

RECEIVED

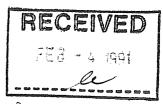
January 2, 1991

This meeting was held immediately following the Organization meeting of the Board of Legislators with all legislators present except Legislator Nielsen.

Assemblyman John Hasper, addressed the committee regarding the possibility of private agencies seeking sites for solid waste or toxic waste in Allegany County. The State Siting Commission first looked at 30 sites in the county for the siting of a Low Level Radioactive Waste Disposal facility. The Commission narrowed the selection down to 3 sites. The other sites are considered as viable for possible toxic waste or solid waste landfills. Mr. Hasper stated that now is the time for Allegany County to put in place, local laws to severly regulate the operations of any landfill in the County. The County can't prohibit the siting of landfills, but the County can regulate how they can operate. The County Attorney was requested to investigate this matter.



January 28, 1991



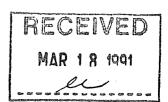
J. Margeson

This meeting was held immediately following the regular board meeting with all members present except Legislator Gallman.

A motion was made by Legislator Nielsen, seconded by Legislator Reuning and carried, to have an Attorney/Client consultation.

Following the Attorney/Client consultation, there being nothing further to discuss, the meeting was adjourned.

March 13, 1991



). Margeson

This meeting was held immediately following the regular board meeting with all legislators present.

A motion was made by Legislator Sylor, seconded by Legislator Nielsen and carried, to have an Attorney/Client Consultation.

Following the Attorney/Client Consultation, there being no further business to discuss, the meeting was adjourned.

RECEIVED
JUN 7 1991

APPROVED COMMITTEE OF THE WHOLE
May 28, 1991

J. Margeson

This meeting was held immediately following the regular board meeting with all legislators present except Legislators Faulkner and Gallman.

Carl Peterson, Employment & Training Director III, spoke of the cooperative effort put forth by both the private and the public sectors in the production of the video "Allegany County - A Great Place To Live". Chairman Cross presented a Certificate of Appreciation to Mr. Peterson, in recognition of all he has done to make the video possible. The committee then viewed the video.

Discussion was held on the proposed Hyland Ash Monofill Facility in the town of Angelica. Charles Benjamin, Public Health Director, read a letter from the Allegany County Board of Health to Susan J. DuBois, Administrative Law Judge, New York State Department of Environmental Conservation, stating the Board's position on the proposed Ash Monofill. (Copy of letter attached.) It was the conclusion of the Board of Health that the Hyland Facility not be permitted, but if permitted, to require the Board's recommendations as stated in the letter to Ms. DuBois, to minimize long term health effects.

Fred Sinclair and John Wulforst of the Soil & Water Conservation District, also expressed their concerns as to the long term environmental impact of this facility as it relates to soil and water. It was also their feeling that a restrictive law should be put in place to regulate the facility and to insure the performance of Hyland.

James Lucey, representing the Concerned Citizens of Allegany County, spoke in opposition to the location of the proposed Hyland Ash Monofill Facility in the town of Angelica.

The committee concensus, decided on a straw vote of 11 Ayes, 0 Noes, 4 Absent (Absent: Faulkner, Gallman, Nielsen, Reuning), was that it is opposed to the siting of the proposed Monofill, but if it is permitted, the committee supports the recommendations made by the Board of Health and the Soil & Water Conservation District. This matter was referred to the Ways and Means Committee for further action.

The meeting was adjourned on a motion by Legislator Palmiter, seconded by Legislator Miess and carried.



ALLEGANY COUNTY DEPARTMENT OF HEALTH

COUNTY OFFICE BUILDING

BELMONT, NEW YORK 14813

TELEPHONE 716 268-9250 FAX 716 268-9264

LEE A. FRAIR, President Board of Health

CHARLES R. BENJAMIN, MPS/CSA Public Health Director

May 24, 1991

Susan J. DuBois
Administrative Law Judge
Office of Hearings
New York State Department
of Environmental Conservation
50 Wolf Road
Albany, New York 12233-1550

RE: Hyland Ash Monofill Waste Disposal Facility
Town of Angelica, Allegany County

Dear Honorable DuBois:

As President, I am writing on behalf of the Allegany County Board of Health. We have been requested by Town of Angelica residents to render our position in regards to the above proposed project. Following lengthy discussion and assessing various conflicting reports, the Board of Health wishes to express the following criteria and recommendations for your consideration:

ACCEPTABLE ASH: What safeguards are in place to assure residents that only municipal ash and NO hazardous materials will be accepted at this facility. We propose that monitoring and testing of incoming materials be made a requirement to assure this facility only accepts materials it is designated to receive.

ASH CONTAINMENT: Due to the heavy metal content, specifically lead, it is imperative that containment during transport and landfilling be maintained. our recommendation that covered and watertight mode of transportation be utilized: and that landfilling operations be prohibited during weather conditions (heavy rains, high winds). In addition, the cleaning of transport vehicles after and prior to leaving the Hyland unloading facility help minimize contamination of air, soil, would This is extremely important resources. public health, especially children between the age of The Environmental Protection Agency its concern of blood levels recently lowered lead 25 to 10 micrograms per deciliter. The long term effects of exposure to lead result in behavioral

ASH CONTAINMENT (cont'd.):

developmental, and neurological disorders. Surely, we should do everything in our power to protect the youth of our community who are susceptible to lead poisoning.

- ENVIRONMENTAL MONITORING: Baseline environmental monitoring for ash contaminants (minimally lead, cadmium, mercury, zinc, and dioxin) should be required by sampling air, soil, ground water, and surface water at the project center, site perimeter, Angelica Elementary School, and other locations as deemed appropriate. A routine environmental monitoring schedule for water has been required quarterly. We feel sampling all of the above sources should be required. In addition, these reports should be submitted to New York State Department of Environmental Conservation and the Allegany County Department of Health no later than 10 days after receipt of the laboratory results. Due to the toxicity and longevity of municipal incinerator ash, and the potential adverse effects being long range, this environmental monitoring should be required long-term (minimum 100 years) following closure of the Hyland Ash Facility.
- HEALTH MONITORING: A preliminary baseline for health status of workforce, school children, and neighboring residents should be required during the life of the Hyland project and for one generation beyond.
- INDEPENDENT CONSULTANT: Allegany County should be allowed to choose an independent consultant to conduct the environmental and health status monitoring as previously discussed. The independent consultant must utilize a New York State approved and licensed laboratory and all associated costs be paid by Hyland Facility Associates.
- CONSTRUCTION: Hyland Facility Associates should be required to permit periodic inspections by a Town and/or County representative during the construction and operational phases over the life of this project.

PERFORMANCE PROTECTION: It is the consensus of Board of Health that monetary penalties and long range requirements alone will not adequately serve to protect the environment or residents of Allegany In light of the fact that Hyland Facility County. Associates is a relatively new company, it seems inappropriate to require long term demands without sort of performance protection to compliance with those ultimatums. This performance protection could be in the form of a county assessent at some established rate per ton of ash brought into the Hyland Facility. Whatever method, this amount of needs to be substantial to address potential health and environmental risks that exist should the Hyland Ash Monofill Waste Disposal Facility not contain the ash contaminants as proposed in their Draft Environmental Impact Statement.

The Board of Health regrets that there was not enough time to consult and retain experts in the fields of biology, geology, and chemistry to conduct an in-depth scientific evaluation of the proposed Hyland Ash Monofill Waste Disposal Facility. However, given the facts that over the life of this project thousands of tons of metals will be stored and hopefully contained in this facility, we are concerned about public health. specifically; by the end of the life of the Hyland Facility; there will be 17,000, 7,000, and 700 TONS of Barium, Lead, and Chromium respectively. Consequently, if the containment of these and other contaminants of municipal ash is not contained, there will be a tremendous impact on the health of Allegany County residents and to our envirionment (soil and water). The Board of Health also feels the use of data over a three year period from a ash monofill facility (Woodburn, Oregon) sufficient to determine the potential safe or negative health and environmental impacts over the lifetime of the Hyland Ash Monofill Waste Facility.

Based on the information discussed in this report, it is the conclusion of the Allegany County Board of Health that the Hyland Facility not be permitted to landfill municipal ash or any other wastes in the Town of Angelica. However, if it is your decision permit this facility, we strongly urge you to require the recommendations stated in this document. Requiring recommendations will minimize the long term health effects to the men, women, children, and environment of this community.

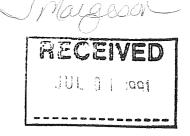
Thanking you for your time and consideration...

Yours truly,

Lee A. Frair President, Board of Health

cc: Delores S. Cross, Chairman, Board of Legislators William Coch, M.D., Medical Consutant Doris K. Halstead, BOH Member Daniel Tartaglia, M.D., BOH Member John D. Nystrom, D.D.S., BOH Member Theodore Sofish, M.D., BOH Member Warren Pomeroy, BOH Member Richard Cudahy, M.D., BOH Member Charles R. Benjamin, Public Health Director





June 24, 1991

This meeting was held immediately following the regular board meeting, with all legislators present except Legislators Cross, Faulkner and Sylor.

Linda Canfield, Clerk, Clair Wentworth, Budget Officer and James Mulholland, Deputy Budget Officer, discussed proposed budget procedures and a timetable for the 1992 County budget. Copies of budget forms and a memo from Clair Wentworth which were previously given to the department heads, were distributed and reviewed.



SEP 9 1991

August 12, 1991

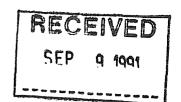
I - Margeson

This meeting was held immediately following the regular board meeting with all legislators present.

Lance Spicer, Chairman, Chautauqua County Legislature; Anne Marie Costello, Cattaraugus County Legislator; and Mary Hanak, Executive Director, New York State Supervisors' & County Legislators' Association, addressed the board on the benefits of membership in NYSSCLA and the necessity of elected officials staying together. It was pointed out that one of the most significant benefits of belonging to NYSSCLA, is that each member county has a vote instead of the weighted voting process utilized by NYSAC.



August 26, 1991



Margesen

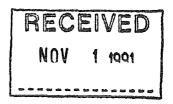
This meeting was held immediately following the regular board meeting with all legislators present except Legislators Gallman and Sylor.

James Mulholland, County Treasurer, submitted a proposal to audit Legislator payroll vouchers on a monthly basis instead of the current quarterly audit, due to a change in the State's tax tables. Mr. Mulholland also stated that the new computer system is not compatible with the quarterly payroll. A motion was made by Legislator Nielsen, seconded by Legislator Reuning and carried, in favor of a monthly payroll audit. This matter will be addressed by the Rules Committee for further action.

MITTALIVEU

COMMITTEE OF THE WHOLE

October 28, 1991



Absent: Gallman, Palmiter, Reuning, Sylor;

The County Treasurer distributed to the committee, the results of the committee's previous actions regarding amendments to the 1992 county tentative budget. These figures were broken down by the County Treasurer into two parts, Item 1 covered all of the changes to the various .1 payroll accounts and Item 2 covered changes to the Road Machinery Fund Revenues, County Road Fund Appropriations and Revenues and General Fund Appropriations and Revenues.

Legislator Loucks requested that prior to voting on the changes in the Personal Services accounts, that the committee go into executive session to discuss a specific personnel matter. The motion was seconded by Legislator Walchli and carried. Following the executive session, a motion was made by Legislator Miess, seconded by Legislator Watson and carried, to go out of executive session and reconvene in regular session.

A motion was made by Legislator Nielsen, seconded by Legislator Frair and carried, to approve all of the amendments to the county tentative budget listed in Item 1 as follows (Voting No: Faulkner, Loucks, Walchli, Watson): Prepare Resolution

Schedule 1-A Appropriations - General Fund:

Account No. A1011.1 Administrative Assistant: \$54,881 changed to \$56,531. (Line item .101 increased by \$1,650).

Account No. A1040.1 Clerk, Legislative Board: \$96,735 changed to \$99,614. (Line item .101 increased by \$1,600 and line item .102 increased by \$1,279).

Account No. Al165.1 District Attorney: \$184,511. changed to \$189,098. (Line item .101 increased by \$3,509 and line item .102 increased by \$1,078).

Account No. All70.1 Public Defender: \$80,844. changed to \$84,840. (Line item .101 increased by \$3,417. and line item .102 increased by \$579).

Account No. All70.4 Public Defender: \$16,826. changed to \$17,080. (Line item .433 Contractual Service increased by \$254.)

Account No. All71.4 Assigned Counsel: \$62,800 changed to \$63,100. (Line item .431 Administration increased by \$300).

Account No. Al325.1 Treasurer: \$215,533. changed to \$221,912. (Line item .101 increased by \$2,025 and line item .102 increased by \$4,354).

Account No. A1355.1 Assessments: \$159,552. changed to \$162,729. (Line item .101 increased by \$2,600 and line item .102 increased by \$577.)

Account No. A1410.1 County Clerk: \$355,736. changed to \$361,364. (Line item .101 increased by \$1,890 and Line item .102 increased by \$3,738).

Account No. A1420.1 County Attorney: \$208,589. changed to \$216,935. (Line item .101 increased by \$6,295. and Line item .102 increased by \$2,051.)

Account No. Al430.1 Personnel: \$107,211. changed to \$111,847. (Line item .101 increased by \$1,231. and Line item .102 increased by \$3,405.)

Account No. A1450.1 Elections: \$48,110. changed to \$51,846. (Line item .101 increased by \$788, and Line item .102 increased by \$2,948.)

Account No. A1490.1 Public Works Administration: \$211,229. changed to \$217,735. (Line item .101 increased by \$2,000. and Line item .102 increased by \$4,506.)

Account No. A1620.1 Buildings: \$231,299. changed to \$232,676. (Line item .102 increased by \$1,377.)

Account No. A3110.1 Sheriff: \$237,660. changed to \$241,052. (Line item .101 increased by \$1,890. and Line item .102 increased by \$1,502.)

Account No. A3140.1 Probation: \$293,686. changed to \$297,055. (Line item .101 increased by \$1,837. and Line item .102 increased by \$1,532.)

Account No. A3141.1 STOP-DWI Program: \$13,700 changed to \$14,335. (Line item .101 increased by \$635.)

Account No. A3150.1 Jail: \$1,061,845. changed to \$1,063,216. (Line item .102 increased by \$1,371.)

Account No. A3410.1 Fire: \$95,048. changed to \$95,346. (Line item .101 increased by \$298.)

Account No. A3640.1 Emergency Services: \$47,073. changed to \$48,920. (Line item .101 increased by \$1,847.)

Account No. A4010.1 County Health Department: \$845,130. changed to \$863,711. (Line item .101 increased by \$3,640. and Line item .102 increased by \$14,941.)

Account No. A4310.1 Mental Health Administration: \$83,857. changed to \$85,413. (Line item .101 increased by \$1,556.)

Account No. A4310.8 Mental Health Administration: \$26,331. changed to \$24,775. (Line item .802 decreased by \$1,556.)

- Account No. A6010.1 Social Services Administration: \$2,229,017. changed to \$2,244,669. (Line item .101 increased by \$1,980. and Line item .102 increased by \$13,672.)
- Account No. A6510.1 Veterans Service: \$39,355. changed to \$41,259. (Line item .102 increased by \$1,904.)
- Account No. A6610.1 Consumer Affairs: \$24,034. changed to \$25,233. (Line item .102 increased by \$1,199.)
- Account No. A6772.1 Nutrition: \$69,015. changed to \$69,877. (Line item .101 increased by \$215. and Line item .102 increased by \$647.)
- Account No. A6773.1 OFA Supportive Services: \$66,428. changed to \$68,348. (Line item .101 increased by \$1,920.)
- Account No. A6779.1 OFA S.N.A.P.: \$56,764. changed to \$57,547. (Line item .101 increased by \$352. and Line item .102 increased by \$431.)
- Account No. A7510.1 Historian: \$20,722. changed to \$21,757. (Line item .102 increased by \$1,035.)
- Account No. A8020.1 Planning: \$26,750. changed to \$28,087. (Line item .102 increased by \$1,337.)
- Account No. A8160.1 Solid Waste: \$465,410. changed to \$468,114. (Line item .102 increased by \$2,704.)

<u>Schedule 1-D Appropriations - County Road Fund</u>:

- Account No. D5020.1 Engineering: \$130,643. changed to \$132,959. (Line item .102 increased by \$2,316.)
- Account No. D5110.1 Maintenance Roads & Bridges: \$1,426,203. changed to \$1,436,263. (Line item .102 increased by \$10,060.)

Schedule 1-E Appropriations - Road Machinery Fund:

- Account No. E5130.1 Road Machinery: \$263,533. changed to \$267,661. (Line item .102 increased by \$4,128.)
- A motion was made by Legislator Nielsen, seconded by Legislator Cross and carried, to approve all of the amendments to the county tentative budget listed in Item 2 as follows: (Prepare resolution)

Schedule 1-A Appropriations - General Fund:

- Account No. Al325.4 Treasurer: \$33,630. changed to \$53,630. (Line item .409 Fees increased by \$20,000 Bond Counsel, etc.)
- Account No. A9522.9 Inter-Fund Transfers County Road Fund: \$3,577,789. changed to \$3,164,393. (Decrease of \$413,396.)

Account No. A9560.9 Other Inter-Fund Transfers - Capital Fund: \$164,073. changed to \$206,073. (Line item .909 increased by \$42,000.)

Schedule 1-D Appropriations - County Road Fund:

Account No. D5110.4 Maintenance Roads & Bridges: \$1,188,159. changed to \$1,110,287. (Line item .430 Equipment Rental County decreased by \$77,872.)

Schedule 2-A Revenues - General Fund:

Account No. A2660 Sale of Real Prop.: \$0.00 changed to \$50,000. (Proposed sale of Mental Health building).

Schedule 2-D Revenues - County Road Fund:

Account No. D2801 Inter-Fund Rev. - Cap. Proj.: \$39,500. changed \$110,000. (Increase of \$70,500.)

Account No. D2801.4 Inter-Fund Rev. Br. Cap. Proj.: \$11,000 changed to \$288,400. (Increase of \$277,400.)

Account No. D5031 Inter-Fund Transfers - General Fund: \$3,577,789. changed to \$3,164,393. (Decrease of \$413,396.)

Schedule 2-E Revenues - Road Machinery Fund:

Account No. E2801 Inter-Fund Revenues - Capital Projects: \$0.00 changed to \$77,000. (Increase of \$77,000.)

Account No. E2801.1 Inter-Fund Inter-Fund Revenues - Transf. from Co. Rd. Fund: \$460,309. changed to \$382,437. (Decrease of \$77,000.)

Mr. Mulholland noted that with all of these amendments to the tentative budget, the amount to be raised by taxes for 1992 will be \$10,604,990. which is an increase of \$1,007,685 over 1991, or 10.50% increase in tax dollars to be raised.

Meeting adjourned.



NOV 20 1991 a

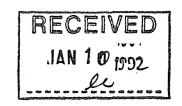
November 12, 1991

This meeting was held immediately following the regular board meeting with all legislators present.

A motion was made by Legislator Gallman, seconded by Legislator Nielsen and carried, to go into executive session to discuss a personnel matter.

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

December 9, 1991

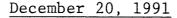


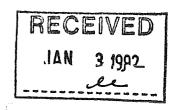
J. Margeson

This meeting was held immediately following the regular board meeting with all legislators present except Legislator Frair.

A motion was made by Legislator Reuning, seconded by Legislator Gallman and carried, to go into Executive Session to discuss a personnel matter.

Following Executive Session, there being no further business to discuss, the meeting was adjourned.





This meeting was held immediately following the regular session of the board with all legislators in attendance.

Administrative Assistant John Margeson addressed the need to submit to the Office of Court Administration before December 31, 1991, under the Court Facilities Act, a plan to address certain areas which had been identified as the result of an assessment of the current facilities. Three areas were identified as lacking. One was the inability to provide safe passage for the judges to and from the bench without them coming into contact with the public. The second was the lack of proper administrative office space, and the third was the issue of general comfort, there being no air conditioning and a heating system which leaves something to be desired.

Mr. Margeson suggested that two of three issues could be addressed and submitted to the Office of Court Administration. First, by utilizing the county sheriff's department, it would be possible to develop a written plan setting forth how to get the judges to the Courtroom from their chambers safely to ensure there is no one in the hallways when the judges travel to and from the bench. The second issue which could be addressed is that of general comfort and in particular the heating and air conditioning problem. One system the county could consider is one which heats water for hot air and chills it for air conditioning. This is feasible but would take a new electrical system and major plumbing work. Another possibility which the county could consider is the installation of wall units for air conditioning at a cost of \$18,000 - \$20,000. Also a better sound system could be recommended for the Courtroom at an approximate cost of \$2,000.

Mr. Margeson stated that he would recommend not attempting to tackle the office space needs at this time, noting that the problem could be better handled in a five-year plan if the county considers the building of a new jail and courthouse. He believed if we address the other matters first, that would be satisfactory to the judges.

Upon requesting direction from the committee as to whether this would be the appropriate way to proceed, a motion was made by Vander Linde, seconded by Palmiter and carried, to proceed as outlined and to put together a package for submission to the Office of Court Administration.

Meeting adjourned.

October 22, 1991

RECEIVED

Present: All present except Legislators Loucks and Reuning.

A motion was made by Sylor, seconded by Nielsen and carried, to go into executive session to discuss salaries of certain county officers and employees for 1992. Following the executive session, a motion was made by Gallman, seconded by Palmiter and carried, to go out of executive session and return to regular session.

The committee reviewed the 1992 tentative county budget and the following actions were taken:

Schedule 1-A Appropriations - General Fund:

Account No. Al010.1 Legislative Board: \$120,000 changed to \$110,000. (Line item .101 reduced by \$10,000). Motion by Nielsen, seconded by Watson and carried. Prepare resolution.

Account No. Al010.4 Legislative Board: \$17,150 changed to \$16,150. (Line item .402 Mileage reduced by \$1,000 from \$14,000 to \$13,000. Motion by Watson, seconded by Vander Linde and carried. (Voting No: Nielsen, Walchli). Prepare resolution.

Account No. A1420.4 County Attorney: \$96,800 changed to \$96,300. (Line item .405 Conference Expense reduced by \$500. from \$750. to \$250.) Motion by Watson, seconded by Vander Linde and carried. (Voting No: Cross, Faulkner, Nielsen, Sylor, Wentworth). Prepare resolution.

Account No. A1430.4 Personnel: \$12,750 changed to \$12,150. (Line item .403 Maintenance Contracts reduced from \$600. to 0.) Motion by Watson, seconded by Vander Linde and carried. Prepare resolution.

Account No. A3310.4 Traffic Control: \$1,725. changed to \$1,200. (Line item .402 Mileage reduced by \$125. and .405 Conference Expense reduced by \$400.) Motion by Vander Linde, seconded by Watson and carried. Prepare resolution.

A motion was made by Watson, seconded by Palmiter and defeated, to cut \$20,000 from Account No. A8751.4 Cooperative Extension Association. (Voting No: Boyce, Cross, Faulkner, Frair, Miess, Vander Linde Wentworth).

A motion was made by Boyce, seconded by Frair and carried, to include in a bond issue \$196,350 for Town Bridge projects and \$150,000 for the ARC-Main St., Friendship Project and to restore \$150,000 to Road Construction Paving Account D5112.2. Prepare resolution as follows:

Schedule 1-D Appropriations - County Road Fund:

Account No. D5112.233 Road Construction Paving changed from \$685,811 to \$835,811.

Account No. D9553.9 Interfund Transfers: Line item .904 Town Bridges changed from \$196,350 to \$0.

Account No. D9553.9 Interfund Transfers: Line item .905 Interfund Transfers to Capital changed from \$150,000 to \$0.

Mr. Mulholland was requested to incorporate all of the above changes into the tentative budget, as amended previously, and to provide the Board with final figures at a Committee of the Whole to be held following the regular board meeting on October 28, 1991.

Mr. Watson stated that he would like to recommend that the Public Safety Committee have serious discussion on eliminating the rescue squad building in Wellsville. He also recommended that the Resource Management Committee investigate very carefully the possibility of the sale of county forest lands and to take into consideration that firewood from these forest lands is used to heat the district highway shops. He also suggested that investigation be made into establishing a charge to use the beach at Rushford Lake and for the talks and presentations which are made by the County Historian to various groups.

A motion was made by Watson, seconded by Vander Linde and carried, to go into executive session to discuss personnel matters. Following the executive session, a motion was made by Vander Linde, seconded by Miess and carried, to go out of executive session and return to regular session.