400.00	4,900.00	3,200.00	7,200.00	1,000.00
BIRDSALL	2,400.00	25,525.00	2,400.00	1,000.00	1,600.00	4,300.00	a
BOLIVAR	3,000.00	31,930.00	8,500.00	3,100.00	2,400.00	8,710.00	a
BURNS	3,500.00	28,000.00	3,000.00	3,500.00	4,000.00	7,800.00	1,250.00
CANEADEA	6,185.00	30,900.00	8,900.00	6,000.00	3,200.00	b	1,100.00
CENTERVILLE	3,000.00	22,880.00	1,600.00	800.00	2,400.00	5,000.00	500.00
CLARKSVILLE	5,600.00	29,400.00	5,500.00	2,500.00	4,250.00	5,000.00	1,250.00
CUBA	6,048.00	35,984.00	6,996.00	9,840.00	6,000.00	15,186.00	a
FRIENDSHIP	5,200.00	34,155.00	12,864.00	10,000.00	9,600.00	8,100.00	a
GENESEE	4,500.00	27,500.00	9,900.00	4,000.00	2,800.00	7,900.00	a
GRANGER	2,300.00	21,000.00	2,400.00	1,000.00	2,000.00	3,500.00	450.00
GROVE	2,800.00	30,600.00	2,400.00	1,000.00	2,400.00	5,400.00	1,000.00
HUME	5,500.00	35,500.00	10,000.00	7,850.00	3,600.00	c	1,300.00
INDEPENDENCE	3,400.00	30,385.00	8,020.00	3,800.00	3,100.00	4,635.00	1,220.00
NEW HUDSON	3,600.00	26,500.00	4,000.00	1,700.00	2,000.00	4,600.00	2,000.00
RUSHFORD	4,100.00	29,450.00	4,850.00	4,600.00	3,200.00	25,500.00	a
SCIO	5,728.00	28,840.00	6,000.00	6,120.00	3,360.00	5,800.00	1,530.00
WARD	10,500.00	26,000.00	3,200.00	1,500.00	2,000.00	3,000.00	a
WELLSVILLE	9,500.00	33,020.00	26,000.00	9,570.00	11,000.00	34,260.00	7,500.00
WEST ALMOND	3,200.00	27,038.00	700.00	1,500.00	1,300.00	2,200.00	600.00
WILLING	3,700.00	31,600.00	4,400.00	4,400.00	4,350.00	5,300.00	1,200.00
WIRT	3,350.00	26,500.00	6,700.00	3,000.00	4,400.00	7,900.00	a

- a - Salary for Town Clerk and Tax Collector are combined.
- b - Town contracted out 11,118 for assessment services.
- c - Town contracted out \$11,000 for assessment services.

SALARIES OF TOWN OFFICERS

## SUMMARY OF THE TOWN BUDGETS FOR THE YEAR 1999

	Expenditures	Estimated Revenues	Unexpended Balance	Amount to be Raised by Tax
<b>ALFRED</b>				
General Fund	167,429.00	46,980.00	31,229.00	89,220.00
General Outside Village	35,734.00	21,150.00	400.00	14,184.00
Highway-Townwide	241,562.00	121,640.00	39,702.00	80,220.00
Highway-Outside Village	120,037.00	41,500.00	3,884.00	74,653.00
Fire Protection	26,000.00	0.00	0.00	26,000.00
Hydrant	352.00	0.00	0.00	352.00
Total	591,114.00	231,270.00	75,215.00	284,629.00
<b>ALLEN</b>				
General Fund	65,495.00	6,142.00	3,500.00	55,853.00
Highway-Townwide	172,193.00	83,382.00	10,000.00	78,811.00
Fire Protection	8,600.00	0.00	0.00	8,600.00
Total	246,288.00	89,524.00	13,500.00	143,264.00
<b>ALMA</b>				
General Fund	134,685.00	13,543.00	2,500.00	118,642.00
Highway-Townwide	308,143.00	89,903.00	5,000.00	213,240.00
Light District	2,100.00	0.00	0.00	2,100.00
Fire Protection	36,000.00	0.00	0.00	36,000.00
Total	480,928.00	103,446.00	7,500.00	369,982.00
<b>ALMOND</b>				
General Fund	178,278.00	29,610.00	25,253.00	123,415.00
General Outside Village	15,565.00	5,790.00	6,194.00	3,581.00
Highway-Townwide	227,050.00	58,637.00	70,417.00	97,996.00
Highway-Outside Village	163,175.00	123,050.00	20,829.00	19,296.00
Fire Protection	21,000.00	0.00	200.00	20,800.00
Total	605,068.00	217,087.00	122,893.00	265,088.00

SUMMARY OF TOWN BUDGETS

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	Expenditures	Estimated Revenues	Unexpended Balance	Amount to be Raised by Tax
<b>AMITY</b>				
General Fund	202,599.00	47,000.00	40,000.00	115,599.00
General Outside Village	4,400.00	2,150.00	0.00	2,250.00
Highway-Townwide	189,040.00	6,100.00	35,000.00	147,940.00
Highway-Outside Village	184,500.00	41,500.00	25,000.00	118,000.00
Fire Protection	33,452.00	0.00	0.00	33,452.00
Total	613,991.00	96,750.00	100,000.00	417,241.00
<b>ANDOVER</b>				
General Fund	155,706.00	28,400.00	28,000.00	99,306.00
General Outside Village	15,025.00	2,100.00	5,000.00	7,925.00
Highway-Townwide	179,925.00	44,000.00	48,000.00	87,925.00
Highway-Outside Village	173,500.00	66,000.00	65,000.00	42,500.00
Fire District	23,500.00	0.00	0.00	23,500.00
Total	547,656.00	140,500.00	146,000.00	261,156.00
<b>ANGELICA</b>				
General Fund	264,154.00	207,654.00	2,500.00	54,000.00
General Outside Village	0.00	0.00	0.00	0.00
Highway-Townwide	138,923.00	85,923.00	0.00	53,000.00
Highway-Outside Village	120,400.00	86,400.00	0.00	34,000.00
Fire District	7,300.00	0.00	0.00	7,300.00
Total	530,777.00	379,977.00	2,500.00	148,300.00
<b>BELFAST</b>				
General Fund	202,725.00	30,863.00	30,000.00	141,862.00
Highway-Townwide	315,445.00	91,300.00	16,000.00	208,145.00
Water District	128,377.00	88,000.00	22,000.00	18,377.00
Light District	8,000.00	0.00	0.00	8,000.00
Fire District	50,275.00	9,432.00	0.00	40,843.00
Total	704,822.00	219,595.00	68,000.00	417,227.00

	Expenditures	Estimated Revenues	Unexpended Balance	Amount to be Raised by Tax
<b>BIRDSALL</b>				
General Fund	93,351.00	5,501.00	0.00	87,850.00
Highway-Townwide	158,945.00	95,389.00	3,000.00	60,556.00
Fire Protection	11,985.00	0.00	0.00	11,985.00
Total	264,281.00	100,890.00	3,000.00	160,391.00
<b>BOLIVAR</b>				
General Fund	165,650.00	42,350.00	30,000.00	93,300.00
General Outside Village	15,675.00	3,600.00	0.00	12,075.00
Highway-Townwide	143,840.00	3,200.00	15,000.00	125,640.00
Highway-Outside Village	165,230.00	33,200.00	5,000.00	127,030.00
Fire Protection	68,018.00	0.00	0.00	68,018.00
Total	558,413.00	82,350.00	50,000.00	426,063.00
<b>BURNS</b>				
General Fund	127,592.00	14,100.00	8,000.00	105,492.00
General Outside Village	3,150.00	2,300.00	850.00	0.00
Highway-Townwide	137,160.00	51,500.00	0.00	85,660.00
Highway-Outside Village	80,400.00	43,000.00	3,000.00	34,400.00
Fire Protection	11,550.00	0.00	0.00	11,550.00
Total	359,852.00	110,900.00	11,850.00	237,102.00
<b>CANEADEA</b>				
General Fund	167,853.00	42,705.00	45,000.00	80,148.00
Highway-Townwide	601,402.00	84,620.00	170,000.00	346,782.00
Houghton Water District	240,904.00	37,500.00	10,000.00	193,404.00
Houghton Sewer District	269,654.00	126,000.00	138,000.00	5,654.00
Houghton Light District	15,000.00	0.00	0.00	15,000.00
Caneadea Light District	2,800.00	0.00	0.00	2,800.00
Oramel Light District	650.00	0.00	0.00	650.00
Fire District	70,500.00	0.00	0.00	70,500.00
Rushford Lake District	33,134.08	15,811.00	0.00	17,323.08
Total	1,401,897.08	306,636.00	363,000.00	732,261.08

SUMMARY OF TOWN BUDGETS

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	Expenditures	Estimated Revenues	Unexpended Balance	Amount to be Raised by Tax
<b>CENTERVILLE</b>				
General Fund	103,480.00	18,800.00	24,680.00	60,000.00
Highway-Townwide	220,550.00	85,050.00	43,000.00	92,500.00
Fire Protection	12,000.00	0.00	0.00	12,000.00
Total	336,030.00	103,850.00	67,680.00	164,500.00
<b>CLARKSVILLE</b>				
General Fund	135,515.00	11,350.00	35,000.00	89,165.00
Highway-Townwide	274,790.00	42,539.00	20,000.00	212,251.00
Fire Protection	49,000.00	0.00	0.00	49,000.00
Total	459,305.00	53,889.00	55,000.00	350,416.00
<b>CUBA</b>				
General Fund	532,535.00	121,398.00	77,202.00	333,935.00
General Outside Village	10,852.00	3,600.00	7,252.00	0.00
Highway-Townwide	250,710.00	8,057.00	0.00	242,653.00
Highway-Outside Village	174,439.00	69,500.00	14,195.00	90,744.00
Fire District	44,892.00	1,000.00	0.00	43,892.00
Sewer District #1	1,800.00	0.00	1,600.00	200.00
Sewer District #3	3,550.00	0.00	2,300.00	1,250.00
Water District #3	4,850.00	0.00	4,700.00	150.00
Water District #4	1,500.00	0.00	0.00	1,500.00
Cuba Lake District	47,072.00	0.00	0.00	47,072.00
Total	1,072,200.00	203,555.00	107,249.00	761,396.00
<b>FRIENDSHIP</b>				
General Fund	548,634.00	137,682.00	65,000.00	345,952.00
Highway-Townwide	335,652.00	105,771.00	20,000.00	209,881.00
Light District	20,000.00	600.00	3,000.00	16,400.00
Refuse District	60,417.00	39,771.00	4,000.00	16,646.00
Sidewalk District	27,474.00	1,243.00	0.00	26,231.00
Water District	181,915.00	181,915.00	0.00	0.00
Sewer District	113,507.00	113,507.00	0.00	0.00
Fire District	81,432.00	33,673.00	400.00	47,359.00
Fire Protection	32,573.00	0.00	0.00	32,573.00
Total	1,401,604.00	614,162.00	92,400.00	695,042.00

	Expenditures	Estimated Revenues	Unexpended Balance	Amount to be Raised by Tax
<b>GENESEE</b>				
General Fund	149,238.00	39,025.00	20,000.00	90,213.00
Highway-Townwide	284,171.00	44,675.00	0.00	239,496.00
Fire District #1	23,395.00	0.00	0.00	23,395.00
Fire District #2	22,618.00	0.00	0.00	22,618.00
Total	479,422.00	83,700.00	20,000.00	375,722.00
<b>GRANGER</b>				
General Fund	82,625.00	14,850.00	10,000.00	57,775.00
Highway-Townwide	165,250.00	79,090.00	17,000.00	69,160.00
Fire Protection	12,000.00	0.00	0.00	12,000.00
Total	259,875.00	93,940.00	27,000.00	138,935.00
<b>GROVE</b>				
General Fund	91,300.00	11,500.00	0.00	79,800.00
Highway-Townwide	236,088.00	105,000.00	0.00	131,088.00
Light District	2,000.00	0.00	0.00	2,000.00
Fire District #1	11,500.00	0.00	0.00	11,500.00
Fire District #2	3,000.00	0.00	0.00	3,000.00
Total	343,888.00	116,500.00	0.00	227,388.00
<b>HUME</b>				
General Fund	236,244.00	56,770.00	34,824.00	144,650.00
Highway-Townwide	531,086.00	138,000.00	60,609.00	332,477.00
Fire Protection	51,300.00	5,000.00	1,300.00	45,000.00
Hume Light #1	3,600.00	100.00	520.00	2,980.00
R & W Light	3,200.00	100.00	120.00	2,980.00
Hume Light #3	9,200.00	500.00	0.00	8,700.00
Hume Sidewalk District	5,000.00	400.00	0.00	4,600.00
Hume Sewer District	125,524.00	98,220.00	27,304.00	0.00
Hume Water District	66,325.00	60,010.00	6,315.00	0.00
Fillmore Water District	12,671.00	11,490.00	1,181.00	0.00
Total	1,044,150.00	370,590.00	132,173.00	541,387.00

## SUMMARY OF TOWN BUDGETS

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	Expenditures	Estimated Revenues	Unexpended Balance	Amount to be Raised by Tax
<b>INDEPENDENCE</b>				
General Fund	158,823.00	15,540.00	36,000.00	107,283.00
Highway-Townwide	326,365.00	92,300.00	31,000.00	203,065.00
Light District	10,000.00	0.00	1,000.00	9,000.00
Water District	31,780.00	27,186.00	4,594.00	0.00
Fire District	27,800.00	0.00	0.00	27,800.00
Total	554,768.00	135,026.00	72,594.00	347,148.00
<b>NEW HUDSON</b>				
General Fund	134,460.00	14,490.00	51,500.00	68,470.00
Highway-Townwide	201,185.00	66,000.00	36,000.00	99,185.00
Fire District	34,000.00	0.00	0.00	34,000.00
Light District	2,400.00	0.00	0.00	2,400.00
Total	372,045.00	80,490.00	87,500.00	204,055.00
<b>RUSHFORD</b>				
General Fund	327,950.00	49,800.00	89,200.00	188,950.00
Highway-Townwide	446,960.00	106,700.00	43,000.00	297,260.00
Light District	6,300.00	0.00	0.00	6,300.00
Fire District	57,030.00	850.00	2,000.00	54,180.00
Lake District	\$158,150.92	75,474.00	0.00	82,676.92
Total	996,390.92	232,824.00	134,200.00	629,366.92
<b>SCIO</b>				
General Fund	191,662.00	45,343.00	4,000.00	142,319.00
Highway-Townwide	303,035.00	88,852.00	4,000.00	210,183.00
Water District #1	80,706.00	60,700.00	3,500.00	16,506.00
Water District #3	13,902.00	0.00	0.00	13,902.00
Light District	12,000.00	0.00	0.00	12,000.00
Fire District #1	16,900.00	0.00	0.00	16,900.00
Fire District #2	35,600.00	0.00	0.00	35,600.00
Total	653,805.00	194,895.00	11,500.00	447,410.00

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
<b>FINANCE</b>						
A1320 Auditor						
A1320.1	Personal Services	1,100	1,100	1,100	1,100	1,100
	Total Auditor	1,100	1,100	1,100	1,100	1,100
A1325 Treasurer						
A1325.1	Personal Services	268,937	273,637	286,081	286,081	286,081
A1325.2	Equipment	7,241	13,000	14,000	500	500
A1325.4	Contractual Expenses	29,039	35,650	36,600	36,600	36,600
	Total Treasurer	305,217	322,287	336,681	323,181	323,181
A1340 Budget						
A1340.1	Personal Services	4,000	4,000	4,000	4,000	4,000
	Total Budget	4,000	4,000	4,000	4,000	4,000
A1355 Assessments						
A1355.1	Personal Services	168,043	182,455	188,744	188,744	188,744
A1355.2	Equipment	10,933	35,223	10,870	170	170
A1355.4	Contractual Expenses	92,210	81,002	28,150	28,150	28,150
	Total Assessments	271,186	298,680	227,764	217,064	217,064
A1362 Tax Sale & Redemption						
A1362.4	Contractual Expenses	16,510	19,000	22,000	22,000	22,000
	Total Tax Sale & Redemption	16,510	19,000	22,000	22,000	22,000
	<b>TOTAL FINANCE</b>	<b>598,013</b>	<b>645,067</b>	<b>591,545</b>	<b>567,345</b>	<b>567,345</b>
<b>STAFF</b>						
A1410 County Clerk						
A1410.1	Personal Services	445,642	461,181	493,342	493,342	493,342
A1410.2	Equipment	2,264	74,500	5,000	4,500	4,500
A1410.4	Contractual Expenses	41,405	54,250	59,900	59,400	59,400
	Total County Clerk	489,311	589,931	558,242	557,242	557,242

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
<b>A1420 County Attorney</b>						
A1420.1	Personal Services	253,706	280,012	290,388	290,388	270,388
A1420.2	Equipment	1,850	0	4,049	0	0
A1420.4	Contractual Expenses	54,052	68,931	59,731	57,631	57,631
	Total County Attorney	309,608	348,943	354,168	348,019	328,019
<b>A1430 Personnel</b>						
A1430.1	Personal Services	124,167	128,326	132,645	132,645	132,645
A1430.2	Equipment	11,922	1,000	700	0	0
A1430.4	Contractual Expenses	15,432	22,790	23,490	22,490	22,490
	Total Personnel	151,521	152,116	156,835	155,135	155,135
<b>A1450 Elections</b>						
A1450.1	Personal Services	78,323	79,372	79,906	79,906	79,906
A1450.2	Equipment	10,983	500	0	0	0
A1450.4	Contractual Expenses	20,841	30,951	34,451	34,201	34,201
	Total Elections	110,147	110,823	114,357	114,107	114,107
<b>A1490 Public Works Administration</b>						
A1490.1	Personal Services	219,499	216,996	224,807	224,807	224,807
A1490.2	Equipment	3,076	500	25,250	25,250	25,250
A1490.4	Contractual Expenses	16,739	16,750	18,050	18,050	18,050
	Total Public Works Administration	239,314	234,246	268,107	268,107	268,107
	<b>TOTAL STAFF</b>	<b>1,299,901</b>	<b>1,436,059</b>	<b>1,451,709</b>	<b>1,442,610</b>	<b>1,422,610</b>
<b>SHARED SERVICES</b>						
<b>A1610 Central Services Telephone</b>						
A1610.4	Contractual Expenses	107,589	124,632	112,000	115,000	115,000
	Total Central Services Telephone	107,589	124,632	112,000	115,000	115,000

BUDGET

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
A1620	Buildings					
A1620.1	Personal Services	290,417	301,858	349,592	307,242	307,242
A1620.2	Equipment	78,864	12,894	13,000	13,000	13,000
A1620.4	Contractual Expenses	417,175	499,541	622,925	480,250	480,250
	Total Buildings	786,456	814,293	985,517	800,492	800,492
A1670	Central Services Copying					
A1670.4	Contractual Expenses	32,934	21,500	21,500	21,500	21,500
	Total Central Services Copying	32,934	21,500	21,500	21,500	21,500
A1671	Accounting & Auditing					
A1671.4	Contractual Expenses	39,000	35,000	36,200	36,200	36,200
	Total Accounting & Auditing	39,000	35,000	36,200	36,200	36,200
A1672	Central Services U.P.S.					
A1672.4	Contractual Expenses	3,236	3,400	3,400	3,400	3,400
	Total Central Services U.P.S.	3,236	3,400	3,400	3,400	3,400
A1673	Central Services Postage.					
A1673.4	Contractual Expenses	3,279	34,797	34,700	34,700	34,700
	Total Central Services Postage	3,279	34,797	34,700	34,700	34,700
A1675	Central Services Typewriter Maint.					
A1675.4	Contractual Expenses	7,522	8,730	8,550	0	0
	Total Central Service Typewriter Maint.	7,522	8,730	8,550	0	0
A1680	Central Service Computer					
A1680.1	Personal Services	58,789	72,574	42,800	42,800	42,800
A1680.2	Equipment	12,430	53,630	5,000	46,450	46,450
A1680.4	Contractual Expenses	23,719	67,650	108,150	108,150	108,150
	Total Central Service Computer	94,938	193,854	155,950	197,400	197,400
	TOTAL SHARED SERVICES	1,074,954	1,236,206	1,357,817	1,208,692	1,208,692

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
<b>SPECIAL ITEMS</b>						
A1910	Unallocated Insurance					
A1910.4	Contractual Expenses	157,768	161,492	152,365	152,365	152,365
	Total Unallocated Insurance	157,768	161,492	152,365	152,365	152,365
A1920	Municipal Association Dues					
A1920.4	Contractual Expenses	3,900	4,245	4,245	4,245	4,245
	Total Municipal Association Dues	3,900	4,245	4,245	4,245	4,245
A1930	Judgements & Claims					
A1930.4	Contractual Expenses	0	600	600	600	600
	Total Judgements & Claims	0	600	600	600	600
A1950	Taxes on Municipal Property					
A1950.4	Contractual Expenses	1,047	1,000	1,000	1,000	1,000
	Total Taxes on Municipal Property	1,047	1,000	1,000	1,000	1,000
A1989	Other General Government Support					
A1989.4	Contractual Expenses	5,000	0	0	0	0
	Total Other Government Support	5,000	0	0	0	0
A1990	Contingent					
A1990.4	Contractual Expenses	0	116,431	250,000	225,000	225,000
	Total Contingent	0	116,431	250,000	225,000	225,000
	<b>TOTAL SPECIAL ITEMS</b>	<b>167,715</b>	<b>283,768</b>	<b>408,210</b>	<b>383,210</b>	<b>383,210</b>
	<b>TOTAL GENERAL GOVERNMENT SUPPORT</b>	<b>4,052,318</b>	<b>4,582,330</b>	<b>4,831,155</b>	<b>4,598,681</b>	<b>4,578,681</b>

BUDGET

**EDUCATION**

**COMMUNITY COLLEGES**

A2495	Contribution to Community Colleges					
A2495.4	Contractual Expenses	392,884	355,000	393,000	393,000	393,000
	Total Contrib. to Community Colleges	392,884	355,000	393,000	393,000	393,000

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		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
A2960	Special Education PHC					
A2960.2	Equipment	3,987	500	500	500	500
A2960.4	Contractual Expenses	1,342,586	1,776,125	1,787,125	1,787,125	1,787,125
	Total Special Education-PHC	1,346,573	1,776,625	1,787,625	1,787,625	1,787,625
	TOTAL EDUCATION	1,739,457	2,131,625	2,180,625	2,180,625	2,180,625
<b>PUBLIC SAFETY</b>						
<b>LAW ENFORCEMENT</b>						
A3110	Sheriff					
A3110.1	Personal Services	270,589	287,969	283,338	278,838	283,338
A3110.2	Equipment	24,065	2,400	54,800	51,000	51,000
A3110.4	Contractual Expenses	90,125	101,315	107,115	106,115	106,115
	Total Sheriff	384,779	391,684	445,253	435,953	440,453
A3111	Drug Program					
A3111.4	Contractual Expenses	3,481	11,600	11,600	11,600	11,600
	Total Drug Program	3,481	11,600	11,600	11,600	11,600
A3140	Probation					
A3140.1	Personal Services	411,381	498,118	531,346	531,346	531,346
A3140.2	Equipment	9,733	9,200	9,200	9,200	9,200
A3140.4	Contractual Expenses	65,163	77,996	86,060	83,210	83,210
	Total Probation	486,277	585,314	626,606	623,756	623,756
A3141	STOP-DWI Program					
A3141.1	Personal Services	15,959	17,429	22,008	22,008	22,008
A3141.2	Equipment	4,578	5,100	4,000	4,000	4,000
A3141.4	Contractual Expenses	71,116	90,256	91,260	91,035	91,035
A3141.8	Employee Benefits	14,011	13,981	17,909	17,909	17,909
	Total STOP-DWI	105,664	126,766	135,177	134,952	134,952

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
A3142 Alternatives to Incarceration						
A3142.1	Personal Services	25,147	26,915	28,051	28,051	28,051
A3142.2	Equipment	528	0	0	0	0
A3142.4	Contractual Expenses	1,710	1,903	2,980	2,680	2,680
A3142.8	Employee Benefits	7,468	7,680	9,734	9,734	9,734
	Total Alternatives to Incarceration	34,853	36,498	40,765	40,465	40,465
A3143 Probation-Intensive Supervision						
A3143.1	Personal Services	15,218	16,039	16,505	16,505	16,505
A3143.4	Contractual Expenses	3,188	3,270	3,950	3,950	3,950
A3143.8	Employee Benefits	6,274	6,373	8,347	8,347	8,347
	Total Probation-Intensive Supervision	24,680	25,682	28,802	28,802	28,802
A3144 Probation-Juvenile Intensive Supervision						
A3144.4	Contractual Expenses	16,844	12,115	0	0	0
	Total Probation-Juvenile Intensive Sup.	16,844	12,115	0	0	0
A3150 Jail						
A3150.1	Personal Services	1,739,436	1,642,531	1,801,579	1,670,698	1,670,698
A3150.2	Equipment	3,847	7,850	13,200	9,200	9,200
A3150.4	Contractual Expenses	117,315	124,530	128,030	128,030	128,030
	Total Jail	1,860,598	1,774,911	1,942,809	1,807,928	1,807,928
A3170 Other Correction Agencies						
A3170.4	Contractual Expenses	55,575	150,000	90,000	50,000	50,000
	Total Other Correction Agencies	55,575	150,000	90,000	50,000	50,000
	<b>TOTAL LAW ENFORCEMENT</b>	<b>2,972,751</b>	<b>3,114,570</b>	<b>3,321,012</b>	<b>3,133,456</b>	<b>3,137,956</b>

BUDGET

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		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
<b>TRAFFIC CONTROL</b>						
A3310 Traffic Control						
A3310.4	Contractual Expenses	326	550	1,650	1,500	1,500
	Total Traffic Control	326	550	1,650	1,500	1,500
TOTAL TRAFFIC CONTROL		326	550	1,650	1,500	1,500
<b>FIRE PREVENTION AND CONTROL</b>						
A3410 Fire						
A3410.1	Personal Services	200,759	242,509	253,293	253,293	253,293
A3410.2	Equipment	24,759	15,306	40,756	37,256	37,256
A3410.4	Contractual Expenses	39,019	42,291	42,285	42,285	42,285
	Total Fire	264,537	300,106	336,334	332,834	332,834
A3510 Fire E-911						
A3510.2	Equipment	3,683	0	66,000	66,000	66,000
A3510.4	Contractual Expenses	58,722	79,444	74,764	64,764	64,764
	Total Fire E-911	62,405	79,444	140,764	130,764	130,764
TOTAL FIRE PREVENTION AND CONTROL		326,942	379,550	477,098	463,598	463,598
<b>EMERGENCY SERVICES</b>						
A3640 Emergency Services						
A3640.1	Personal Services	60,074	60,500	62,809	62,809	62,809
A3640.2	Equipment	14,700	27,832	650	650	650
A3640.4	Contractual Expenses	60,805	82,154	72,005	72,005	72,005
	Total Emergency Services	135,579	170,486	135,464	135,464	135,464
TOTAL EMERGENCY SERVICES		135,579	170,486	135,464	135,464	135,464
TOTAL PUBLIC SAFETY		3,435,598	3,665,156	3,935,224	3,734,018	3,738,518

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
<b>HEALTH</b>						
<b>PUBLIC HEALTH</b>						
A4010 County Health Department						
A4010.1	Personal Services	1,017,566	836,383	719,553	690,714	681,714
A4010.2	Equipment	18,611	14,900	32,458	32,458	32,458
A4010.4	Contractual Expenses	160,141	171,910	201,370	196,370	196,370
	Total County Health Department	1,196,318	1,023,193	953,381	919,542	910,542
A4011 Health-Nurses						
A4011.1	Personal Services	0	515,868	581,711	581,711	581,711
A4011.2	Equipment	26,154	162,100	60,000	48,000	48,000
A4011.4	Contractual Expenses	667,647	680,627	702,227	702,227	702,227
	Total County Health - Nurses	693,801	1,358,595	1,343,938	1,331,938	1,331,938
A4035 Family Planning Clinic						
A4035.1	Personal Services	70,117	0	0	0	0
A4035.2	Equipment	2,034	31,243	36,500	36,500	36,500
A4035.4	Contractual Expenses	49,593	89,294	74,217	74,217	74,217
A4035.8	Employee Benefits	20,501	23,269	0	0	0
	Total Family Planning Clinic	142,245	143,806	110,717	110,717	110,717
A4037 Public Health - Lead						
A4037.1	Personal Services	28,895	0	0	0	0
A4037.2	Equipment	1,514	0	370	370	370
A4037.4	Contractual Expenses	2,393	7,350	6,980	6,980	6,980
	Total Public Health-Lead	32,802	7,350	7,350	7,350	7,350
A4040 Long Term Home Health Care						
A4040.1	Personal Services	117,567	125,507	121,664	121,664	121,664
A4040.2	Equipment	4,260	15,300	7,800	7,800	7,800
A4040.4	Contractual Expenses	612,573	578,200	596,900	596,900	596,900
	Total Long Term Home Health Care	734,400	719,007	726,364	726,364	726,364

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		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
A4046	Physically Handicapped Children Program					
A4046.4	Contractual Expenses	43,710	55,000	55,000	55,000	55,000
	Total P.H. Children Program	43,710	55,000	55,000	55,000	55,000
A4047	Community Health Assessment					
A4047.2	Equipment	0	3,000	0	0	0
A4047.4	Contractual Expenses	0	7,000	0	0	0
	Total Community Health Assessment	0	10,000	0	0	0
A4052	Health Department - IHAP					
A4052.1	Personal Services	25,852	0	0	0	0
A4052.2	Equipment	3,077	829	829	829	829
A4052.4	Contractual Expenses	3,113	4,433	4,244	4,244	4,244
A4052.8	Employee Benefits	0	0	2,400	2,400	2,400
	Total Health Department - IHAP	32,042	5,262	7,473	7,473	7,473
A4053	Hep-B Vaccine					
A4053.4	Contractual Expenses	5,843	5,000	7,500	7,500	7,500
	Total Hep-B Vaccine	5,843	5,000	7,500	7,500	7,500
A4054	Rabies					
A4054.4	Contractual Expenses	0	250	250	250	250
	Total Rabies	0	250	250	250	250
A4056	Immunization Under 24 Mo.					
A4056.1	Personal Services	18,521	0	0	0	0
A4056.2	Equipment	117,802	80,198	80,198	80,198	80,198
A4056.4	Contractual Expenses	154,416	187,837	187,837	187,837	187,837
A4056.8	Employee Benefits	4,702	5,597	5,597	5,597	5,597
	Total Immunization Under 24 Mo.	295,441	273,632	273,632	273,632	273,632
A4060	Health Dept. E.I.P.					
A4060.2	Equipment	0	1,200	0	0	0
A4060.4	Contractual Expenses	229,341	204,585	230,785	230,785	230,785
	Total Health Dept. E.I.P.	229,341	205,785	230,785	230,785	230,785

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
<b>A4071 Cancer Screening</b>						
A4071.1	Personal Services	6,240	0	0	0	0
A4071.4	Contractual Expenses	9,486	10,596	3,146	3,146	3,146
A4071.8	Employee Benefits	1,078	519	1,700	1,700	1,700
	Total Cancer Screening	16,804	11,115	4,846	4,846	4,846
<b>A4082 Health 5-A-Day Nutrition</b>						
A4082.1	Personal Services	2,764	0	0	0	0
A4082.4	Contractual Expenses	2,606	2,573	2,523	2,523	2,523
A4082.8	Employee Benefits	807	0	569	569	569
	Total Health 5-A-Day Nutrition	6,177	2,573	3,092	3,092	3,092
<b>A4083 Healthy Heart</b>						
A4083.1	Personal Services	9,420	0	0	0	0
A4083.4	Contractual Expenses	10,944	42,100	25,500	25,500	25,500
A4083.8	Employee Benefits	2,480	5,007	3,480	3,480	3,480
	Total Healthy Heart	22,844	47,107	28,980	28,980	28,980
	<b>TOTAL PUBLIC HEALTH</b>	<b>3,451,768</b>	<b>3,867,675</b>	<b>3,753,308</b>	<b>3,707,469</b>	<b>3,698,469</b>
<b>NARCOTIC ADDICTION CONTROL</b>						
<b>A4220 Council on Alcoholism &amp; Substance Abuse</b>						
A4220.4	Contractual Expenses	193,577	205,000	205,000	205,000	205,000
	Total Council on Alch. & Subs. Abuse	193,577	205,000	205,000	205,000	205,000
	<b>TOTAL NARCOTIC ADDICTION CONTROL</b>	<b>193,577</b>	<b>205,000</b>	<b>205,000</b>	<b>205,000</b>	<b>205,000</b>
<b>MENTAL HEALTH</b>						
<b>A4310 Mental Health Administration</b>						
A4310.1	Personal Services	88,965	85,944	87,893	87,893	87,893
A4310.2	Equipment	3,246	7,744	4,000	4,000	4,000
A4310.4	Contractual Expenses	1,498,942	1,456,572	1,512,480	1,512,480	1,512,480
A4310.8	Employee Benefits	22,145	21,666	26,250	26,250	26,250
	Total Mental Health Adm.	1,613,298	1,571,926	1,630,623	1,630,623	1,630,623

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		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
A4311	Mental Health-Adult ICM					
A4311.4	Contractual Expenses	11,384	12,000	12,000	12,000	12,000
	Total Mental Health-Adult ICM	11,384	12,000	12,000	12,000	12,000
A4312	Mental Health-Youth ICM					
A4312.1	Personal Services	62,329	86,223	91,425	91,425	91,425
A4312.2	Equipment	18,800	19,410	0	0	0
A4312.4	Contractual Expenses	43,619	76,689	74,956	74,956	74,956
A4312.8	Employee Benefits	11,310	19,080	18,917	18,917	18,917
	Total Mental Health-Youth ICM	136,058	201,402	185,298	185,298	185,298
A4390	Mental Health-Hygiene Law Exp.					
A4390.4	Contractual Expenses	34,805	10,000	10,000	10,000	10,000
	Total Mental Health-Hygiene Law Exp.	34,805	10,000	10,000	10,000	10,000
	TOTAL MENTAL HEALTH	1,795,545	1,795,328	1,837,921	1,837,921	1,837,921
	TOTAL HEALTH	5,440,890	5,868,003	5,796,229	5,750,390	5,741,390

**ECONOMIC ASSISTANCE AND OPPORTUNITY**

**SOCIAL SERVICES (Non-Program)**

A6010	Social Services Administration					
A6010.1	Personal Services	2,728,529	2,772,241	3,053,309	3,053,309	3,053,309
A6010.2	Equipment	9,465	46,779	29,498	29,498	29,498
A6010.4	Contractual Expenses	691,156	796,505	1,312,375	1,333,884	1,333,884
	Total Social Services Admin.	3,429,150	3,615,525	4,395,182	4,416,691	4,416,691
A6011	Social Services-CAP					
A6011.1	Personal Services	192,600	198,290	206,897	206,897	206,897
A6011.2	Equipment	0	0	2,350	2,350	2,350
A6011.4	Contractual Expenses	17,496	19,100	20,900	20,900	20,900
	Total Social Services-CAP	210,096	217,390	230,147	230,147	230,147

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
A6015	JOBS					
A6015.1	Personal Services	147,794	149,379	0	0	0
A6015.4	Contractual Expenses	382,633	447,640	0	0	0
	Total JOBS	530,427	597,019	0	0	0
A6055	Day Care Block Grant					
A6055.4	Contractual Expenses	0	0	538,000	538,000	538,000
	Total Day Care Block Grant	0	0	538,000	538,000	538,000
A6070	Services for Recipients					
A6070.4	Contractual Expenses	466,776	561,951	423,079	423,079	423,079
	Total Services for Recipients	466,776	561,951	423,079	423,079	423,079
	<b>TOTAL SOCIAL SERVICES (NON-PROGRAM)</b>	<b>4,636,449</b>	<b>4,991,885</b>	<b>5,586,408</b>	<b>5,607,917</b>	<b>5,607,917</b>
<b>SOCIAL SERVICES PROGRAMS</b>						
A6101	Medical Assistance					
A6101.4	Contractual Expenses	5,588,963	5,710,000	5,810,000	5,810,000	5,810,000
	Total Medical Assistance	5,588,963	5,710,000	5,810,000	5,810,000	5,810,000
A6106	Adult Family Special Needs Homes					
A6106.4	Contractual Expenses	1,650	2,600	1,800	1,800	1,800
	Total Adult Fam. Spec. Needs Homes	1,650	2,600	1,800	1,800	1,800
A6109	Aid to Dependent Children					
A6109.4	Contractual Expenses	5,454,262	6,150,000	5,030,000	5,030,000	5,030,000
	Total Aid to Dependent Children	5,454,262	6,150,000	5,030,000	5,030,000	5,030,000
A6119	Child Care					
A6119.4	Contractual Expenses	2,571,564	2,727,000	2,423,000	2,423,000	2,423,000
	Total Child Care	2,571,564	2,727,000	2,423,000	2,423,000	2,423,000

BUDGET

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
A6129 State Training School						
A6129.4	Contractual Expenses	220,376	120,000	120,000	120,000	120,000
	Total State Training School	220,376	120,000	120,000	120,000	120,000
A6135 JOBS						
A6135.4	Contractual Expenses	46,295	65,000	0	0	0
	Total JOBS	46,295	65,000	0	0	0
A6140 Home Relief						
A6140.4	Contractual Expenses	936,602	1,100,000	1,010,000	1,010,000	1,010,000
	Total Home Relief	936,602	1,100,000	1,010,000	1,010,000	1,010,000
A6141 State Fuel Crisis Assistance						
A6141.4	Contractual Expenses	956,026	950,000	950,000	950,000	950,000
	Total State Fuel Crisis Asst.	956,026	950,000	950,000	950,000	950,000
A6142 Emergency Aid for Adults						
A6142.4	Contractual Expenses	46,486	50,000	50,000	50,000	50,000
	Total Emergency Aid for Adults	46,486	50,000	50,000	50,000	50,000
A6148 Burials						
A6148.4	Contractual Expenses	45,278	60,000	0	0	0
	Total Burials	45,278	60,000	0	0	0
A6150 Food Stamp Cash Out						
A6150.4	Contractual Expenses	360,970	380,000	370,000	370,000	370,000
	Total Food Stamp Cash Out	360,970	380,000	370,000	370,000	370,000
	TOTAL SOCIAL SERVICES PROGRAMS	16,228,472	17,314,600	15,764,800	15,764,800	15,764,800

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
<b>ECONOMIC DEVELOPMENT</b>						
A6430 Economic Development						
A6430.1	Personal Services	38,426	51,700	79,397	57,400	57,400
A6430.2	Equipment	3,000	0	3,000	0	0
A6430.4	Contractual Expenses	50,175	63,100	76,100	78,000	78,000
	Total Economic Development	91,601	114,800	158,497	135,400	135,400
	<b>TOTAL ECONOMIC DEVELOPMENT</b>	<b>91,601</b>	<b>114,800</b>	<b>158,497</b>	<b>135,400</b>	<b>135,400</b>
<b>VETERANS SERVICE</b>						
A6510 Veterans Service						
A6510.1	Personal Services	59,471	57,019	58,826	58,826	58,826
A6510.2	Equipment	385	0	5,000	0	0
A6510.4	Contractual Expenses	2,129	3,000	3,000	3,000	3,000
	Total Veterans Service	61,985	60,019	66,826	61,826	61,826
	<b>TOTAL VETERANS SERVICE</b>	<b>61,985</b>	<b>60,019</b>	<b>66,826</b>	<b>61,826</b>	<b>61,826</b>
<b>CONSUMER AFFAIRS</b>						
A6610 Consumer Affairs						
A6610.1	Personal Services	32,192	29,756	29,756	29,756	29,756
A6610.2	Equipment	265	0	22,000	0	0
A6610.4	Contractual Expenses	4,128	2,925	3,055	3,055	3,055
	Total Consumer Affairs	36,585	32,681	54,811	32,811	32,811
	<b>TOTAL CONSUMER AFFAIRS</b>	<b>36,585</b>	<b>32,681</b>	<b>54,811</b>	<b>32,811</b>	<b>32,811</b>
<b>OFFICE FOR THE AGING PROGRAMS</b>						
A6772 Nutrition						
A6772.1	Personal Services	76,005	83,285	89,165	89,165	89,165
A6772.2	Equipment	26,875	2,306	16,500	0	0
A6772.4	Contractual Expenses	205,320	204,230	222,621	203,934	203,934
A6772.8	Employee Benefits	7,849	8,461	10,662	10,662	10,662
	Total Nutrition	316,049	298,282	338,948	303,761	303,761

BUDGET

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		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
<b>A6773 OFA-Supportive Services</b>						
A6773.1	Personal Services	71,686	73,155	79,473	79,473	79,473
A6773.2	Equipment	0	7,500	6,000	6,000	6,000
A6773.4	Contractual Expenses	33,539	29,602	30,348	30,348	30,348
A6773.8	Employee Benefits	14,135	15,143	14,780	14,780	14,780
	Total OFA-Supportive Services	119,360	125,400	130,601	130,601	130,601
<b>A6774 Sr. Employment Program</b>						
A6774.1	Personal Services	20,447	22,010	22,670	22,670	22,670
A6774.4	Contractual Expenses	3,471	5,687	5,452	5,452	5,452
A6774.8	Employee Benefits	1,989	2,183	2,209	2,209	2,209
	Total Employment Program	25,907	29,880	30,331	30,331	30,331
<b>A6776 Comm. Service for Elderly</b>						
A6776.1	Personal Services	41,081	42,017	44,478	44,478	44,478
A6776.4	Contractual Expenses	24,865	27,746	27,815	27,815	27,815
A6776.8	Employee Benefits	10,257	9,537	7,978	7,978	7,978
	Total Comm. Service for Elderly	76,203	79,300	80,271	80,271	80,271
<b>A6777 OFA-H.E.A.P.</b>						
A6777.1	Personal Services	8,070	13,362	11,822	11,822	11,822
A6777.4	Contractual Expenses	995	1,098	1,068	1,068	1,068
A6777.8	Employee Benefits	936	1,540	4,110	4,110	4,110
	Total OFA-H.E.A.P.	10,001	16,000	17,000	17,000	17,000
<b>A6778 OFA-E.I.S.E.P.</b>						
A6778.1	Personal Services	43,527	43,450	43,108	43,108	43,108
A6778.2	Equipment	2,901	0	0	0	0
A6778.4	Contractual Expenses	92,075	102,100	107,848	102,163	102,163
A6778.8	Employee Benefits	8,086	8,379	8,301	8,301	8,301
	Total OFA-E.I.S.E.P.	146,589	153,929	159,257	153,572	153,572
<b>A6779 OFA-S.N.A.P.</b>						
A6779.1	Personal Services	49,418	52,093	68,343	68,343	68,343
A6779.2	Equipment	0	1,000	0	0	0

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
A6779.4	Contractual Expenses	150,650	151,246	152,926	151,065	151,065
A6779.8	Employee Benefits	10,346	10,397	17,127	17,127	17,127
	Total OFA S.N.A.P	210,414	214,736	238,396	236,535	236,535
<b>A6781 OFA - Title VII Elder Abuse</b>						
A6781.1	Personal Services	3,768	4,339	4,071	4,071	4,071
A6781.2	Equipment	2,200	0	0	0	0
A6781.4	Contractual Expenses	1,318	1,879	1,866	1,866	1,866
A6781.8	Employee Benefits	428	360	463	463	463
	Total Title VII Elder Abuse	7,714	6,578	6,400	6,400	6,400
<b>A6782 OFA-H.I.I.C.A.</b>						
A6782.1	Personal Services	1,310	1,250	1,290	1,290	1,290
A6782.4	Contractual Expenses	499	957	913	913	913
A6782.8	Employee Benefits	541	143	147	147	147
	Total OFA-H.I.I.C.A.	2,350	2,350	2,350	2,350	2,350
<b>A6783 OFA Title III-F</b>						
A6783.1	Personal Services	2,414	1,267	1,404	1,404	1,404
A6783.4	Contractual Expenses	3,273	4,700	4,337	4,337	4,337
A6783.8	Employee Benefits	275	303	159	159	159
	Total OFA Title III-F	5,962	6,270	5,900	5,900	5,900
<b>A6784 OFA - Weatherization</b>						
A6784.1	Personal Services	16,424	8,994	8,275	8,275	8,275
A6784.4	Contractual Expenses	1,962	4,025	4,538	4,538	4,538
A6784.8	Employee Benefits	1,908	1,063	3,687	3,687	3,687
	Total OFA Weatherization	20,294	14,082	16,500	16,500	16,500
<b>TOTAL OFFICE FOR THE AGING PROGRAMS</b>		<b>940,843</b>	<b>946,807</b>	<b>1,025,954</b>	<b>983,221</b>	<b>983,221</b>
<b>TOTAL ECONOMIC ASSISTANCE &amp; OPPORTUNITY</b>		<b>21,995,935</b>	<b>23,460,792</b>	<b>22,657,296</b>	<b>22,585,975</b>	<b>22,585,975</b>

BUDGET

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
<b>CULTURE AND RECREATION</b>						
<b>TOURISM</b>						
A6989 Tourism						
A6989.4	Contractual Services	149,567	189,621	192,821	191,171	191,171
	Total Tourism	149,567	189,621	192,821	191,171	191,171
	<b>TOTAL TOURISM</b>	<b>149,567</b>	<b>189,621</b>	<b>192,821</b>	<b>191,171</b>	<b>191,171</b>
<b>BEACH AND POOL</b>						
A7180 Beach and Pool						
A7180.1	Personal Services	16,940	18,640	19,254	19,254	19,254
A7180.4	Contractual Expenses	3,032	4,450	4,375	5,975	5,975
	Total Beach and Pool	19,972	23,090	23,629	25,229	25,229
	<b>TOTAL BEACH AND POOL</b>	<b>19,972</b>	<b>23,090</b>	<b>23,629</b>	<b>25,229</b>	<b>25,229</b>
<b>OTHER RECREATION</b>						
A7185 Other Recreation						
A7185.4	Contractual Expenses	68,215	0	13,000	13,000	13,000
	Total Other Recreation	68,215	0	13,000	13,000	13,000
	<b>TOTAL OTHER RECREATION</b>	<b>68,215</b>	<b>0</b>	<b>13,000</b>	<b>13,000</b>	<b>13,000</b>
<b>YOUTH PROGRAMS</b>						
A7310 Youth Bureau						
A7310.1	Personal Services	28,758	29,750	25,800	25,800	25,800
A7310.4	Contractual Expenses	2,478	4,250	4,250	4,250	4,250
	Total Youth Bureau	31,236	34,000	30,050	30,050	30,050
A7311 Special Olympics						
A7311.4	Contractual Expenses	500	500	0	0	0
	Total Special Olympics	500	500	0	0	0

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
<b>A7312 Youth Bureau Programs</b>						
A7312.4	Contractual Expenses	23,303	26,391	8,550	8,550	8,550
	Total Youth Bureau Programs	23,303	26,391	8,550	8,550	8,550
<b>A7313 Delinquency Prevention</b>						
A7313.4	Contractual Expenses	34,249	26,749	0	0	0
	Total Delinquency Prevention	34,249	26,749	0	0	0
<b>A7317 Nature Education/Recreation</b>						
A7317.4	Contractual Expenses	6,924	14,000	0	0	0
	Total Nature Education/Recreation	6,924	14,000	0	0	0
<b>A7318 Youth Programs</b>						
A7318.4	Contractual Expenses	13,217	12,000	0	0	0
	Total Youth	13,217	12,000	0	0	0
	<b>TOTAL YOUTH PROGRAMS</b>	<b>109,429</b>	<b>113,640</b>	<b>38,600</b>	<b>38,600</b>	<b>38,600</b>
<b>HISTORIAN</b>						
<b>A7510 Historian</b>						
A7510.1	Personal Services	31,037	29,979	32,092	32,092	32,092
A7510.2	Equipment	680	700	700	200	200
A7510.4	Contractual Expense	1,771	1,795	1,795	2,295	2,295
	Total Historian	33,488	32,474	34,587	34,587	34,587
	<b>TOTAL HISTORIAN</b>	<b>33,488</b>	<b>32,474</b>	<b>34,587</b>	<b>34,587</b>	<b>34,587</b>
	<b>TOTAL CULTURE AND RECREATION</b>	<b>380,671</b>	<b>358,825</b>	<b>302,637</b>	<b>302,587</b>	<b>302,587</b>

BUDGET

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
<b>HOME AND COMMUNITY SERVICE</b>						
<b>PLANNING</b>						
A8020 Planning						
A8020.1	Personal Services	37,929	12,462	0	0	0
A8020.2	Equipment	4,855	0	0	0	0
A8020.4	Contractual Expense	23,803	44,400	38,350	38,350	38,350
	Total Planning	66,587	56,862	38,350	38,350	38,350
	<b>TOTAL PLANNING</b>	<b>66,587</b>	<b>56,862</b>	<b>38,350</b>	<b>38,350</b>	<b>38,350</b>
<b>SOLID WASTE</b>						
A8160 Solid Waste						
A8160.1	Personal Services	538,658	584,296	627,062	627,062	627,062
A8160.2	Equipment	17,350	171,115	242,500	242,500	242,500
A8160.4	Contractual Expense	654,036	798,039	735,000	735,000	735,000
	Total Solid Waste	1,210,044	1,553,450	1,604,562	1,604,562	1,604,562
	<b>TOTAL SOLID WASTE</b>	<b>1,210,044</b>	<b>1,553,450</b>	<b>1,604,562</b>	<b>1,604,562</b>	<b>1,604,562</b>
<b>GENERAL NATURAL RESOURCES</b>						
A8710 County Reforestation						
A8710.1	Personal Services	23,389	23,972	24,957	24,957	24,957
A8710.2	Equipment	5,177	500	500	500	500
A8710.4	Contractual Expenses	18,431	13,375	13,375	13,375	13,375
	Total County Reforestation	46,997	37,847	38,832	38,832	38,832
A8720 Wildlife Habitat & Stream Improvement						
A8720.4	Contractual Expenses	2,000	2,300	2,300	2,300	2,300
	Total Wildlife Habitat & Stream Impvmt	2,000	2,300	2,300	2,300	2,300
A8730 Conservation						
A8730.4	Conservation Education	2,000	2,300	2,300	2,300	2,300
A8730.4	Soil & Water Conservation	80,826	88,400	88,400	88,400	88,400
	Total Conservation	82,826	90,700	90,700	90,700	90,700



	<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
A9055 Disability Insurance					
A9055.8 Employee Benefits	40,308	40,000	43,000	43,000	43,000
Total Disability Insurance	40,308	40,000	43,000	43,000	43,000
 TOTAL EMPLOYEE BENEFITS	 1,308,906	 1,529,253	 1,597,000	 1,597,000	 1,597,000
<b>INTER-FUND TRANSFERS</b>					
A9522 County Road Fund					
A9522.9 Inter-Fund Transfer	4,708,944	4,427,398	5,207,877	4,769,544	4,769,544
Total County Road Fund	4,708,944	4,427,398	5,207,877	4,769,544	4,769,544
 A9523 Road Machinery					
A9523.9 Inter-Fund Transfer	323,620	863,271	1,018,771	778,771	738,771
Total Road Machinery	323,620	863,271	1,018,771	778,771	738,771
 A9560 Other Inter Fund Transfers					
A9560.9 03 P.I.C. - JTPA Fund	21,343	10,139	13,773	13,773	13,773
A9560.9 04 Capital Fund	0	16,000	0	0	0
A9560.9 05 Debt Service Fund	746,800	684,800	1,938,250	1,645,000	1,645,000
A9560.9 11 Health	200,000	0	0	0	0
A9560.9 12 Health Fund	2,566,650	2,151,000	2,242,000	2,122,000	2,122,000
Total Other Inter-Fund Transfers	3,534,793	2,861,939	4,194,023	3,780,773	3,780,773
 TOTAL INTER-FUND TRANSFERS	 8,567,357	 8,152,608	 10,420,671	 9,329,088	 9,289,088
<b>DEBT SERVICE</b>					
A9730 Debt Service/NYS Loan					
A9730.7 Interest on Bonds	41,690	77,000	0	0	0
Total Debt Service/NYS Loan	41,690	77,000	0	0	0
 TOTAL DEBT SERVICE	 41,690	 77,000	 0	 0	 0
 TOTAL UNDISTRIBUTED	 9,917,953	 9,758,861	 12,017,671	 10,926,088	 10,886,088
 GRAND TOTAL GENERAL FUND	 48,602,236	 51,802,051	 53,742,292	 52,092,108	 52,027,608

	ACTUAL 1997	BUDGET 1998	DEPT REQ 1999	OFF REC 1999	APPROVED 1999
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**SCHEDULE 1-CD**

**APPROPRIATIONS - J.T.P.A GRANT FUND**

**J.T.P.A.**

CD6290	Job Training Administration				
CD6290.1	Personal Services	67,143	66,000	66,000	66,000
CD6290.2	Equipment	958	1,000	1,500	1,500
CD6290.4	Contractual Expenses	19,315	25,650	25,250	25,250
CD6290.8	Employee Benefits	14,841	17,000	20,050	20,050
	Total JTPA Administration	102,257	109,650	112,800	112,800
CD6291	Job Training Participant				
CD6291.1	Personal Services	59,740	103,000	105,000	105,000
CD6291.4	Contractual Expenses	15,108	18,000	21,000	21,000
CD6291.8	Employee Benefits	6,081	12,275	12,600	12,600
	Total Job Training Participant	80,929	133,275	138,600	138,600
CD6292	JTPA Training				
CD6292.1	Personal Services	151,431	125,670	142,184	142,184
CD6292.2	Equipment	0	2,000	2,000	2,000
CD6292.4	Contractual Expenses	108,286	119,900	124,000	124,000
CD6292.8	Employee Benefits	37,139	37,900	42,700	42,700
	Total JTPA Training	296,856	285,470	310,884	310,884
	TOTAL J.T.P.A.	480,042	528,395	562,284	562,284

BUDGET

**DISLOCATED WORKER**

CD6391	Dislocated Worker/Participant Supp. Serv.				
CD6391.4	Contractual Services	14,875	0	0	0
	Total Dislocated Wkr/Part. Supp. Serv.	14,875	0	0	0
CD6393	D.S.S. Job Club and Parenting				
CD6393.1	Personal Services	186,692	202,417	184,131	184,131
CD6393.2	Equipment	1,013	7,500	7,500	7,500

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		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
CD6393.4	Contractual Expenses	53,451	65,600	73,900	73,900	73,900
CD6393.8	Employee Benefits	49,069	56,300	52,900	52,900	52,900
	Total DSS Job Club and Parenting	290,225	331,817	318,431	318,431	318,431
CD6491 - Economic Development						
CD6491.1	Personal Services	2,355	0	0	0	0
CD6491.4	Contractual Expenses	32,191	0	0	0	0
CD6491.8	Employee Benefits	286	0	0	0	0
	Total Economic Development	34,832	0	0	0	0
CD6590 P.I.C./D.S.S. Human Services						
CD6590.1	Personal Services	7,615	7,800	7,800	7,800	7,800
CD6590.8	Employee Benefits	2,175	2,200	2,200	2,200	2,200
	Total P.I.C./D.S.S. Human Services	9,790	10,000	10,000	10,000	10,000
CD6690 E.D.W.A.A.						
CD6690.1	Personal Services	56,676	65,564	68,083	68,083	68,083
CD6690.2	Equipment	0	10,000	7,000	7,000	7,000
CD6690.4	Contractual Expenses	86,980	169,200	108,200	108,200	108,200
CD6690.8	Employee Benefits	15,234	18,400	20,700	20,700	20,700
	Total E.D.W.A.A.	158,890	263,164	203,983	203,983	203,983
CD6691 E.D.W.A.A./Part. Support Pymt						
CD6691.4	Contractual Expenses	23,264	38,000	32,000	32,000	32,000
	Total E.D.W.A.A./Part. Support Pymt	23,264	38,000	32,000	32,000	32,000
CD6791 ACHIEVE						
CD6791.1	Personal Services	0	14,000	0	0	0
CD6791.4	Contractual Expenses	0	13,940	0	0	0
CD6791.8	Employee Benefits	0	4,060	0	0	0
	Total ACHIEVE	0	32,000	0	0	0
	TOTAL DISLOCATED WORKER	531,876	674,981	564,414	564,414	564,414

	<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
CD6792 WELFARE TO WORK					
CD6792.1 Personal Services	0	22,000	82,073	82,073	82,073
CD6792.2 Equipment	0	10,000	5,000	5,000	5,000
CD6792.4 Contractual Expenses	0	41,000	124,400	124,400	124,400
CD6792.8 Employee Benefits	0	6,500	23,200	23,200	23,200
Total Welfare to Work	0	79,500	234,673	234,673	234,673
CD6793 WTW PARTICIPANTS					
CD6793.1 Personal Services	0	8,000	12,000	12,000	12,000
CD6793.8 Employee Benefits	0	900	2,225	2,225	2,225
Total WTW Participants	0	8,900	14,225	14,225	14,225
TOTAL J.T.P.A. GRANT FUND	1,011,918	1,291,776	1,375,596	1,375,596	1,375,596

**SCHEDULE 1 - CDME**

**APPROPRIATIONS - MICRO-ENTERPRISE GRANT FUND**

**MICRO-ENTERPRISE GRANT**

CDME 8686 Administration					
CDME8686.2 Equipment	1,806	600	0	0	0
CDME8686.4 Contractual Expenses	143,065	256,850	0	0	0
Total Administration	144,871	257,450	0	0	0
TOTAL MICRO-ENTERPRISE GRANT	144,871	257,450	0	0	0

BUDGET

	<u>ACTUAL</u>	<u>BUDGET</u>	<u>DEPT REQ</u>	<u>OFF REC</u>	<u>APPROVED</u>
	<u>1997</u>	<u>1998</u>	<u>1999</u>	<u>1999</u>	<u>1999</u>

**SCHEDULE 1-CM2**

**APPROPRIATIONS - HUD-MICRO-ENTERPRISE II GRANT FUND**

**HUD-MICRO-ENTERPRISE II GRANT**

CM2 8686 Administration

CM2 8686.1	Personal Services	3,422	0	0	0	0
	Total Administration	3,422	0	0	0	0
	<b>TOTAL HUD-MICRO-ENTERPRISE II</b>	<b>3,422</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**SCHEDULE 1-CS**

**APPROPRIATIONS - RISK RETENTION FUND**

**RISK RETENTION FUND**

CS1930 Judgements

CS1930.4	Contractual Expenses	0	10,000	10,000	10,000	10,000
	Total Judgements	0	10,000	10,000	10,000	10,000

CS1931 Uninsured Property Loss

CS1931.4	Contractual Expenses	10,447	27,000	15,000	15,000	15,000
	Total Uninsured Property Loss	10,447	27,000	15,000	15,000	15,000

CS1932 Actions Approved by Courts

CS1932.4	Contractual Expenses	40,000	15,000	15,000	15,000	15,000
	Total Actions Approved by Courts	40,000	15,000	15,000	15,000	15,000

CS1933 Claims Approved by Supreme Court

CS1933.4	Contractual Expenses	0	198,000	210,000	210,000	210,000
	Total Claims Apprvd by Supreme Court	0	198,000	210,000	210,000	210,000

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
CS1934 Claims Less 25,000 Legislature Approval						
CS1934.4 Contractual Expenses		50,000	35,000	35,000	35,000	35,000
Total Claims Less 25,000 Leg. Approval		50,000	35,000	35,000	35,000	35,000
CS1935 Claims 5,000-15,000 Committee Approval						
CS1935.4 Contractual Expenses		0	40,000	40,000	40,000	40,000
Total Claims 5,000-15,000 Com. Apprv.		0	40,000	40,000	40,000	40,000
CS1936 Claims 5000 and Less Chairman Approval						
CS1936.4 Contractual Expenses		2,432	25,000	25,000	25,000	25,000
Total Claims 5,000 & Less Chair. Appr.		2,432	25,000	25,000	25,000	25,000
CS1937 Expert or Professional Services						
CS1937.4 Contractual Expenses		45,241	50,000	50,000	50,000	50,000
Total Expert or Professional Services		45,241	50,000	50,000	50,000	50,000
CS9050 Unemployment Insurance						
CS9050.8 Employee Benefits		19,043	30,000	30,000	30,000	30,000
Total Unemployment Insurance		19,043	30,000	30,000	30,000	30,000
TOTAL RISK RETENTION FUND		167,163	430,000	430,000	430,000	430,000

BUDGET

**SCHEDULE 1-CSH**

**APPROPRIATIONS - RISK RETENTION FUND - HEALTH**

**Risk Retention - Health**

CSH1710 Administration Y 1099						
CSH1710.4 Contractual Expenses		71,203	70,000	75,000	75,000	75,000
Total Administration Y 1099		71,203	70,000	75,000	75,000	75,000

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		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
CSH1722 Excess Insurance						
CSH1722.4	Contractual Expenses	115,263	140,000	145,000	145,000	145,000
	Total Excess Insurance	115,263	140,000	145,000	145,000	145,000
CSH9061 Medical						
CSH9061.8	Employee Benefits	2,333,605	1,750,000	2,000,000	2,000,000	2,000,000
	Total Medical	2,333,605	1,750,000	2,000,000	2,000,000	2,000,000
CSH9063 Prescription						
CSH9063.8	Employee Benefits	435,576	350,000	400,000	400,000	400,000
	Total Prescription	435,576	350,000	400,000	400,000	400,000
CSH9064 In Lieu of Insurance						
CSH9064.8	Employee Benefits	17,465	18,000	24,000	24,000	24,000
	Total In Lieu of Insurance	17,465	18,000	24,000	24,000	24,000
	<b>TOTAL RISK RETENTION FUND - HEALTH</b>	<b>2,973,112</b>	<b>2,328,000</b>	<b>2,644,000</b>	<b>2,644,000</b>	<b>2,644,000</b>

**SCHEDULE 1 - D**

**APPROPRIATIONS - COUNTY ROAD FUND**

**TRAFFIC CONTROL**

**D3310 TRAFFIC CONTROL**

D3310.1	Personal Services	25,260	26,807	27,858	27,858	27,858
D3310.2	Equipment	2,651	4,815	2,500	2,500	2,500
D3310.4	Contractual Expenses	161,996	162,471	165,100	165,100	165,100
	Total Traffic Control	189,907	194,093	195,458	195,458	195,458
	<b>TOTAL TRAFFIC CONTROL</b>	<b>189,907</b>	<b>194,093</b>	<b>195,458</b>	<b>195,458</b>	<b>195,458</b>

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
<b>HIGHWAY</b>						
<b>ENGINEERING</b>						
D5020 Engineering						
D5020.1	Personal Services	128,421	124,725	152,386	129,731	129,731
D5020.2	Equipment	16,110	14,700	28,400	28,400	28,400
D5020.4	Contractual Expenses	33,650	39,330	42,430	42,430	42,430
	Total Engineering	178,181	178,755	223,216	200,561	200,561
	<b>TOTAL ENGINEERING</b>	<b>178,181</b>	<b>178,755</b>	<b>223,216</b>	<b>200,561</b>	<b>200,561</b>
<b>SNOW REMOVAL &amp; MAINTENANCE ROADS &amp; BRIDGES</b>						
D5110 Maintenance Roads & Bridges						
D5110.1	Personal Services	1,594,858	1,594,666	1,699,622	1,619,194	1,619,194
D5110.2	Equipment	4,602	4,000	4,000	4,000	4,000
D5110.4	Contractual Expenses	1,122,417	1,297,335	1,408,850	1,293,850	1,293,850
	Total Maintenance Roads & Bridges	2,721,877	2,896,001	3,112,472	2,917,044	2,917,044
D5112 Road Construction						
D5112.2	Equipment	1,189,118	1,231,747	1,231,747	1,231,747	1,231,747
	Total Road Construction	1,189,118	1,231,747	1,231,747	1,231,747	1,231,747
D5142 Snow Removal						
D5142.4	Contractual Expenses	1,232,037	1,361,000	1,361,000	1,331,000	1,331,000
	Total Snow Removal	1,232,037	1,361,000	1,361,000	1,331,000	1,331,000
	<b>TOTAL SNOW REMOVAL/MAINTENANCE ROADS AND BRIDGES</b>	<b>5,143,032</b>	<b>5,488,748</b>	<b>5,705,219</b>	<b>5,479,791</b>	<b>5,479,791</b>
	<b>TOTAL HIGHWAY</b>	<b>5,321,213</b>	<b>5,667,503</b>	<b>5,928,435</b>	<b>5,680,352</b>	<b>5,680,352</b>

BUDGET

		<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
<b>UNDISTRIBUTED</b>						
<b>EMPLOYEE BENEFITS</b>						
D9010 Retirement						
D9010.8	Employee Benefits	46,000	60,000	60,000	60,000	60,000
	Total Retirement	46,000	60,000	60,000	60,000	60,000
D9030 Social Security						
D9030.8	Employee Benefits	133,763	140,000	140,000	140,000	140,000
	Total Social Security	133,763	140,000	140,000	140,000	140,000
D9040 Workers Compensation						
D9040.8	Employee Benefits	30,500	35,000	35,000	35,000	35,000
	Total Workers Compensation	30,500	35,000	35,000	35,000	35,000
D9055 Disability Insurance						
D9055.8	Employee Benefits	6,788	4,000	7,750	7,750	7,750
	Total Disability Insurance	6,788	4,000	7,750	7,750	7,750
	<b>TOTAL EMPLOYEE BENEFITS</b>	<b>217,051</b>	<b>239,000</b>	<b>242,750</b>	<b>242,750</b>	<b>242,750</b>
<b>INTER-FUND TRANSFERS</b>						
D9553 Capital Fund (Transfers)						
D9553.902	Inter-Fund Transfer-Road Machinery	90,000	0	0	0	0
D9553.904	Inter-Fund Transfer - Capital	822,025	653,339	1,109,750	739,500	739,500
	Total Capital Fund (Transfers)	912,025	653,339	1,109,750	739,500	739,500
	<b>TOTAL INTER-FUND TRANSFERS</b>	<b>912,025</b>	<b>653,339</b>	<b>1,109,750</b>	<b>739,500</b>	<b>739,500</b>
	<b>TOTAL UNDISTRIBUTED</b>	<b>1,129,076</b>	<b>892,339</b>	<b>1,352,500</b>	<b>982,250</b>	<b>982,250</b>
	<b>GRAND TOTAL COUNTY ROAD FUND</b>	<b>6,640,196</b>	<b>6,753,935</b>	<b>7,476,393</b>	<b>6,858,060</b>	<b>6,858,060</b>

	ACTUAL	BUDGET	DEPT REQ	OFF REC	APPROVED
	<u>1997</u>	<u>1998</u>	<u>1999</u>	<u>1999</u>	<u>1999</u>

SCHEDULE 1-DM

APPROPRIATIONS - ROAD MACHINERY FUND

**ROAD MACHINERY**

DM5130 Road Machinery						
DM5130.1	Personal Services	310,990	315,469	326,806	326,806	326,806
DM5130.2	Equipment	28,131	534,000	606,500	366,500	326,500
DM5130.4	Contractual Expenses	341,185	368,786	389,040	389,040	389,040
	Total Road Machinery	680,306	1,218,255	1,322,346	1,082,346	1,042,346
	<b>TOTAL ROAD MACHINERY</b>	<b>680,306</b>	<b>1,218,255</b>	<b>1,322,346</b>	<b>1,082,346</b>	<b>1,042,346</b>

UNDISTRIBUTED

**EMPLOYEE BENEFITS**

DM9010 State Retirement						
DM9010.8	Employee Benefits	7,800	10,000	10,000	10,000	10,000
	Total State Retirement	7,800	10,000	10,000	10,000	10,000
DM9030 Social Security						
DM9030.8	Employee Benefits	23,791	25,000	25,000	25,000	25,000
	Total Social Security	23,791	25,000	25,000	25,000	25,000
DM9040 Workers Compensation						
DM9040.8	Employee Benefits	5,200	5,200	5,200	5,200	5,200
	Total Workers Compensation	5,200	5,200	5,200	5,200	5,200
DM9055 Disability Insurance						
DM9055.8	Employee Benefits	1,182	612	1,025	1,025	1,025
	Total Disability Insurance	1,182	612	1,025	1,025	1,025
	<b>TOTAL EMPLOYEE BENEFITS</b>	<b>37,973</b>	<b>40,812</b>	<b>41,225</b>	<b>41,225</b>	<b>41,225</b>

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	<u>ACTUAL</u> <u>1997</u>	<u>BUDGET</u> <u>1998</u>	<u>DEPT REQ</u> <u>1999</u>	<u>OFF REC</u> <u>1999</u>	<u>APPROVED</u> <u>1999</u>
<b>INTER-FUND TRANSFERS</b>					
DM9553 Capital Fund (Transfers)					
DM9553.904 Inter-Fund Transfers-Capital	160,000	167,500	245,000	165,000	165,000
Total Inter-Fund Transfers	160,000	167,500	245,000	165,000	165,000
TOTAL INTER-FUND TRANSFERS	160,000	167,500	245,000	165,000	165,000
TOTAL UNDISTRIBUTED	197,973	208,312	286,225	206,225	206,225
GRAND TOTAL ROAD MACHINERY FUND	878,279	1,426,567	1,608,571	1,288,571	1,248,571

**SCHEDULE 1-S**  
**APPROPRIATIONS - SELF INSURANCE FUND**

<b>Self Insurance Plan</b>					
<b>S1710 Self Insurance</b>					
S1710.1	Personal	46,118	47,300	48,200	48,200
S1710.2	Equipment	792	3,600	4,500	4,500
S1710.4	Contractual Services	108,992	116,800	117,100	117,100
S1710.8	Employee Benefits	9,866	10,400	12,100	12,100
	Total Self Insurance	165,768	178,100	181,900	181,900
<b>S1720 Benefits and Awards</b>					
S1720.4	Contractual Services	463,581	500,000	523,000	523,000
	Total Benefits and Awards	463,581	500,000	523,000	523,000
	<b>TOTAL SELF INSURANCE FUND</b>	<b>629,349</b>	<b>678,100</b>	<b>704,900</b>	<b>704,900</b>

<u>ACTUAL</u>	<u>BUDGET</u>	<u>DEPT REQ</u>	<u>OFF REC</u>	<u>APPROVED</u>
<u>1997</u>	<u>1998</u>	<u>1999</u>	<u>1999</u>	<u>1999</u>

SCHEDULE 1-V

APPROPRIATIONS - DEBT SERVICE FUND

<b>Debt Service Fund</b>						
V9710 Debt Service Serial Bond						
V9710.6	Debt Service - B.A.N.	975,000	975,000	1,452,000	1,250,000	1,250,000
	Total Principal	975,000	975,000	1,452,000	1,250,000	1,250,000
V9710.7	Debt Service - Interest	267,088	211,250	486,250	395,000	350,000
	Total Interest	267,088	211,250	486,250	395,000	350,000
	<b>TOTAL DEBT SERVICE FUND</b>	<b>1,242,088</b>	<b>1,186,250</b>	<b>1,938,250</b>	<b>1,645,000</b>	<b>1,600,000</b>

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