

WAYS & MEANS COMMITTEE
January 10, 2011

**** NOT APPROVED ****

Committee Members Present

T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, D. Pullen, F. Sinclair, C. Crandall
(Absent: T. O'Grady)

Others Present

M. Alger, L. Ballengee, D. Cady, P. Curran, L. Edwards, L. Gridley, J. Hopkins, J. Margeson, T. Miner, N. Pullen, B. Riehle, T. Ross, N. Ungermann

Ways & Means Committee Chairman Theodore Hopkins called the meeting to order at 1 p.m.

Approval of Minutes

The December 27, 2010, Ways & Means Committee minutes were approved on a motion by Legislator Healy, seconded by Legislator Fanton and carried.

Local Government Efficiency Grants

Chairman Curtis Crandall referred to a memo he sent committee members last week and distributed copies of a resolution entitled:

Authorizing the County Planner to Develop Specific Initiatives Which will Formulate the Basis for a Funding Request to the New York State Department of State Local Government Efficiency Grant Program and Report Back to the Allegany County Board of Legislators

Chairman Crandall stated this resolution will provide direction to the County Planner, and he would like to see it come off the floor today so that the County Planner can move forward. A more specific resolution would be required once funding is identified. A motion was made by Legislator Pullen, seconded by Legislator Fanton and carried to sponsor the draft resolution.

Prepare Resolution to Come Off the Floor at the January 10, 2011 Board Meeting

REFERRALS FROM OTHER COMMITTEES

Human Services Committee

Office for the Aging Director Kimberley Toot requested a resolution to accept the remainder of the bequest from the Estate of Edna E. McAndrews as a donation to be put into the OFA Reserve Account and a donation from the Moogan Family Foundation for \$750 to be used immediately to purchase grab bars for frail elderly clients in need of the support. The funds should be appropriated as follows:

Appropriation Acct. #A6773.408 (OFA – Supportive Services – Contractual)	\$750
Revenue Account #A02.1972.01 (Dept. Income – OFA – Title III B Contrib.)	\$750
Reserve Account #A08.2755.R	\$382.49

The request was approved on a motion by Legislator Burdick, seconded by Legislator Pullen and carried. **Prepare Resolution**

Public Safety Committee

STOP DWI Coordinator Linda Edwards requested a resolution accepting and appropriating a \$2,893.62 STEPS in Safety Grant (Safety on Wheels) from the Governor's Traffic Safety Program for state fiscal year October 1, 2010, through September 30, 2011. The \$2,893.62 should be appropriated to A3114.4 (Traffic Program – Contractual) with a like sum

placed in revenue account A10.3389.3114. The request was approved on a motion by Legislator Healy, seconded by Legislator Fanton and carried. **Prepare Resolution**

Mrs. Edwards also requested a resolution authorizing the charging of a \$10 fee to all individuals attending a Victim Impact Panel (VIP) beginning with the May 2011 VIP. The income will be used to provide an annual dinner for speakers, pay mileage/honorarium to speakers, purchase breath testing equipment for the Probation Department, and pay the STOP DWI Secretary for collecting the fees. The request was approved on a motion by Legislator Healy, seconded by Legislator Pullen and carried. **Prepare Resolution**

Public Works Department

Public Works Superintendent David Roeske requested a resolution approving the following bridges for funding under the County/Town Bridge Cost Share Program (Resolution No. 65-95):

Irish Settlement Road, Town of Amity, BIN 2213960, Local Bridge #05-03

Total County Share @ 85%	\$190,400
Total Town Share @ 15%	\$ 33,600

Quigg Hollow Road, Town of Andover, BIN 2214120, Local Bridge #06-08

Total County Share @ 85%	\$310,250
Total Town Share @ 15%	\$ 54,750

Streeter Brook Road, Town of Genesee, BIN 2214610, Local Bridge #17-05

Total County Share @ 85%	\$356,575
Total Town Share @ 15%	\$ 62,925

Haskins Road, Town of New Hudson, BIN 2214890, Local Bridge #22-05

Total County Share @ 85%	\$348,075
Total Town Share @ 15%	\$ 61,425

The request was approved on a motion by Legislator Fanton, seconded by Legislator Healy and carried. **Prepare Resolution**

Approval of Legislators' Expense Vouchers

The Committee reviewed the Legislative expense vouchers for the month of November 2010. A motion was made by Legislator Sinclair, seconded by Legislator Burdick and carried to approve the vouchers for payment.

Audit

Committee members reviewed the January 10, 2011, audit of claims in the amount of \$1,811,270.37 (including prepaid bills). A motion was made by Legislator Fanton, seconded by Legislator Healy and carried to forward the audit to the full Board for approval of payment. County Treasurer Terri Ross noted that the Medicaid figure listed on the back of the audit would have been approximately \$9.7 million if we had not received \$1.6 million in FMAP money toward the Medicaid expenses.

Adjournment

There being no further business to come before the committee, a motion was made by Legislator Fanton, seconded by Legislator Burdick and carried to adjourn the meeting at approximately 1:15 p.m.

Respectfully submitted,

Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
January 19, 2011

**** NOT APPROVED ****

Committee Members Present

T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall

Others Present

M. Alger, D. Button, V. Grant, L. Kaminski, J. Margeson, K. Monroe, S. Presutti, B. Riehle, T. Ross, R. Whitney

Ways & Means Committee Chairman Theodore Hopkins called the meeting to order at 2 p.m.

Approval of Minutes

The January 10, 2011, Ways & Means Committee minutes were approved on a motion by Legislator Sinclair, seconded by Legislator Healy and carried.

Tax Bill Correction

Real Property Tax Director Steve Presutti requested a resolution approving the following tax bill corrections providing for charge backs or refunds: *(A resolution is required for corrections over \$2,500 or those resulting in the complete removal of a parcel.)*

TOWN OF ALMOND

Tax Map Number: 126.7-2-41

Allegany County

Charge Back: \$4,486.60 *(2011 Almond Town & County)*

Mr. Presutti indicated that this parcel should not have been charged with school and village relievis.

TOWN OF AMITY

Tax Map Number: 184.-1-927

Francisco Farms Inc.

Charge Back: \$3,483.60 *(2011 Amity Town & County)*

Mr. Presutti indicated that this parcel does not exist and should be removed from the tax roll.

TOWN OF ANGELICA

Tax Map Number: 300.-1-1

State of New York

Charge Back: \$82.60 *(2011 Angelica Town & County)*

Mr. Presutti indicated that the assessment was reduced, but the change was dated after the 2010 Final Assessment Roll was published.

TOWN OF CLARKSVILLE

Tax Map Number: 219.-1-13.22

Nolder, William

Charge Back: \$2,758.72 *(2011 Clarksville Town & Cnty)*

Mr. Presutti indicated that this parcel was deleted from the tax roll.

TOWN OF NEW HUDSON

Tax Map Number: 300.-1-8

State of New York

Charge Back: \$5,811.37 *(2011 New Hudson Town & Cnty)*

Mr. Presutti indicated that the assessment was reduced, but the change was dated after the 2010 Final Assessment Roll was published.

TOWN OF WELLSVILLE

Tax Map Number: 225.-3-35.24

Allegany Council

Charge Back: \$2,070.20 *(2011 Wellsville Town & Cnty)*

Mr. Presutti indicated that this parcel should be wholly exempt.

TOWN OF WIRT

Tax Map Number: 209.-1-17.1

Frame, Edward & Patricia

Charge Back: \$1,349.35 *(2011 Wirt Town & County)*

Mr. Presutti indicated that this parcel was sold and split off and should have been deleted from the roll.

The requested resolution was approved on a motion by Legislator Sinclair, seconded by Legislator Burdick and carried. **Prepare Resolution**

Transportation Update

Mobility Management Planner Larry Kaminski attended the meeting to provide an update on the Transportation System. Mr. Kaminski welcomed new appointees Legislators Dwight "Mike" Healy and Dwight Fanton to the Transportation Task Force.

Mr. Kaminski stated that they are in the final stages of procuring the public transportation software, and the development stages for implementation are underway. They have been meeting with representatives from HB Software Solutions to make the software most useful for Allegany County. They hope to go live in February, and it should be available to the public shortly after that. They hope the software will enable them to implement additional efficiencies. Mr. Kaminski gave some examples of how a private citizen might use the software to make travel plans and how it encourages the use of public transportation.

Mr. Kaminski stated that they were able to purchase six new buses with Section 5311 (US DOT) funds, and he distributed copies of how the new buses will look. Mr. Kaminski stated that the wraps for the buses were based on six specific themes – opportunity, employment, education, health, independence and recreation. The design phase is nearing completion, and they hope to build a promotional event around this which will increase awareness, promote the new image, promote the concept, and highlight the Public Transportation System. There was no cost to the County for these buses; they were purchased with money from the stimulus funding that was available through the FTA.

They are in the process of procuring two-way radios so that all vehicles involved with the transportation system can have shared communications. They expect delivery soon.

There have been ten new activities related to marketing and outreach. Mr. Kaminski touched on some of the education that has been done with drivers, users, and employers. Mr. Kaminski recognized the drivers noting that they are ambassadors for the system. Mr. Kaminski gave some examples of experiences that the drivers face and how different educational components have enabled drivers to deal with certain situations they face. Chairman Crandall commented on the importance of drivers portraying a positive attitude and outlook for Allegany County. Mr. Kaminski complimented the drivers and the important service they provide.

Mr. Kaminski stated that they have been using the last few Steering Committee meetings and Transportation Tax Force meetings to discuss plans for updating the plan which was adopted in 2007. Many of the original goals have been met and often exceeded. The committees are working on building the next work plan to continue to implement improvements to the system. They have been focusing on the five areas of sustainability, technology information, access, infrastructure, marketing and outreach. Mr. Kaminski plans to present a draft back to the Ways & Means Committee once it is available.

Mr. Kaminski also reported on a cost savings measure that was taken in recognition of their partnership with the ARC that consisted of the storage of two vehicles at the Wellsville PWI Office.

Relocation of County Treasurer's Office

County Treasurer Terri Ross stated that her department will be moving to the new building from February 7-11. They plan to enter the material for the February 14 audit in advance. County Attorney Miner stated that the Treasurer's Office may not be closed during that period, but the hours could be temporarily altered by Board resolution. Committee members discussed different options for continuing to serve the public. Legislator Sinclair made a motion to allow the Treasurer's Office to modify their hours during the relocation of the office, but that motion was then withdrawn. IT Director Deborah Button confirmed that the phones will be operational in both locations during the move. Ms. Ross suggested that signs could be placed on the doors with a return time or phone numbers to call for assistance. Chairman Crandall suggested making a

public service announcement alerting the public that the Treasurer's Office would be relocating, and that normal business may be disrupted or delayed, and it might be wise to schedule your business in the County Treasurer's Office at a different time. All agreed that a public service announcement sounded like the best option.

Tax Sale Auction

Ms. Ross indicated that due to the relocation of her office and the upgrade of the financial system, she would like to move the tax sale auction from the first Saturday in May to the second Saturday in August (August 13). The dates associated with the Owner Reacquisition Policy would be extended accordingly. Many counties do not hold their tax sale auctions until the end of the year, and the dates vary across the state. Committee members agreed to hold the auction on August 13.

Approval of Legislators' Expense Vouchers

The Committee reviewed the Legislative expense vouchers for the month of December 2010. A motion was made by Legislator Healy, seconded by Legislator Pullen and carried to approve the vouchers for payment.

REFERRALS FROM OTHER COMMITTEES:

County Administrator John Margeson stated that he met with the Commissioner of Social Services, Sheriff, and Public Works Superintendent regarding the requests and future staffing, and he is recommending that each request be honored. Mr. Margeson indicated that he hopes to present a list of positions that can be eliminated to the Personnel Committee in March.

Mr. Margeson stated that as a result of the early retirement incentive, ten people in the Department of Social Services retired, and they hope to fill eight of those vacancies. Social Services Commissioner Vicki Grant plans to finish preparing a historical summary of staffing levels in her department over the last ten years. The information will be presented to the Human Services Committee, and then to the Ways & Means Committee.

Legislator Pullen asked if Mr. Margeson had an idea on total reductions in staff over the last few months. Mr. Margeson indicated that he believes there will be a reduction of 10 or 11 employees, but he plans to present final results with dollar figures in the near future.

Human Services Committee

Social Services Commissioner Vicki Grant requested approval to fill a Caseworker (AFSCME, Grade 16) position in the Foster Care Unit. The vacancy resulted from the backfilling of a position due to a retirement. The position is responsible for ensuring the health, welfare and safety of children under the care and custody of the Commissioner of Social Services. The position is financed 50 percent with Federal funds, 25 percent with State funds, and 25 percent with local County dollars. The request was approved on a motion by Legislator Healy, seconded by Legislator Sinclair and carried. **Notify Human Resources**

Ms. Grant requested approval to fill two (2) Sr. Social Welfare Examiner (AFSCME, Grade 13) positions which became vacant as a result of backfilling positions due to retirement. The positions are in the Temporary Assistance (TA) Unit and are responsible for the supervision of Social Welfare Examiners who maintain food stamps (FS), Medicaid (MA), and public assistance (PA) cases. The position is financed 50 percent with Federal funds, 25 percent with State funds, and 25 percent with local County dollars. The request was approved on a motion by Legislator Burdick, seconded by Legislator Pullen and carried. **Notify Human Resources**

Ms. Grant requested approval to fill two (2) Social Welfare Examiner (AFSCME, Grade 11) positions which became vacant as a result of backfilling positions due to retirements. The positions are in the TA Unit and are responsible for maintaining FS, MA and PA cases. The

positions are financed 50 percent with Federal funds, 25 percent with State funds, and 25 percent with local County dollars. The request was approved on a motion by Legislator Burdick, seconded by Legislator Sinclair and carried. **Notify Human Resources**

Ms. Grant requested approval to fill a Sr. Typist (AFSCME, Grade 7) position which became vacant when an employee retired. This position is responsible for clerical work for all programs. The position is financed 50 percent with Federal funds, 25 percent with State funds, and 25 percent with local County dollars. The request was approved on a motion by Legislator Burdick, seconded by Legislator O'Grady and carried. **Notify Human Resources**

Ms. Grant requested approval to fill a Sr. Caseworker (AFSCME, Grade 17) position which became vacant when an employee retired. This position does child protective investigations and safety assessments. The position is financed 50 percent with Federal funds, 25 percent with State funds, and 25 percent with local County dollars. The request was approved on a motion by Legislator Burdick, seconded by Legislator Pullen and carried. **Notify Human Resources**

Ms. Grant also requested approval to fill the Deputy Commissioner (Non Union) position which became vacant when Ms. Grant was appointed as Commissioner. The position is responsible for administration, supervision and oversight of state mandated and non-mandated programs. The position is financed 50 percent with Federal funds, 25 percent with State funds, and 25 percent with local County dollars. The request was approved on a motion by Legislator Burdick, seconded by Legislator O'Grady and carried. **Notify Human Resources**

Public Safety Committee

Sheriff Rick Whitney requested approval to fill a Corporal (Council 82) position that became vacant when the employee accepted a position as Sergeant. This will enable the Sheriff's Office to maintain the staffing levels required by the NYS COC. The request was approved on a motion by Legislator Healy, seconded by Legislator Pullen and carried. **Notify Human Resources**

Sheriff Whitney requested approval to fill three (3) Correction Officer (Council 82) positions. Two positions became vacant due to retirements, and one position became vacant due to an extended military leave. The filling of these positions will enable the Sheriff's Office to maintain the staffing levels required by the NYS COC. It was noted that the employee referred to on extended military leave submitted his resignation after the original request was made. The request was approved on a motion by Legislator Healy, seconded by Legislator O'Grady and carried. **Notify Human Resources**

Public Works Committee

Public Works Superintendent David Roeske requested approval to fill two (2) HMEO I (AFSCME, Grade 13) positions which became vacant when the employees took other positions within the County. The request was approved on a motion by Legislator Hopkins, seconded by Legislator O'Grady and carried. **Notify Human Resources**

Mr. Roeske requested approval to fill an MEO I (AFSCME, Grade 11) position which became vacant when the employee took another position within the County. The request was approved on a motion by Legislator Hopkins, seconded by Legislator Healy and carried. **Notify Human Resources**

Mr. Roeske requested approval to fill an MEO (AFSCME, Grade 10) position which became vacant when the employee took another position within the County. The request was approved on a motion by Legislator Hopkins, seconded by Legislator Healy and carried. **Notify Human Resources**

Mr. Roeske requested approval to temporarily fill a Transfer Station Operator (AFSCME, Grade 11) position while an employee is out on disability. The position is needed to maintain and operate one of the County's seven transfer stations. The request was approved on a motion by Legislator O'Grady, seconded by Legislator Healy and carried. **Notify Human Resources**

Mr. Roeske requested approval to fill a Janitor (AFSCME, Grade 9) position in Buildings and Grounds. The position will be responsible for the daily cleaning of the Courthouse Complex and minor maintenance of equipment. The request was approved on a motion by Legislator Hopkins, seconded by Legislator Pullen and carried. **Notify Human Resources**

Mr. Roeske requested approval to fill a Cleaner (AFSCME, Grade 5) position which became vacant due to the internal job bidding of the Grounds Worker position. The position performs routine manual work such as cleaning, snow and ice removal from walk ways, cleans out buildings, minor repairs as required, reports defective fixtures and mechanical equipment, and maintains MSDS records for the department. The request was approved on a motion by Legislator Hopkins, seconded by Legislator Pullen and carried. **Notify Human Resources**

Tax Exemptions

Legislator Timothy O'Grady referred to a resolution recently adopted by the Sullivan County Legislature imploring the New York State Legislature to enact substantive reform of the Real Property Tax Law Section Governing Tax Exempt Criteria. Legislator O'Grady suggested that the Ways & Means Committee consider sponsoring a similar resolution, noting that tax exempt properties are becoming more and more troublesome. Legislator O'Grady referred to three restaurants in Alfred that are exempt because they are part of the meal plan on the campus. County Attorney Miner commented that if people from the general population can use those restaurants, perhaps they shouldn't be exempt. Committee members discussed the fact that the entities could be charged, and the burden to fight for an exemption would be on them. A motion was made by Legislator O'Grady, seconded by Legislator Pullen and carried to sponsor a resolution similar to the Sullivan County resolution. **Prepare Resolution**

NYSAC Survey – Mandate Relief Initiatives

Legislator Frederick Sinclair brought up the NYSAC Survey that was recently e-mailed regarding Mandate Relief Initiatives and suggested that paper copies should be distributed and answers compiled for distribution to NYSAC. County Administrator John Margeson indicated that he would be in favor of compiling answers and submitting one response.

Adjournment

There being no further business to come before the committee, a motion was made by Legislator O'Grady, seconded by Legislator Sinclair and carried to adjourn the meeting at approximately 2:55 p.m.

Respectfully submitted,

Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE

January 24, 2011

**** NOT APPROVED ****

Committee Members Present

T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall

Others Present

L. Ballengee, D. Cady, P. Curran, L. Edwards, K. Graves, L. Gridley, B. Hetzel, J. Margeson, M. McCormick, T. Miner, B. Riehle, T. Ross, K. Toot, N. Ungermann, L. Wilcox

Media Present

D. Roorbach – Olean Times Herald

Ways & Means Committee Chairman Theodore Hopkins called the meeting to order at 1 p.m.

Replacement of District IV Legislator

The Ways & Means Committee received a letter from the Allegany County Republican Committee indicating that the District IV Republican Committee members recommend the Board appoint Karl Graves of Wellsville to replace Legislator Daniel Russo who resigned on January 10, 2011. Correspondence was also received from the Allegany County Democratic Committee recommending that the Board appoint Michael McCormick to fill the vacancy. A motion was made by Legislator Healy, seconded by Legislator Fanton and carried to sponsor a resolution appointing Karl Graves from Wellsville, New York, to fill a vacancy created by the resignation of Daniel Russo as a District IV Legislator. *(Pursuant to Allegany County Local Law No. 3 of 1993, Mr. Graves is a resident and qualified voter in the Town of Wellsville located within District IV for at least one year preceding this appointment.)* **Prepare Resolution**

REFERRALS FROM OTHER COMMITTEES:

Human Services Committee

The requests below are contingent on the passage of Resolution Intro. No. 22-11.

Public Health Director Lori Ballengee requested approval to fill an Early Intervention Services Coordinator (AFSCME, Grade 16) position. The NYS Department of Health passed a new law to comply with the Federal Office of Special Education Program (OSEP) regulations. As of September 1, 2010, we need to have two EI Services Coordinators in place at least 20 hours per week each to be in compliance for Service Coordination. If the position is not filled, we would lose EI Grant funding, significant Service Coordination revenue, control over services provided, and be out of compliance with the NYS Department of Health. This position will ensure that only children meeting the regulation guidelines receive services and those services are delivered in the most cost effective, efficient manner possible. The request was approved on a motion by Legislator Burdick, seconded by Legislator Sinclair and carried. **Notify Human Resources**

Mrs. Ballengee requested approval to fill an Early Intervention Program Director (PEF) position to administer the Early Intervention Program. The full-time position is required by new state regulations effective September 1, 2010. This newly mandated position will allow us to retain the experienced, knowledgeable staff member we have to ensure full compliance with mandated NYSDOH regulations, which also allows maximum grant funding reimbursement. The request was approved on a motion by Legislator Burdick, seconded by Legislator Sinclair and carried. **Notify Human Resources**

Mrs. Ballengee also requested approval to fill two Typist (AFSCME, Grade 4) positions. The employees will be used as support staff to answer phones, direct people through the Health

Department, and provide clerical support for the Public Health Programs. Mrs. Ballengee indicated that she will save \$19,525 per year (salary/fringe/longevity), by replacing the Clinic Secretary with a Typist. The Health Department has cut their support staff to less than half in the last three years. The salary will be covered by Article 6 Public Health funds. The request was approved on a motion by Legislator Burdick, seconded by Legislator O'Grady and carried.

Notify Human Resources

Mrs. Ballengee noted that between the retirements and the implementation of the changes that Altreya recommended, the Health Department is saving over \$229,000 per year.

Tax Sale Property in Cuba

District II Legislator Frederick Sinclair read a letter that District II Legislators received from Attorney John Cappellini regarding a parcel located at 58 Maple Street in Cuba (Tax ID #166.19-1-8) that Allegany County owns due to a foreclosure for unpaid taxes. Attorney Cappellini indicates that the structure has been condemned and poses a threat to human safety. Attorney Cappellini wants to know if the County plans to demolish or remove the structure, and if the Village of Cuba can assist in this matter. County Treasurer Terri Ross indicated that the parcel would be included in the 2011 tax sale auction and would be advertised as a condemned piece. Committee members agreed to refer the letter to County Attorney Thomas Miner. **Refer to**

County Attorney

Audit

Committee members reviewed the January 24, 2011, audit of claims in the amount of \$4,439,481.88 (including prepaid bills). A motion was made by Legislator O'Grady, seconded by Legislator Fanton and carried to forward the audit to the full Board for approval of payment.

Medicaid Programs

Legislator Timothy O'Grady referred to a message that Erie County Executive Chris Collins gave during a WBEN Radio interview regarding Medicaid choices. Mr. Collins is asking Governor Cuomo and the Legislature to allow each county to make their own changes when it comes to Medicaid costs including the additional optional programs available. Mr. Collins asserted that counties along with the state and federal governments could save millions of dollars if some of the optional programs are cut.

Legislator O'Grady asked what Allegany County could do to support this cause. New York State incorporates all optional programs except two, and it would be nice to eliminate some of those. Chairman Crandall stated that Governor Cuomo recently appointed a Medicaid Redesign Team, and he believes we should see where that is going, and also see what position NYSAC is taking in working with the Governor's Office. Chairman Crandall stated that eight Legislators are attending the upcoming NYSAC Conference, and this issue may also be discussed there. Way & Means Committee Chairman Theodore Hopkins mentioned the NYSAC survey and the important role that the InterCounty Association can play on these issues

Adjournment

There being no further business to come before the committee, a motion was made by Legislator Burdick, seconded by Legislator Fanton and carried to adjourn the meeting at approximately 1:13 p.m.

Respectfully submitted,

Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
February 14, 2011

**** NOT APPROVED ****

Committee Members Present

T. Hopkins, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall
(Absent: D. Fanton)

Others Present

L. Ballengee, D. Cady, K. Graves, L. Gridley, G. James, T. Miner, B. Riehle, D. Roeske, T. Ross,
K. Toot, W. Schmidt (*County Government Intern Instructor*) and Interns from Andover, Belfast, Bolivar-
Richburg, Cuba-Rushford, Scio and Wellsville

Ways & Means Committee Chairman Theodore Hopkins called the meeting to order at 1 p.m.

Approval of Minutes

A motion was made by Legislator Sinclair, seconded by Legislator Healy and carried to amend the January 19, 2011, Ways & Means Committee minutes to reflect the attendance of County Attorney Thomas Miner at that meeting. The amended minutes were then approved on a motion by Legislator Sinclair, seconded by Legislator O'Grady and carried. The January 24, 2011, Ways & Means Committee minutes were approved on a motion by Legislator Pullen, seconded by Legislator Healy and carried.

REFERRALS FROM OTHER COMMITTEES:

Human Services Committee

Public Health Director Lori Ballengee requested a resolution accepting and appropriating \$45 from Vonda Schultz, Theodore Schultz and Anna Burdick to the Cancer Services Program. The donation is being made to provide further services to cancer residents of Allegany County. The funds should be appropriated to A4071.409 (Cancer Services – Fees) with a like sum placed in revenue account A08.2705.01 (Gifts & Donations – Other). The request was approved on a motion by Legislator Burdick, seconded by Legislator Healy and carried. **Prepare Resolution**

Public Safety Committee

Sheriff Rick Whitney requested a resolution to re-appropriate \$4,959 in unspent funds for the ACT II Batterers Program. The funds were originally accepted by Resolution No. 57-09. The funds should be appropriated to account A3117.449 (ACT II Batterers Program – Contractual) with a like sum placed in revenue account A03.2260.3117. The request was approved on a motion by Legislator Healy, seconded by Legislator Sinclair and carried. **Prepare Resolution**

Sheriff Whitney requested a resolution to re-appropriate \$5,938 in unspent funds for the 2008 SLETPP Homeland Security Grant. The original grant was accepted by Resolution No. 40-09. The funds should be appropriated to account A3645.217 (Homeland Security – Equipment) with a like sum placed in revenue account A10.3306.SHF7 (Homeland Security – Sheriff). The request was approved on a motion by Legislator Healy, seconded by Legislator Pullen and carried. **Prepare Resolution**

Sheriff Whitney requested a resolution to re-appropriate \$34,750 in unspent funds for the 2009 SLETPP Homeland Security Grant. The original grant was accepted by Resolution No. 152-10. The funds should be appropriated to account A3645.217 (Homeland Security Equipment) with a like sum placed in revenue account A10.3306.SHF7 (Homeland Security – Sheriff). The request was approved on a motion by Legislator Healy, seconded by Legislator Sinclair and carried. **Prepare Resolution**

Sheriff Whitney also requested a resolution to re-appropriate \$1,665,091 in unspent funds for the PSIC Grant. The original grant was accepted by Resolution No. 143-08 and 158-09. It was noted that the original grant was \$1,700,475.96 with matching funds of \$423,118.99 for a total appropriation of \$2,123,594.95. No grant funds have been received to date; however, \$458,503.91 of the original appropriation has been disbursed and a request for reimbursement in the amount of \$366,803.12 (80% of expense) has been made. The remaining \$1,665,091 should be re-appropriated to A3645.217 (Homeland Security – Equipment) with a like sum placed in revenue account A10.3306.SHF7 (Homeland Security – Sheriff). County Treasurer Terri Ross explained that the County's share of the expense was split between two years, and we haven't received any reimbursements yet. Sheriff Whitney confirmed that these line items do not include any software upgrades. The request was approved on a motion by Legislator Healy, seconded by Legislator O'Grady and carried. **Prepare Resolution**

Public Works Committee

Public Works Superintendent David Roeske requested a resolution transferring \$65,000 from A1990.4 (Contingency) to A3152.412 (Public Safety Complex – Buildings & Grounds – Contractual) to finance the cost of purchasing an Ansul Fire Suppression System at the Allegany County Public Safety Facility. Mr. Roeske explained that this is a chemical fire suppression system as the water suppression system needed to be removed from the area that houses the main computer systems. The request was approved on a motion by Legislator Hopkins, seconded by Legislator Pullen and carried. **Prepare Resolution**

Mr. Roeske requested the Ways & Means Committee to identify a funding source for the purchase of a 2011 Blaw Knox RW100B Road Widener in the amount of \$248,804. The purchase is part of an Inter-Municipal Agreement between the County and ten towns. Each participant of the agreement would be a co-owner of said machine. The widener will be stored at the County, and it will be maintained and scheduled by the County. Mr. Roeske is requesting that the County pay for the machine upfront and bill each of the participating towns their share plus an administrative fee over the next five years. The ending cost of the machine for the County will be \$104,287.44. Legislator Fred Sinclair suggested that the purchase may be eligible for funding through a shared services efficiency grant. Deputy Public Works Superintendent I Guy James indicated that they looked into grant funding when they first started exploring the idea, and they were told it wasn't applicable, but he will plan to investigate the possibility again. Committee members agreed that they did not want to finance the purchase with funds from the Contingency Fund, but they did think it would be a good idea to pay for it upfront with money from fund balance. County Treasurer Terri Ross recommended establishing a capital account to purchase the machine, and the account would remain open for the five years that the towns are scheduled to make payments. Committee members will continue discussion at the next Ways & Means Committee meeting on Wednesday, February 16.

Audit

Committee members reviewed the February 14, 2011, audit of claims in the amount of \$2,374,545.14 (including prepaid bills). A motion was made by Legislator Pullen, seconded by Legislator Sinclair and carried to forward the audit to the full Board for approval of payment.

Adjournment

There being no further business to come before the committee, a motion was made by Legislator Sinclair, seconded by Legislator Pullen and carried to adjourn the meeting at approximately 1:25 p.m.

Respectfully submitted,

Brenda Rigby Riehle, Clerk of the Board

Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
February 16, 2011

**** NOT APPROVED ****

Committee Members Present

T. Hopkins, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall
(Absent: D. Fanton)

Others Present

M. Alger, L. Ballengee, F. Demick, L. Healy, G. James, L. Kaminski, J. Margeson, T. Miner, B. Riehle, D. Roeske, T. Ross, E. Ruckle, K. Toot, R. Whitney

Media Present

B. Quinn – Wellsville Daily Reporter

Ways & Means Committee Chairman Theodore Hopkins called the meeting to order at 2:05 p.m.

Transportation Grant

Allegany/Western Steuben Rural Health Network Executive Director Carrie Whitwood and Mobility Management Planner Larry Kaminski requested a resolution authorizing Allegany County to submit an application for Section 5311 Capital/Vehicle funding through the New York State Department of Transportation (NYSDOT). The term of the funding is from January 1, 2011, through December 31, 2012. The total amount for the Section 5311 Capital/Vehicle Request is \$632,050 with no financial obligation. A 10 percent match is required, and this has been secured through other entities which will be outlined in the application. Ms. Whitwood stated that they have consolidated the application. Traditionally this grant would have been used to obtain buses, and it's nice that they have expanded what the money can be spent on.

Mr. Kaminski stated that much of the grant will be used for capital and infrastructure improvements. They plan to partner with the IDA for site development at the Crossroads Area which will be identified as a transportation hub with a "park and ride" type of service. They hope to diversify the system which will include using smaller vehicles to reach areas that are lacking service. They are planning some technology improvements in the area of GPS, tracking mechanisms, and a computer touch screen that will help users to plan trips, and view itineraries and routes. The application also included equipment for some of the vehicles. The request for resolution was approved on a motion by Legislator Sinclair, seconded by Legislator Healy and carried. **Prepare Resolution**

Mr. Kaminski also noted that they hope to take delivery of the new buses next month.

Sales Tax Rate

If the additional one and one-half percent (1.5%) sales tax is to be extended beyond the November 30, 2011, expiration date as set forth in Resolution No. 140-09 (originally changed by Resolution No. 118-67), it will be necessary to adopt a resolution requesting our state legislative representatives to introduce and seek passage of the required legislation to continue the additional one and one-half percent (1.5%) County sales tax for three years. Based on sales tax revenue receipts of \$17,841,413 for 2010, the additional one and one-half percent (1.5%) sales tax resulted in \$5.9 million in revenue.

Legislator David Pullen stated that some businesses have urged us to reduce the sales tax rate to 8 percent. It would cost us about \$2 million to go from 8.5 percent to 8 percent. Some believe that the loss in revenue could be made up with increased business activity, but we don't want to have it come out of property tax. Legislator Theodore Hopkins stated that he would hate to reduce our rate with so many unknowns along with the possibility of a property tax cap. Chairman Curtis Crandall stated that when this was addressed several years ago, it was just

supposed to be a temporary fix to help better our financial position. We have bettered our position, and this is one of the tools we used to do that. If the state is not going to be addressing Medicaid or mandate relief like we hoped they would, Chairman Crandall doesn't see what choice the County has but to maintain this position. Chairman Crandall stated that he would like to scale back on the tax rate and the property tax, but that isn't going to be possible until the state addresses mandates. Legislator Timothy O'Grady commented that he would like to see us concentrate on lowering property taxes before adjusting the sales tax rate. Legislator Dwight "Mike" Healy stated that high property taxes will hinder development more than sales tax, and he believes we should leave our rate at the 4.5 percent. Chairman Crandall stated that in comparison to other counties, we stepped out and raised our sales tax another .5 percent a few years ago, and many of the other counties are doing the same. Legislator Douglas Burdick added that many people do not really think about that extra .5 percent or consider it as a deciding factor for where they shop. Legislator Kevin LaForge asked if the Board wanted to offer a clothing moratorium for a certain time period, should it be included with this request, and Mr. Margeson stated that counties can only do that when the state makes it available. Legislator David Pullen stated that no one likes how high the property taxes are, but when the state is mandating 90+ percent of our budget, it's very difficult. This is not something we like, but the dialogue is necessary so that our citizens know that we are forced to do this.

A motion was made by Legislator O'Grady, seconded by Legislator Healy and carried to sponsor a resolution requesting our state legislative representatives to introduce and seek passage of the required legislation to continue the additional one and one-half percent (1.5%) County sales tax for three years. **Prepare Resolution**

Change in Board Date for Meeting at the Fair

Clerk of the Board Brenda Rigby Riehle requested a resolution changing the second Board meeting in July from Monday, July 25, 2011, to Thursday, July 21, 2011, and the location from the Board Chambers to the Allegany County Fairgrounds in Angelica so that our Legislative Board meeting can be held in conjunction with the Allegany County Fair. Legislator Pullen remarked that we can't charge the public to attend our Board meetings, and Chairman Crandall confirmed that signs regarding this matter were posted at every entrance to the Fair. The request was approved on a motion by Legislator Healy, seconded by Legislator Pullen and carried.

Prepare Resolution

Purchase and Sharing DPW Equipment

At the February 14, 2011, Ways & Means Committee meeting, committee members reviewed Public Works Superintendent David Roeske's request to identify a funding source for the purchase of a 2011 Blaw Knox RW100B Road Widener in the amount of \$248,804. The purchase would be part of an Inter-Municipal Agreement between the County and ten towns. Each participant of the agreement would be a co-owner of said machine. The widener would be stored at the County, and it would be maintained and scheduled by the County. Mr. Roeske requested that the County pay for the machine upfront and bill each of the participating towns for their share plus an administrative fee over the next five years. Committee members decided against financing the purchase out of Contingency and thought it would be best to purchase the equipment from our fund balance. County Treasurer Terri Ross suggested committee members consider establishing a capital account that would remain open for the five years that the towns are scheduled to make payments. The capital accounts have been identified as follows:

Appropriations Account #H.5130.200 Capital Equipment DPW (Shared Purchase)
\$249,000
Revenue Account #H03.2300.5130 (Town Revenue)
\$147,500

Chairman Crandall stated that he talked with the NYS Department of State, and there are not any funds available for this type of sharing. Fred Demick, President of the Allegany County Town Highway Superintendent's Association, stated that he worked with everyone to put this together, and it is a small stepping stone in the right direction for how we need to operate. Mr. Demick was a little disappointed that there wasn't better participation, but he believes this will improve as they move along. David Roeske and Guy James confirmed that towns that are not participating in the purchase can still rent the equipment. Mr. James indicated that municipalities can rent the equipment, but no private companies will be allowed to. Mr. Roeske stated that the County will be housing, scheduling and operating the equipment.

A motion was made by Legislator Sinclair, seconded by Legislator Healy and carried to sponsor a resolution approving the inter-municipal agreement for the shared purchase and use of the highway equipment, the appropriation of funds from the General Fund Balance (A.599.0000), and the establishment of the necessary capital accounts. **Prepare Resolution**

REQUESTS TO FILL POSITIONS:

County Administrator John Margeson reviewed and approved the following requests:

Human Services Committee

Office for the Aging Director Kimberley Toot requested approval to fill a Substitute Meals-on-Wheels Driver as they have been having trouble covering all of the routes. Meals-on-Wheels Drivers are part-time, they do not receive any benefits, and they only get paid when they work. The position is financed 23 percent with local County dollars, 37 percent with state funds, 15 percent with federal funds, and 25 percent from other funding sources. The request was approved on a motion by Legislator Burdick, seconded by Legislator Sinclair and carried. **Notify Human Resources**

Personnel Committee

Deputy County Clerk Linda Healy requested approval to fill the Deputy County Clerk III position (Non-Union, Grade 6) as the current employee resigned to accept another position. The position is crucial in the management of the Motor Vehicle Department. It is an appointed position with the authority to make decisions regarding motor vehicle business in the absence of the County Clerk. The position is also responsible for communications with the Department of Motor Vehicles in Albany including reports, new regulations, inventory, etc. The position needs to be filled to maintain continuity in the operations of the Motor Vehicle Office. The request was approved on a motion by Legislator O'Grady, seconded by Legislator Burdick and carried. **Notify Human Resources**

Ms. Healy requested approval to fill the Sr. Motor Vehicle Cashier/Examiner position (AFSCME, Grade 10, Step 5) as the current employee plans to accept the Deputy County Clerk III position. The position has the authority to make managerial decisions regarding motor vehicle transactions in the absence of the Deputy III and County Clerk. There are currently two employees with this title and in order to maintain the Motor Vehicle Office from 9 a.m. to 5 p.m., Monday through Friday, it is necessary for this position to be filled due to scheduling for vacation, sick and personal leave as well as mandatory breaks and the lunch hour. The position needs to be filled to maintain continuity in the operations of the Motor Vehicle Office. The request was approved on a motion by Legislator O'Grady, seconded by Legislator Burdick and carried. **Notify Human Resources**

Ms. Healy also requested approval to fill a Motor Vehicle Cashier/Examiner position (AFSCME, Grade 8) as the current employee plans to accept the Sr. Motor Vehicle Cashier/Examiner position. The position helps the public with their motor vehicle transactions.

The position requires the knowledge to process the complicated motor vehicle regulations and explain what is required from the public to accomplish this. This position is required to allow the office to be staffed at all times in order to maintain the operations of the Motor Vehicle Office from 9 to 5, Monday through Friday. The request was approved on a motion by Legislator O'Grady, seconded by Legislator Burdick and carried. **Notify Human Resources**

Public Safety Committee

Sheriff Rick Whitney requested approval to fill a part-time Confidential Secretary position. The position is authorized by County Law and serves at the pleasure of the Sheriff. This person along with the current part-time Confidential Secretary will allow for full coverage of the position. It was noted that both part-time secretaries are retired and will not be receiving any benefits. The request was approved on a motion by Legislator Healy, seconded by Legislator Burdick and carried. **Notify Human Resources**

Public Works Committee

Public Works Superintendent David Roeske requested approval to fill one Engineering Technician position (AFSCME, Grade 13) due to the death of an employee. The position performs general field work which includes route lay-out, locating right-of-ways and property boundaries, establishes proper grade for drainage ditches and plot alignments. The position also surveys areas included in maps or plans, compiles traffic statistics, updates official town and county maps, and keeps project records. The request was approved on a motion by Legislator Hopkins, seconded by Legislator Healy and carried. **Notify Human Resources**

Mr. Roeske requested approval to fill one MEO position (AFSCME, Grade 10) in District 4 which became open due to an internal job bidding of another position in County Road. The request was approved on a motion by Legislator Hopkins, seconded by Legislator O'Grady and carried. **Notify Human Resources**

Mr. Roeske also requested approval to fill an HMEO I position (AFSCME, Grade 13) at the Landfill which became open due to internal job bidding of another position at the Landfill. The request was approved on a motion by Legislator Hopkins, seconded by Legislator Healy and carried. **Notify Human Resources**

Adjournment

There being no further business to come before the committee, a motion was made by Legislator O'Grady, seconded by Legislator Hopkins and carried to adjourn the meeting at approximately 2:40 p.m.

Respectfully submitted,

Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE

March 14, 2011

**** NOT APPROVED ****

Committee Members Present

T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall

Others Present

M. Alger, L. Ballengee, D. Cady, K. Graves, L. Gridley, J. Margeson, T. Miner, B. Riehle, T. Ross, W. Schmidt (*County Government Intern Instructor*), R. Starks, K. Toot, N. Ungermann, and Interns from Andover, Belfast, Bolivar-Richburg, Cuba-Rushford, Scio and Wellsville

Ways & Means Committee Chairman Theodore Hopkins called the meeting to order at 1 p.m.

Approval of Minutes

The February 28, 2011, Ways & Means Committee minutes were approved on a motion by Legislator O'Grady, seconded by Legislator Fanton and carried.

REFERRALS FROM OTHER COMMITTEES:

Public Safety Committee

Probation Director Robert Starks requested a resolution authorizing the Chairman to execute Contract #T523389 (GTSC Ignition Interlock Device Monitoring Program) between the NYS Division of Criminal Justice Services, Office of Probation and Correctional Alternatives (OPCA) and Allegany County. The contract provides for the payment of \$117 to the County per client with a discharge sentence that includes an Ignition Interlock condition, up to a maximum amount of \$10,319. The contract began on October 1, 2010, and expires on September 30, 2011. The money will offset some of the costs to the Probation Department for the monitoring of these sentences. Mr. Starks stated that the people that are convicted pay for the Ignition Interlock Device unless the court waives the fee, and then the manufacturer of the equipment pays for it. The funds should be appropriated to account A3140.101 (Probation – Personnel) with a like sum placed in revenue account A10.3310.07. The request was approved on a motion by Legislator Healy, seconded by Legislator Burdick and carried. **Prepare Resolution**

Emergency Management and Fire Director Jeff Luckey requested a resolution to re-appropriate \$76,472 in Homeland Security funding that was originally accepted by Resolution No. 149-10 (Grant #C838290). Due to the overlapping grant fiscal year, the funds should be appropriated as follows:

Appropriation Account A3645.218 (Homeland Security – Equipment)	\$57,354
Appropriation Account A3645.448 (Homeland Security – Contractual)	\$19,118
Revenue Account A10.3306.EMG8	\$76,472

The request was approved on a motion by Legislator Healy, seconded by Legislator Fanton and carried. **Prepare Resolution**

Mr. Luckey also requested a resolution to re-appropriate \$15,570.20 in remaining Homeland Security funding. The funding was originally accepted by Resolution No. 41-09 in the amount of \$71,250 (Contract C838280), and \$43,788.20 was re-appropriated last year by Resolution No. 31-10. The remaining \$15,570.20 should be appropriated to A3645.218 (Homeland Security – Equipment) with a like sum placed in revenue account A10.3306.EMG8. The request was approved on a motion by Legislator Healy, seconded by Legislator Sinclair and carried. **Prepare Resolution**

Lease of County-Owned Property

County Administrator John Margeson stated that the County has approximately 15 acres of land adjacent to the Allegany County Jail and Public Safety Facility that we have leased to area farmers in the past. Mr. Margeson stated that if the committee wishes to lease the property for agricultural purposes again this year, he is prepared to issue a request for bids. Committee members briefly discussed the idea of leasing the property for a longer period of time. A motion was made by Legislator Sinclair, seconded by Legislator Burdick and carried directing Mr. Margeson to secure bids for the lease of County-owned property adjacent to the Allegany County Jail and Public Safety Facility on NYS Route 19 in Belmont for a period of one (1) as well as for a period of four (4) years.

Audit

Committee members reviewed the March 14, 2011, audit of claims in the amount of \$2,636,444.63 (including prepaid bills). A motion was made by Legislator Fanton, seconded by Legislator Pullen and carried to forward the audit to the full Board for approval of payment.

Communications Systems and Infrastructure Assessment

Planning and Economic Development Committee Chairman Frederick Sinclair informed the committee that the Communications and Technology Ad Hoc Committee plans to perform an independent assessment report on the communications systems and infrastructure throughout the County, and the Comprehensive Plan Implementation Group plans to contribute \$5,000 toward this project. An independent contractor (Scott Teller) will perform the technical aspects of the report, examining the existing 911 emergency and fire service systems as well as inter-county building connections, town and county highway, private broadband wireless configurations and fiber capabilities. The Board will be considering Resolution Intro. No. 44-11 approving an agreement between the County and Scott Teller for consultant services at the meeting this afternoon. It is the intention of the Communications Committee that the report will provide a basis and propose alternatives which will increase efficiency, decrease costs and provide enhanced services to the public and private sectors.

Adjournment

There being no further business to come before the committee, a motion was made by Legislator Burdick, seconded by Legislator Fanton and carried to adjourn the meeting at approximately 1:14 p.m.

Respectfully submitted,

Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE

March 16, 2011

**** NOT APPROVED ****

Committee Members Present

T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair

Others Present

M. Alger, K. Graves, V. Grant, T. Miner, S. Presutti, B. Riehle, T. Ross

Ways & Means Committee Chairman Theodore Hopkins called the meeting to order at 2:05 p.m.

REFERRALS FROM OTHER COMMITTEES:

County Administrator John Margeson has reviewed and approved the following requests:

Human Services Committee

Social Services Commissioner Vicki Grant requested approval to fill a Sr. Social Welfare Examiner position (AFSCME, Grade 13) which became vacant when an employee was promoted. The position is responsible for overseeing several Social Welfare Examiners on a daily basis and needs to be filled in order to meet state and federal requirements. The position is financed 50 percent with federal funding, 25 percent with state funding and 25 percent with local County dollars. The request was approved on a motion by Legislator Hopkins, seconded by Legislator Fanton and carried. **Notify Human Resources**

Ms. Grant also requested approval to fill a Social Welfare Examiner position (AFSCME, Grade 11) which will become vacant when the Sr. Social Welfare Examiner position is filled. The position is responsible for interviewing clients, determining eligibility, and administering the appropriate benefits. The position is financed 50 percent with federal funding, 25 percent with state funding and 25 percent with local County dollars. The request was approved on a motion by Legislator Burdick, seconded by Legislator Healy and carried. **Notify Human Resources**

Public Works Committee

Public Works Superintendent David Roeske requested approval to fill a Transfer Station Operator position (AFSCME, Grade 11) which became open due to internal job bidding of another position in Solid Waste. The employee maintains and operates the County Transfer Stations. The position is funded 100 percent with local County dollars. The request was approved on a motion by Legislator Fanton, seconded by Legislator Healy and carried. **Notify Human Resources**

Tax Bill Corrections

Real Property Tax Director Steve Presutti requested a resolution approving the following tax bill corrections providing for charge backs or refunds: *(A resolution is required for corrections over \$2,500 or those resulting in the complete removal of a parcel.)*

TOWN OF BELFAST
Faulkner, Richard

Tax Map Number: 117.-1-57.1
Refund: \$525.50 (2010-2011 Belfast Central School)

Mr. Presutti reported that this is a duplicate parcel and should have been removed from the tax roll.

TOWN OF WARD
State of New York

Tax Map Number: 300.-1-1
Charge Back: \$3,760.17

Mr. Presutti reported that this parcel should not have been charged a County tax.

The request for resolution was approved on a motion by Legislator Fanton, seconded by Legislator Pullen and carried. **Prepare Resolution**

Adjournment

There being no further business to come before the committee, a motion was made by Legislator Burdick, seconded by Legislator O'Grady and carried to adjourn the meeting at approximately 2:20 p.m.

Respectfully submitted,

Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
March 28, 2011

**** NOT APPROVED ****

Committee Members Present

T. Hopkins, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, and C. Crandall
(Absent: D. Fanton)

Others Present

M. Alger, L. Ballengee, T. Barber, G. Benson, D. Cady, P. Curran, K. Graves, L. Gridley, L. Kaminski, J. Margeson, A. McGraw, T. Miner, B. Riehle, T. Ross, N. Ungermann, C. Whitwood

Ways & Means Committee Chairman Theodore Hopkins called the meeting to order at 1 p.m.

Approval of Minutes

The March 14 and 16, 2011, Ways & Means Committee minutes were approved on a motion by Legislator Pullen, seconded by Legislator Burdick and carried.

Funding Application for Transportation System

Allegany/Western Steuben Rural Health Network, Inc., (AWSRHN) Executive Director Carrie Whitwood requested a resolution authorizing the submission of a grant application to the NYSDOT for 5311 Operating Assistance for 2011 (2011-2012) and 2012 (2012-2013). Ms. Whitwood noted that the allocation to the County in 2010 was \$81,000, and in 2011 that allocation will be \$274,300 and in 2012 it will be \$285,300. The reason for the increase is that the NYSDOT has recognized all the work that's gone into this system, and they are helping to finance some of the expenditures associated with our coordination. Ms. Whitwood indicated that some of the expenses that they will be underwriting include the following:

	<u>2011</u>	<u>2012</u>
Arc to continue with public transportation	\$ 47,000	\$ 55,000
Wellsville Express for County contract	\$ 21,408	\$ 23,400
AWSRHN	\$ 84,130	\$100,000
County	\$121,762	\$106,900

This is three times what the County has received in the past, but it is going to help with the whole Mobility Management Program. Ms. Whitwood indicated that there is no County match associated with this funding, and if we are unable to fulfill the contract, we would just not receive the money for that portion. The request for resolution was approved on a motion by Legislator Healy, seconded by Legislator Sinclair and carried. **Prepare Resolution**

Ms. Whitwood noted that in the Capital Vehicle Request that was previously approved by the Board, there were two cut-away buses, which are smaller buses that get into the more remote areas. They were able to remove those because the NYSDOT has a surplus of stimulus money, and they were able to purchase those buses with that money so there will be no match needed.

Mobility Manager Larry Kaminski distributed copies of the *ACCESS Allegany* brochures that were made available at the celebration ceremony last week. Mr. Kaminski indicated that the six new buses have been delivered, and as soon as the two-way radios have been installed, we should be able to get those buses in service. Mr. Kaminski mentioned several representatives that attended the ceremony.

Sales Tax Report

County Treasurer Terri Ross distributed copies of a Sales Tax Report reflecting receipts through March 17, 2011, totaling \$3,197,897.69 and interest totaling \$402.92. Sales tax collections are \$35,218.74 or 1.11 percent higher than last year at this time.

Lease of County-Owned Property

At the March 14 Ways & Means Committee meeting, committee members requested County Administrator John Margeson to issue requests for bids on approximately 15 acres of County-owned farmland south of the Allegany County Jail and Public Safety Facility on Route 19. Mr. Margeson gave bidders the opportunity to bid on a four-year lease as well as the usual one-year lease. Committee members briefly discussed the terms, and a motion was made by Legislator O'Grady, seconded by Legislator Sinclair and carried to allow bidders to make four annual payments if a four-year lease is awarded. Mr. Margeson received two bids which he opened at the committee meeting. The first bid was from Valley View Dairy for a total of \$3,150 (\$210/acre) per year over the next four years, and the second bid was from Bainbridge Farms in the amount of \$2,850 (\$190/acre) per year for the next four years. Both bidders submitted the required non-collusive bidding statements and a deposit. A motion was made by Legislator O'Grady, seconded by Legislator Healy and carried to accept the higher bid from Valley View Dairy. Mr. Margeson will work with the County Attorney regarding proper language for the four-year lease. **Prepare Resolution**

Audit

Committee members reviewed the March 28, 2011, audit of claims in the amount of \$3,212,200.57 (including prepaid bills). A motion was made by Legislator O'Grady, seconded by Legislator Pullen and carried to forward the audit to the full Board for approval of payment.

Adjournment

There being no further business to come before the committee, a motion was made by Legislator Pullen, seconded by Legislator LaForge and carried to adjourn the meeting at approximately 1:25 p.m.

Respectfully submitted,
Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE

April 11, 2011

**** NOT APPROVED ****

Committee Members Present

T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, D. Pullen, F. Sinclair, and C. Crandall
(Absent: T. O'Grady)

Others Present

M. Alger, L. Ballengee, P. Curran, L. Edwards, K. Graves, L. Gridley, D. Hanchett, J. Margeson,
A. McGraw, T. Miner, B. Riehle, D. Roeske, K. Toot, N. Ungermann, R. Whitney

Ways & Means Committee Chairman Theodore Hopkins called the meeting to order at 1 p.m.

Approval of Minutes

The March 28, 2011, Ways & Means Committee minutes were approved on a motion by
Legislator Healy, seconded by Legislator Sinclair and carried.

Sales Tax Extension

On February 28, 2011, the Board approved Resolution No. 30-11 – *Requesting State
Legislative Representatives to Introduce and Seek Passage of Legislation Authorizing Allegany
County to Continue the Additional One and One-Half Percent County Sales Tax for Three Years.*
We received notification from Senator Young's Office that they drafted bills (S.4021 and A.6378)
authorizing an extension for two years through November 30, 2013. The second step in the
Home Rule Legislation process requires Allegany County to pass a resolution approving and
requesting passage of the Senate and Assembly bills (pursuant to Municipal Home Rule Law
§40). Based on sales tax revenue receipts of \$17,841,413 for 2010, the additional one and one-
half percent (1.5%) sales tax resulted in \$5.9 million revenue. A motion was made by Legislator
Hopkins, seconded by Legislator Healy and carried to sponsor a resolution approving and
requesting passage of the Senate and Assembly bills authorizing Allegany County to continue the
additional one and one-half percent County sales tax for two years through November 30, 2013.
It was noted that we have always requested the extension for three years, and our
representatives have always sponsored legislation allowing for two years. **Prepare Resolution**

REFERRALS FROM OTHER COMMITTEES:

Human Services Committee

Office for the Aging Director Kimberley Toot requested a resolution accepting a \$1,275
donation from National Fuel for the Meals-on-Wheels Program. The funds should be
appropriated to A6779.474 (OFA – SNAP – Contractual) with a like sum placed in revenue
account A09.2801.36 (SNAP Contributions). The request was approved on a motion by Legislator
Burdick, seconded by Legislator Pullen and carried. **Prepare Resolution**

Public Safety Committee

District Attorney Keith Slep requested a resolution to accept and appropriate \$19,519 from
the Byrne/JAG Fund administered through the New York State Division of Criminal Justice
Services (NYS DCJS). The funds will be used for the purchase of equipment for the Video
Recording of Statements (VRS). The participating law enforcement agencies include the
Allegany County Sheriff's Office, Village of Alfred Police Department, Town of Cuba Police
Department, and the Village of Wellsville Police Department. The funds should be appropriated
to A1165.437 (District Attorney – Contractual) with a like sum placed in revenue account
A10.3031.05. The request was approved on a motion by Legislator Healy, seconded by
Legislator Fanton and carried. **Prepare Resolution**

Sheriff Rick Whitney requested a resolution transferring \$17,892 from A1990.4 (Contingency) to A3645.217 (Homeland Security – Equipment) to finance the purchase of 15kw Genset generators at four tower sites. The request was approved on a motion by Legislator Healy, seconded by Legislator Fanton and carried. **Prepare Resolution**

Sheriff Whitney requested a resolution transferring \$100,000 from A3510.416 (Fire E-911 – Central Service Telephone) to A3112.416 (E-911 Dispatch – Central Service Telephone) as the E-911 Dispatch Center is now managed by the Sheriff's Office. The request was approved on a motion by Legislator Healy, seconded by Legislator Burdick and carried. **Prepare Resolution**

Sheriff Whitney also requested a resolution approving a contract for the FY 10 State Law Enforcement Terrorism Prevention Program Contract (LE10-1039-E00) between the Division of Homeland Security and Emergency Services and Allegany County. The initial contract period runs from August 1, 2010, through July 31, 2013. Sheriff Whitney indicated that Allegany County will be awarded \$22,328 with no local match required, and those funds should be appropriated to A3645.217 (Homeland Security – Equipment) with a like sum placed in revenue account A10.3306.SHF7. The money will be used to purchase mobile data terminals and associated software and hardware for the vehicles. The request was approved on a motion by Legislator Healy, seconded by Legislator Pullen and carried. **Prepare Resolution**

Public Works Committee

Public Works Superintendent David Roeske requested a resolution authorizing the implementation and funding agreement with the NYSDOT for the Construction Phase for the bridge replacement on County Road 16, over the Genesee River in the Town of Belfast. All funds for the project have been appropriated to account H5904.200. The request was approved on a motion by Legislator Fanton, seconded by Legislator Burdick and carried. **Prepare Resolution**

Mr. Roeske requested a resolution transferring \$400 from D5110.211 (County Road - Maintenance Roads & Bridges – Equipment) and \$1,000 from D3310.202 (County Road - Traffic Control – Equipment) to D5020.201 (County Road - Engineering – Equipment) to finance the cost of a new computer for the engineering staff. The request was approved on a motion by Legislator Fanton, seconded by Legislator Pullen and carried. **Prepare Resolution**

Mr. Roeske also requested a resolution transferring \$16,500 from A1620.412 (Buildings & Grounds – Repairs Real Property) to DM5130.409 (Road Machinery – Fees) to finance the cost of environmental assessments being done at the Friendship Shop, Landfill Shop and District Shops. The request was approved on a motion by Legislator Fanton, seconded by Legislator Healy and carried. **Prepare Resolution**

Approval of Legislators' Expense Vouchers

The Committee reviewed the Legislative expense vouchers for the month of February 2011. A motion was made by Legislator Fanton, seconded by Legislator Sinclair and carried to approve the vouchers for payment.

Audit

Committee members reviewed the April 11, 2011, audit of claims in the amount of \$1,934,301.45 (including prepaid bills). A motion was made by Legislator Hopkins, seconded by Legislator Fanton and carried to forward the audit to the full Board for approval of payment.

Adjournment

There being no further business to come before the committee, a motion was made by Legislator Burdick, seconded by Legislator Pullen and carried to adjourn the meeting at approximately 1:20 p.m.

Respectfully submitted,
Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

**JOINT
PUBLIC SAFETY COMMITTEE and
WAYS AND MEANS COMMITTEE
April 20, 2011**

**** NOT APPROVED ****

Public Safety Committee Members Present

M. Healy, D. Burdick, T. Hopkins, A. McGraw, C. Crandall (Absent: G. Benson)

Ways & Means Committee Members Present

T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall

Others Present

L. Edwards, J. Margeson, M. Alger, N. Carnes, B. Riehle, F. Sinclair, R. Starks, R. Whitney, K. Monroe, J. Luckey, K. Graves, T. Ross

Pingrey Hill Tower

County Administrator John Margeson provided an update for the Ways and Means Committee members regarding the status to date. The legal notice of the RFP for the tower was placed in the newspapers and one bid was received. This was from SAIA Communications in the amount of \$234,401.25 for a purchase. An alternate financing bid for a five year lease/purchase was made with a bid of \$265,406.50, a difference of a little over \$31,000. The County Attorney has reviewed the bids and they were acceptable. The Public Safety Committee needs to make a decision whether to award or reject the bid and then, if accepted, the Ways and Means Committee will need to determine the authorization of funding for the project.

A motion was made by Legislator Healy and seconded by Legislator Hopkins to accept the bid for purchase and full payment. Discussion ensued about using money from contingency and depleting available money. Chairman Crandall commented that the county is in a better financial position now, and he felt that this should be purchased and paid for now. Several legislators were concerned about the loss of taxes but it was felt the impact would be minimal. The motion was carried. The matter was referred to the Ways & Means Committee for final approval and to identify the funding source.

A motion was made by Legislator Fanton, seconded by Legislator Healy, and carried to authorize the appropriation of funds and approval of contract with Saia Communications, Inc. for the purchase of a 260' self-supporting communications tower located on Pingrey Hill Road in the Town of Andover. The sum of \$234,402 should be transferred from A1990.4 (Contingency) with the cost of the purchase of the tower appropriated to A3640.201 (Emergency Services – Equipment) and the cost of the land appropriated to A8710.210 (Conservation – Equipment)/Other). **PREPARE**

RESOLUTION

April 20, 2011

County Administrator John Margeson and Assistant County Attorney Nora Carnes noted that SAIA is prepared to move ahead as soon as committee action is taken today.

Adjournment

There being no further business to come before the committees, a motion was made by Legislator Hopkins, seconded by Legislator Burdick, and carried to adjourn the meeting at 3:20 p.m.

Respectfully submitted,
Linda Edwards
Youth Bureau Director/STOP DWI Coordinator

WAYS & MEANS COMMITTEE

April 20, 2011

**** NOT APPROVED ****

Committee Members Present

T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, and C. Crandall

Others Present

M. Alger, R. Budinger, N. Carnes, L. Edwards, K. Graves, L. Kaminski, D. Northrop, J. Margeson, A. McGraw, K. Monroe, B. Riehle, T. Ross, R. Whitney

Ways & Means Committee Chairman Theodore Hopkins called the meeting to order at 1 p.m.

Approval of Minutes

The April 11, 2011, Ways & Means Committee minutes were approved on a motion by Legislator Pullen, seconded by Legislator Burdick and carried.

ProAct Inc.

Denise Northrop, our insurance benefits consultant from Walsh Insurance Group, attended the meeting to explain ProAct. Ms. Northrop indicated that ProAct is a pharmacy benefit management company, and their Prescription Drug Discount Card Program helps residents save money on their prescription medications any time their prescriptions are not covered by insurance. Discount cards would be distributed to all County residents, and they may be used at any participating retail pharmacy. The discount cards can also be used to save on medications prescribed to your pet that can be filled at participating retail pharmacies. The discount cards may be used by any County resident regardless of age, income, or existing health coverage. There are no enrollment forms, membership fees, or restrictions on frequency of use. Cardholders and family members are encouraged to use the card any time their prescriptions are not covered by insurance.

The program is completely free of charge to both the County and participating residents. ProAct is endorsed by NYSAC, and 42 counties in New York State are currently participating. There is also a 98 percent pharmacy participation rate among participating counties; however, participation is optional.

The information Ms. Northrop distributed included a comparison between ProAct and CareMark. CareMark is endorsed by NACO as well as the Allegany/Western Steuben Rural Health Network (AWSRHN), and it is currently being used in Allegany County. Chairman Crandall commented that we would not want to harm anything that is currently in place, and Ms. Northrop indicated that both discount programs can be used simultaneously. Ms. Northrop also presented a copy of a draft resolution that would need to be adopted if the County decides to participate.

Legislator Timothy O'Grady expressed concern about the cost, and stated that even if there are no costs to the County or residents, tax dollars are still being used if it is being supported or supplemented by New York State, and he cannot support it until he knows. Ms. Northrop indicated that she did not know if tax dollars are being used to support the program, but she will look into it. Some of the money that finances the program comes from drug manufacturer discounts and rebates. County Treasurer Terri Ross stated that some counties are using this because their inmates would also be eligible to use the card, and the ProAct Program will reduce front end costs for the County. Committee members briefly discussed the fact that they do not want to hurt the small local pharmacies, or put them at a disadvantage. Legislator Karl Graves pointed out a typographical error in the agreement and also asked a few questions about the grievance procedure mentioned in the contract.

A motion was made by Legislator Fanton, seconded by Legislator Sinclair and carried to sponsor a resolution endorsing the establishment of the ProAct Program contingent upon review and approval of the County Attorney. (Voting No: T. O'Grady) **Prepare Resolution**

It was noted that County Administrator John Margeson will be Ms. Northrop's contact person, and someone will also need to supply ProAct with a list of County residents.

Transportation Update

Mobility Management Planner Larry Kaminski attended the meeting to provide an update on the Transportation System. Mr. Kaminski mentioned the resolutions that were recently approved, noting that all grant applications and information have been delivered to the NYS DOT, and everything will be subject to their review. Two of the vehicles in the original grant application were removed because the NYS DOT notified them that the two vehicles could be financed with additional funding through ARRA.

Mr. Kaminski stated that the new two-way radios purchased with ARRA funding were installed, and everyone can communicate now. They have gone live with the new software although they are still in the process of working a few kinks out. Mr. Kaminski talked about a few of the features that are available. They believe the software will enable them to develop additional efficiencies.

Mr. Kaminski indicated that they had a promotional/informational booth at the Senior Forum last week, and they received a lot of positive feedback from individuals that stopped at the event. Mr. Kaminski commented that they encourage further public input to make sure they are doing the right thing and serving target populations.

As part of the educational outreach, they will be employing a Mobility Outreach Coordinator which is being funded with JARC and New Freedom grants. No County obligation is required. The grant is good for two years, and when the grant is gone, the position will be eliminated.

Mr. Kaminski stated that updates to the system include three new service routes.

Legislator David Pullen expressed concern because any time a search is done regarding the Allegany County Transit, the inquirer is always directed to an Allegany County, Maryland, site. Mr. Kaminski indicated that he will work on resolving that issue.

Designation of Almond E. Fisher Memorial Highway

Chairman Crandall stated that he received correspondence from Senator Catharine Young indicating that she introduced a bill designating State Highway 19 in the Town of Hume as the Almond E. Fisher Memorial Highway. Chairman Crandall indicated that he has discussed the matter with the Senator, and the original request started with Assemblyman Burling's Office. Mr. Fisher received a Medal of Honor and a Purple Heart for his heroic acts and inspirational leadership in France during World War II, despite being shot in both feet. Subsequent to his service in the military, Mr. Fisher continued to work for Veterans throughout New York. Chairman Crandall indicated that the stretch of highway starts at the Wyoming County line and comes down to County Road 3 in the Town of Hume. The Town of Hume recently passed a resolution in support of the Senator's bill. A motion was made by Chairman Crandall, seconded by Legislator LaForge and carried to sponsor a resolution in support of Senate Bill 864 designating State Highway 19 in the Town of Hume as the Almond E. Fisher Memorial Highway. **Prepare Resolution**

REFERRALS FROM OTHER COMMITTEES:

Human Services Committee

Public Health Director Lori Ballengee requested a resolution approving an agreement with Kid Start Livingston-Wyoming ARC to provide programs, SEIT and/or evaluations for preschoolers with disabilities. This is an annual renewal of an existing contract and will cover the period September 1, 2010, through August 31, 2011. Reimbursement for services provided will be made at the rates approved by the New York State Education Department. The request was approved on a motion by Legislator Burdick, seconded by Legislator Pullen and carried.

Prepare Resolution

Planning & Economic Development Committee

Development Director John Foels requested a resolution accepting and appropriating \$5,000 from the Southern Tier West Development Foundation for the Allegany County Communications Study. The \$5,000 should be appropriated to A6431.474 (Ec. Dev. Comprehensive Plan – Contractual) with a like sum placed in revenue account A08.2770.6431 (Misc. Rev. – Ec. Dev. Comprehensive Plan). Planning and Economic Development Committee Chairman Fred Sinclair indicated that the \$5,000 represents one-third of the cost of the Communications Study. The Comprehensive Plan Implementation Group will also be contributing \$5,000, and the remaining third will be supplied with in-kind services. The request was approved on a motion by Legislator Sinclair, seconded by Legislator Healy and carried. **Prepare**

Resolution

Invitation from Seneca Nation

Chairman Crandall stated that he believed all Legislators should have received a letter from Seneca Indian Nation President Robert Porter inviting our Board to a dinner meeting on May 5. Chairman Crandall plans to send an e-mail encouraging Board members to attend, but he thought he would mention it. Cattaraugus County Legislature previously met with the Seneca Nation.

Early Retiree Re-Insurance Program

Legislator David Pullen stated that he recently saw information regarding an Early Retiree Re-Insurance Program. The federal government has appropriated \$5 billion as a financial lifeline to state and local governments among others struggling with the astronomical cost of providing health insurance coverage to early retirees. We had a number of early retirees and some of those qualified for health insurance through the County. It looks like there is a \$14,000 or \$15,000 per year threshold. Mr. Margeson indicated that we have already submitted an application for this.

Approval of Legislators' Expense Vouchers

The Committee reviewed the Legislative expense vouchers for the month of March 2011. A motion was made by Legislator Fanton, seconded by Legislator O'Grady and carried to approve the vouchers for payment.

Attorney/Client Session

A motion was made by Legislator Sinclair, seconded by Legislator Fanton and carried to enter into attorney/client session at 2:45 p.m. Immediately following discussion, a motion was made by Legislator O'Grady, seconded by Legislator Fanton and carried to end the attorney/client session and return to the regular meeting at 3 p.m.

Tax Sale Auction List

A motion was made by Legislator O'Grady, and seconded by Legislator Burdick to put the Mason property in Belmont back on the tax sale auction list. Legislator Mike Healy stated that it wouldn't hurt to leave the property off for another year. That property enhances the overall

development of the school site, and it may be short-sighted on our part to do something that might hinder the overall development of the property. Legislator O'Grady stated that if the Village of Belmont wants to take ownership, they should. Legislator Burdick commented that if we let it set too long, we will be paying to demolish it. Legislator Fanton commented that he believes that the amount they are asking for rent per square foot is a little high if they really want to get someone in that building. We do not need to hang on to that property any longer. The above motion carried with Legislators Healy, LaForge and Sinclair voting no. **Prepare Resolution**

Adjournment

There being no further business to come before the committee, a motion was made by Legislator Fanton, seconded by Legislator Burdick and carried to adjourn the meeting at approximately 3:05 p.m.

Respectfully submitted,
Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE

April 25, 2011

**** NOT APPROVED ****

Committee Members Present

T. Hopkins, D. Fanton, D. Burdick, M. Healy, T. O'Grady, D. Pullen, F. Sinclair, and C. Crandall (Absent: K. LaForge)

Others Present

M. Alger, P. Curran, K. Graves, L. Gridley, J. Margeson, A. McGraw, T. Miner, B. Riehle, T. Ross, K. Toot, N. Ungermann

Ways & Means Committee Chairman Theodore Hopkins called the meeting to order at 1 p.m.

Approval of Minutes

The April 20, 2011, Ways & Means Committee minutes were approved on a motion by Legislator Sinclair, seconded by Legislator Pullen and carried.

Audit

Committee members reviewed the April 25, 2011, audit of claims in the amount of \$4,241,671.16 (including prepaid bills). Legislator Douglas Burdick asked County Treasurer Terri Ross what the \$61,133.56 under her department was for. Ms. Ross indicated that \$45,000 of it was for the New World Systems annual maintenance bill and the balance was for training for the current upgrade to the financial, payroll and fixed asset software. Ms. Ross briefly talked about the financial software, noting that we are currently in the process of upgrading, and the cost to do that was approximately \$247,000. All maintenance and upgrades such as changes the state/fed may require, payroll tax table changes, W2 changes, retirement changes etc are included in the annual maintenance fee. A motion was made by Legislator O'Grady, seconded by Legislator Fanton and carried to forward the audit to the full Board for approval of payment.

Adjournment

There being no further business to come before the committee, a motion was made by Legislator O'Grady, seconded by Legislator Hopkins and carried to adjourn the meeting at approximately 1:08 p.m.

Respectfully submitted,
Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE

May 9, 2011

**** NOT APPROVED ****

Committee Members Present

T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, and C. Crandall

Others Present

M. Alger, G. Benson, P. Curran, K. Graves, L. Gridley, J. Margeson, T. Miner, B. Riehle, T. Ross, K. Toot, N. Ungermann

Ways & Means Committee Chairman Theodore Hopkins called the meeting to order at 1 p.m.

Approval of Minutes

The April 25, 2011, Ways & Means Committee minutes were approved on a motion by Legislator Healy, seconded by Legislator Burdick and carried.

Acceptance of Insurance Checks

Clerk of the Board Brenda Rigby Riehle requested a resolution accepting a check in the amount of \$459.80 from NYMIR (New York Municipal Insurance Reciprocal) representing the cost to repair a 2009 Dodge Caravan (#5718) assigned to the Office for the Aging less a \$200 deductible. The damages were sustained when a volunteer Meals-on-Wheels driver struck a dog that ran in front of the vehicle while traveling south on NYS Route 19 on April 8, 2011. The funds should be appropriated to CS1931.429 (Risk Retention – Uninsured Property Loss) with a like sum placed in revenue account CS07.2680.00 (Insurance Recovery). Mrs. Riehle noted that the insurance company is seeking the cost of damages from the dog owners so we may recover our deductible. The request was approved on a motion by Legislator Sinclair, seconded by Legislator Healy and carried. **Prepare Resolution**

Mrs. Riehle also requested a resolution accepting a check in the amount of \$225 from NYMIR representing the cost to replace a windshield on a 2007 Ford Focus (#8127) assigned to the Health Department. The windshield was cracked when a rock was shot up by another vehicle in the public parking lot on April 12, 2011. The funds should be appropriated to CS1931.429 (Risk Retention – Uninsured Property Loss) with a like sum placed in revenue account CS07.2680.00 (Insurance Recovery). The request was approved on a motion by Legislator Burdick, seconded by Legislator O'Grady and carried. **Prepare Resolution**

REFFERALS FROM OTHER COMMITTEES:

Public Safety Committee

Emergency Management and Fire Director Jeff Luckey requested that an additional \$2,600 be placed in account A3640.422 (Emergency Services – Gas/Oil) as his office is experiencing a much larger than expected usage of gasoline this year. The combining of the Office of Emergency Services and Fire Service has increased the usage, and the new Director lives farther away. County Administrator/Budget Officer John Margeson recommended that \$3,000 be transferred from account A1990.4 (Contingency) to cover the anticipated shortfall. A motion was made by Legislator Healy, and seconded by Legislator Fanton so the request could be discussed. Legislator Sinclair stated that a new vehicle might be more fuel efficient. Legislator Timothy O'Grady commented that he is not in favor of employees being allowed to drive vehicles home so he will not be supporting the request. Legislator Sinclair stated that the Director can be called out at any time, and he needs to be ready to respond. County Treasurer Terri Ross indicated that there may be some funds available in the Fire Service mileage account.

A motion was made by Legislator Burdick, seconded by Legislator Pullen and carried to table the matter until the next Ways & Means Committee meeting so that the funding source can be investigated further. **Tabled to May 18 Ways & Means Committee Meeting**

Public Works Committee

Public Works Superintendent David Roeske requested a resolution setting the date for a public hearing to appropriate \$2,500,000 from the Solid Waste Repair Reserve Fund (A883.0000) as follows:

H8172.200 Landfill Closure Phase II	\$1,600,000
H8173.200 Landfill Closure Phase III	\$ 900,000

A resolution authorizing the appropriation of funds will be necessary following the public hearing. Public Works Committee Chairman Dwight Fanton stated that they may also need to appropriate \$1 million from next year's budget for closure expenses. A motion was made by Legislator Fanton, seconded by Legislator Healy and carried to sponsor a resolution setting June 13 as the date for the public hearing, and to also have a resolution authorizing the appropriation of funds.

Prepare Resolution

Audit

Committee members reviewed the May 9, 2011, audit of claims in the amount of \$1,923,499.89 (including prepaid bills). Legislator Timothy O'Grady asked what the Land Acquisition/Lease line is under Public Works, and Mr. Margeson indicated that \$8,500 is the monthly rent for the Office for the Aging building, and he will have to check to see what the \$366.07 is for. A motion was made by Legislator Healy, seconded by Legislator Pullen, and carried to forward the audit to the full Board for approval of payment.

Committee Assignments

Chairman Curtis Crandall indicated that he plans to distribute a new committee list at the Board meeting today. He will be moving the Energy & Resources Ad Hoc Committee to fall under the jurisdiction of the Ways & Means Committee as he believes it is more of a policy issue, rather than economic development. He also plans to expand the membership of the ad hoc committee to include Legislator Mike Healy, Public Works Superintendent II Guy James, and Landowner Representative Marvin Covert who has also been active with the Farm Bureau.

Adjournment

There being no further business to come before the committee, a motion was made by Legislator O'Grady, seconded by Legislator LaForge and carried to adjourn the meeting at approximately 1:15 p.m.

Respectfully submitted,
Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE

May 18, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall

Others Present: M. Alger, A. Finnemore, K. Graves, J. Margeson, T. Miner, S. Presutti, D. Roeske, T. Ross, K. Toot

Call to Order: Ways & Means Committee Chairman Theodore Hopkins called the meeting to order at 2 p.m.

Approval of Minutes

The Ways & Means Committee minutes of May 9, 2011, needed to be amended on page 2 under Committee Assignments to reflect that Guy James is Public Works Superintendent I, not II. The minutes, as amended, were approved following a motion made by Legislator Sinclair, seconded by Legislator Fanton and carried.

Tax Bill Corrections

Real Property Tax Director Steve Presutti requested a resolution approving the following tax bill corrections providing for charge backs or refunds: *(A resolution is required for corrections over \$2,500 or those resulting in the complete removal of a parcel.)*

TOWN OF RUSHFORD

Witt, Barbara D.

This parcel should have been deleted from the roll.

Tax Map Number: 62.-1-97.32

Charge Back: \$147.32 (2010 Rushford Town & Cnty)

TOWN OF WARD

Ransom, Georgia

This parcel was combined with another parcel and should have been deleted from the tax roll.

Tax Map Number: 187.-1-48.122

Charge Back: \$320.43 (2011 Ward Town & Cnty)

TOWN OF WARD

Ransom, Georgia

This parcel was combined with another parcel and should have been deleted from the tax roll.

Tax Map Number: 187.-1-48.122

Charge Back: \$243.52 (2010 Ward Town & Cnty)

TOWN OF WARD

Ransom, Georgia & Bryon Kio

This parcel was combined with another parcel and should have been deleted from the tax roll.

Tax Map Number: 187.-1-48.121

Charge Back: \$469.98 (2011 Ward Town & Cnty)

TOWN OF WARD

Ransom, Georgia & Bryon Kio

This parcel was combined with another parcel and should have been deleted from the tax roll.

Tax Map Number: 187.-1-48.121

Charge Back: \$395.04 (2010 Ward Town & Cnty)

TOWN OF WIRT

Janus, Darlene

This parcel is not a producing well and should be deleted from the roll.

Tax Map Number: 187.-1-985

Charge Back: \$161.76 (2009 Wirt Town & Cnty)

TOWN OF WIRT

Janus, Darlene

This parcel is not a producing well and should be deleted from the roll.

Tax Map Number: 187.-1-985

Charge Back: \$163.95 (2010 Wirt Town & Cnty)

TOWN OF WIRT

Janus, Darlene

This parcel is not a producing well and should be deleted from the roll.

Tax Map Number: 187.-1-985

Charge Back: \$165.58 (2011 Wirt Town & Cnty)

The request was approved on a motion by Legislator Sinclair, seconded by Legislator Fanton and carried. **Prepare Resolution**

Rescind Resolution No. 60-11

County Treasurer Terri Ross requested a resolution to rescind Resolution No. 60-11 (*Transfer of Funds from Fire E-911 Contractual Expenses Account to E-911 Dispatch Contractual Expenses Account*). The transfer of funds was originally requested because the E-911 Dispatch Account was being taken over by the Sheriff, but the account transferred to is tied to a special reserve, and there's not even money to move from the other account. This matter only needed administrative action to change the title of the account from Fire E-911 to Sheriff E-911. The request was approved on a motion by Legislator Healy, seconded by Legislator Fanton and carried. **Prepare Resolution**

Municipal Bid on Tax Sale Parcel

Ms. Ross presented to the Committee a municipal offer from the Town of Genesee on a tax sale parcel assessed to Susan W. Cartwright, Tax Map #284.-1-16. The current year's taxes are \$670.83. Town of Genesee's letter is offering \$786.43 to cover taxes and recording costs. Ms. Ross stated that it would be \$838.83 to cover the current taxes and recording costs. A motion was made by Legislator Fanton, seconded by Legislator O'Grady and carried to approve acceptance of \$838.83 to cover the current year's taxes and recording costs from the Town of Genesee for the purchase of the referenced tax sale property. The County Treasurer was authorized to contact the Town regarding the price, after which the matter will be brought back to this committee for approval of the offer with the correct price. (*Subsequent to the meeting, County Treasurer Terri Ross received word that the Town of Genesee approved the correct amount of \$838.83.*) **Referred back to Ways & Means Committee**

Certificate of Cancellation on Property in Wirt

Ms. Ross requested a resolution to file a Certificate of Prospective Cancellation and a Certificate of Cancellation for property in the Town of Wirt, Tax Map #247.14-1-33, pursuant to Real Property Tax Law Article 11. According to the Assessor for the Town of Wirt, this parcel was a former gas station and has underground tanks. A Certificate of Withdrawal has been filed with the Clerk of the Board and the County Clerk on May 18, 2011. These additional Certificates of Cancellation require Board approval and will remove the parcel from any future sales and any future taxes, until it is determined that the property is eligible for sale. This action will place the parcel in exempt status and remove the County's future tax liabilities to the town, village, and school until further action is taken. Legislator Burdick notified Ms. Ross that the Town of Wirt Highway Superintendent is interested in the property. County Attorney Thomas Miner pointed out that this was a tax sale property the County sold once before. For us to give the property to Wirt, we would have to take title and transfer it to them. If Wirt was willing to enter into some sort of hold-harmless agreement with the County on any environmental liability, then it would be something to consider. We won't know if there are problems until the site is tested, and that involves substantial cost. Ms. Ross noted we might not want to do the cancellation yet, because the transfer would be easier with just the withdrawal, which has already been done. Mr. Miner requested that the Town of Wirt Highway Superintendent call him regarding the process needed to move forward if still interested. The request for resolution was put on hold.

Increase in Bank Limits

Ms. Ross requested a resolution to amend Resolution No. 113-09 establishing maximum deposit amounts to approved depositories. No new depository agreements are requested, but the limits need to be adjusted in order to meet our financial needs. (History of the resolution includes Resolution Nos. 113-09, 227-03, 254-96, 184-89, 121-87, 54-80.) Ms. Ross requested that the designation be as follows:

Community Bank of New York \$24,000,000

Five Star Bank and Trust	\$24,000,000
JP Morgan Chase	\$24,000,000
Steuben Trust Company	\$24,000,000

The request was approved on a motion by Legislator Fanton, seconded by Legislator Sinclair and carried. **Prepare Resolution**

Mortgage Tax Apportionment

Deputy Board Clerk Adele Finnemore reported that the mortgage tax figures for the period October 1, 2010, through March 31, 2011, have been received and the apportionment to the towns and villages has been calculated. Mrs. Finnemore requested a resolution approving the apportionment of mortgage tax to the tax districts and authorizing the warrant. The request was approved on a motion by Legislator Burdick, seconded by Legislator Healy and carried. **Prepare Resolution**

Payment of Mortgage Tax Fees to Towns and Villages

(Collection of fees was authorized by Resolution No. 214-2004 pursuant to Section 262 of the Tax Law)

Mrs. Finnemore also requested a resolution authorizing the payment to the towns and villages of the Mortgage Tax fees retained by the County Clerk's Office to cover the necessary expenses incurred for the period October 1, 2010, through March 31, 2011, in the administration of the Mortgage Tax Program. The amount of \$25,871.64 should be appropriated from A1410.432 (County Clerk – Contractual) and distributed to the towns and villages as summarized on the attached Memorandum of Explanation. The request was approved on a motion made by Legislator Healy, seconded by Legislator Burdick and carried. **Prepare Resolution**

Approval of Legislators' Expense Vouchers

The Committee reviewed the Legislative expense vouchers for the month of April 2011. A motion was made by Legislator Sinclair, seconded by Legislator Pullen and carried to approve the vouchers for payment.

REFERRALS FROM OTHER COMMITTEES:

Human Services Committee

Office for the Aging Director Kimberley Toot requested a resolution accepting and appropriating \$13,500 from a Federal Grant for the Medicare Improvement for Patients and Providers Act – Aging and Disability Resource Center (MIPPA-ADRC), which is an expansion of the previous grant that was just MIPPA. This is an insurance counseling program (all expenses are administrative), with no local match. The funds should be appropriated as follows:

<u>Appropriation Accounts</u>	
A6774.1 (OFA MIPPA-ADRC – Personnel)	\$ 7,194
A6774.4 (OFA MIPPA-ADRC – Contractual)	\$ 3,381
A6774.8 (OFA MIPPA-ADRC – Benefits)	\$ 2,925

<u>Revenue Accounts</u>	
A11.4772.02 (Federal Aid – MIPPA)	\$13,500

The request was approved on a motion made by Legislator Burdick, seconded by Legislator Healy and carried. **Prepare Resolution**

Mrs. Toot also requested approval to fill a substitute Meals-on-Wheels Driver. Each driver has his/her own route and must deliver at the same time each day. The substitute would only work if another driver was off, and the drivers are only paid for the hours worked, no benefits, so

there would not be any impact on the budget. County Administrator John Margeson has reviewed and approved the request. The request was approved on a motion made by Legislator Burdick, seconded by Legislator Sinclair and carried. **Notify Human Resources**

Public Safety Committee

At the May 9, 2011, Ways & Means Committee meeting, the following issue was tabled: Emergency Management and Fire Director Jeff Luckey requested that an additional \$2,600 be placed in account A3640.422 (Emergency Services – Gas/Oil) as his office is experiencing a much larger than expected usage of gasoline this year. The combining of the Office of Emergency Services and Fire Service has increased the usage, and the new Director lives farther away. The County Treasurer and County Administrator were able to identify enough funds to transfer monies within the budget to cover the gasoline expenses for the remainder of the year; therefore, no further action by the Ways & Means Committee will be necessary.

Sheriff Rick Whitney requested approval to fill a Correction Officer (Council 82, Local 3989) position due to the retirement of Correction Officer John Clouse. The position is needed to fulfill the New York State Commission of Correction minimum staffing requirements. County Administrator John Margeson has reviewed and approved the request. The request was approved on a motion made by Legislator Healy, seconded by Legislator Burdick and carried. **Notify Human Resources**

Public Works Committee

Public Works Superintendent David Roeske requested a resolution transferring \$90,000 into account D5110.422 (County Road – Maintenance Road & Bridges – Fuel) to cover the estimated shortage this year. Funds would be transferred from account A1990.4 (Contingent). The request was approved on a motion made by Legislator Fanton, seconded by Legislator Healy and carried. **Hold on Preparation of Resolution until Notified by County Administrator that Funds are Needed**

Mr. Roeske requested a resolution transferring \$80,000 into account A8160.422 (Solid Waste – Fuel) to cover the estimated shortage this year. Funds would be transferred from account A1990.4 (Contingent). The request was approved on a motion made by Legislator Fanton, seconded by Legislator Healy and carried. **Hold on Preparation of Resolution until Notified by County Administrator that Funds are Needed**

Mr. Roeske requested a resolution transferring \$150,000 into Capital Fund account H1620.200 to finance the cost of replacing the cooling tower. Mr. Roeske updated the committee on problems with the reservoir for the cooling tower. The unit leaked in February 2010 causing water damage in the County Office Building. Maintenance recently made some temporary repairs to pipes that were getting thin and starting to leak. Mr. Roeske was hoping to get through this year before replacing the cooling tower, but can't. The last time it was replaced was in 1993. The new one will probably last longer, as we will no longer have the problems with plumbing associated with being at the end of the water line. We're in a loop now since the new building was done. Funds will be transferred from account A1990.4 (Contingent). Legislator O'Grady questioned the balance in Contingent. Mr. Margeson replied that we budgeted \$750,000, and there was approximately \$450,000 left prior to these actions. The request was approved on a motion made by Legislator Fanton, seconded by Legislator Healy and carried. **Prepare Resolution**

Adjournment

There being no further business to come before the committee, a motion was made by Legislator LaForge, seconded by Legislator O'Grady and carried to adjourn the meeting at 2:45 p.m.

Respectfully submitted,

Adele Finnemore, Deputy Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
May 23, 2011

**** NOT APPROVED ****

Committee Members Present

T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, D. Pullen, F. Sinclair, and C. Crandall
(Absent: T. O'Grady)

Others Present

M. Alger, D. Cady, P. Curran, L. Edwards, L. Gridley, J. Margeson, A. McGraw, B. Riehle, T. Ross, K. Toot, N. Ungermann

Ways & Means Committee Chairman Theodore Hopkins called the meeting to order at 1 p.m.

Municipal Bid on Tax Sale Parcel

At the May 18 Ways & Means Committee meeting, County Treasurer Terri Ross presented a municipal offer from the Town of Genesee on a tax sale parcel assessed to Susan W. Cartwright, Tax Map #284.-1-19. The Town of Genesee originally offered \$786.43 to cover taxes and recording costs, but it was discovered that \$838.83 would be needed to cover those costs. Ms. Ross received a new letter from the Town of Genesee indicating that they would pay the \$838.83. A motion was made by Legislator Fanton and seconded by Legislator Healy to accept the offer so the issue could be discussed. Legislator Norman Ungermann asked Ms. Ross what the parcel might bring in a tax sale, and what the Town of Genesee wants the property for. Ms. Ross stated that the Town of Genesee's letter did not indicate what they planned to use the property for, but she believes they plan to tear the house down. It is currently assessed at \$28,000. A motion was made by Legislator Burdick, seconded by Legislator LaForge and carried to table the matter until the next meeting (Voting No: F. Sinclair) so that Ms. Ross can request the Town of Genesee to put their intentions in writing. **Tabled Until June 13, 2011**

Mandate Relief

Committee members reviewed a resolution from Chautauqua County requesting real mandate relief. The resolution states that the task force that Governor Andrew Cuomo established to evaluate and recommend mandate relief in New York State provided no relief through the recently passed budget. NYSAC presented the Governor with a list of 211 mandate reforms that would provide significant mandate relief while encouraging further mandate reform, and the state did not recognize or consider any of their suggestions. Ways & Means Committee Chairman Theodore Hopkins stated that the Governor has used state money to advertise the proposed property tax cap to convince taxpayers that this will bring relief. Everyone is in favor of capping property taxes, but it cannot be done without mandate relief. We need to cut spending. A motion was made by Legislator Hopkins, seconded by Legislator Healy and carried to sponsor a similar resolution using Allegany County figures for the mandated programs. **Prepare Resolution**

Audit

Committee members reviewed the May 23, 2011, audit of claims in the amount of \$3,573,612.96 (including prepaid bills). A motion was made by Legislator Pullen, seconded by Legislator Fanton, and carried to forward the audit to the full Board for approval of payment.

Adjournment

There being no further business to come before the committee, a motion was made by Legislator Hopkins, seconded by Legislator Pullen and carried to adjourn the meeting at approximately 1:10 p.m.

Respectfully submitted,
Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE

June 13, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, and C. Crandall

Others Present: M. Alger, P. Curran, L. Edwards, L. Gridley, J. Margeson, A. McGraw, B. Riehle, T. Ross, N. Ungermann

Call to Order: 1 p.m. by Ways & Means Committee Chairman Theodore Hopkins

Approval of Minutes: The May 18 and 23, 2011, Ways & Means Committee minutes were approved on a motion by Legislator Fanton, seconded by Legislator O'Grady and carried.

REFERRALS FROM OTHER COMMITTEES:

Public Safety Committee

Youth Bureau Director Linda Edwards requested a resolution approving the 2011 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 Services Plan. The Office of Children and Family Services has approved an allocation of \$66,576 for Allegany County. The request was approved on a motion by Legislator Healy, seconded by Legislator Sinclair and carried. **Prepare Resolution**

Mrs. Edwards requested a resolution approving the 2011 Youth Development/Delinquency Prevention (YDDP) Programs including Municipal Youth Projects for Recreation Programs, Service Programs and Youth Initiative Programs along with any necessary budget adjustments. The Youth Development/Delinquency Prevention (YDDP) portion of the plan is designed to provide leisure time activities and to generally enhance the quality of life for youth.

The 2011 Municipal Youth Projects for Recreation total \$18,958 and include the following:

<u>MUNICIPALITY</u>	<u>2011 AWARD</u>	<u>MUNICIPALITY</u>	<u>2011 AWARD</u>
Village of Alfred	\$ 1,627	Town of Cuba	\$ 339
Town of Andover	335	Village of Cuba	585
Village of Andover	360	Town of Friendship	508
Town of Angelica	169	Town of Hume	724
Village of Angelica	314	Town of Independence	394
Town of Belfast	2,006	Town of Rushford	439
Town of Bolivar	322	Town of Wellsville	2,257
Village of Bolivar	484	Town of Wirt	181
		Rushford Lake Project	7,914

The 2011 Municipal Youth Projects for Services total \$16,946 and include the following:

<u>AGENCY</u>	<u>PROGRAM TITLE</u>	<u>2011 AWARD</u>	<u>EXP./REV. ACCTS.</u>
Allegany Council	Week of Alternatives	\$ 2,220	A7312.488 - A10.3820.85
BOCES	Government for Youth	\$ 2,650	A7312.489 - A10.3820.10
Youth for Christ	Wellsville Skate Park	\$ 1,255	A7182.483 - A10.3820.7182
Houghton College	First STEP	\$ 1,625	A7317.489 - A10.3820.89

Houghton College	STEP	\$ 2,590	A7312.486 – A10.3820.15
Allegany Council	Natural Helpers	\$ 1,254	A7312.487 – A10.3820.42
Youth for Christ	Teen Centers	\$ 2,222	A7312.488 – A10.3820.07
Village of Cuba	A Sound Beginning	\$ 1,850	
Town of Wellsville	Dance/Theatre Program	<u>\$ 1,280</u>	
		\$ 16,946	

The 2011 Youth Initiatives Projects recommended by the County Youth Bureau for service total \$6,543 and include the following:

<u>AGENCY</u>	<u>PROGRAM TITLE</u>	<u>2011 AWARD</u>	<u>EXP./REV. ACCTS.</u>
Literacy West	Peers Helping Peers	\$ 2,065	A7318.483 – A10.3820.47
So. Tier Trav. Teach.	GED	\$ 2,490	A7318.487 – A10.3822.03
Allegany Red Cross	When I'm In Charge	\$ 573	A7319.483 – A10.3820.7319
Alfred University	Children Learning Initiatives	<u>\$ 1,415</u>	A7325.483 – A10.3820.7325
		\$ 6,543	

The request was approved on a motion by Legislator O'Grady, seconded by Legislator Healy and carried. **Prepare Resolution**

Mrs. Edwards also requested a resolution approving the 2011 Special Delinquency Prevention Programs totaling \$15,142 along with any necessary budget adjustments. The Special Delinquency Prevention Programs (SDPP) portion of the plan is funding for programs that target youth with well-defined needs. The SDPP is 100 percent reimbursed. The 2011 SDPP Projects recommended by the Youth Bureau include the following:

<u>AGENCY</u>	<u>PROGRAM TITLE</u>	<u>2011 AWARD</u>	<u>EXP./REV. ACCTS.</u>
Allegany Council	Prevention Ed/Referral	\$ 2,430	A7313.486 – A10.3821.04
Mental Health	Compeer Program	\$ 2,550	A7313.488 – A10.3821.07
Employment/Training	Summer Youth Employ.	\$ 3,930	A7318.486 – A10.3822.02
So. Tier Trav. Teach.	Special GED	\$ 1,529	A7315.487 – A10.3821.7315
Alleg.Co. Youth Court	Youth Court	\$ 3,405	A7321.483 – A10.3825.7321
Literacy West	Success Tracks	\$ 608	A7318.489 – A10.3820.50
Houghton College	Special First STEP	\$ 345	A7312.494 – A10.3821.94
Houghton College	Special STEP	<u>\$ 345</u>	A7312.493 – A10.3821.93
		\$ 15,142	

The request was approved on a motion by Legislator Fanton, seconded by Legislator Healy and carried. **Prepare Resolution**

Public Works Committee

Public Works Superintendent David Roeske requested a resolution to transfer \$335,000 from a source to be determined by the Ways & Means Committee for the construction of the new Maintenance Building. The funds should be appropriated to H1640.200. The total cost of the project is estimated at \$720,000, \$387,293 was placed in the 2011 Budget, leaving \$332,707 remaining. A motion was made by Legislator Pullen, seconded by Legislator O'Grady and carried to table the matter until the June 15 Ways & Means Committee meeting to allow more time for discussion. **Tabled until June 15, 2011, Ways & Means Committee Meeting**

Audit

Committee members reviewed the June 13, 2011, audit of claims in the amount of \$4,043,290.50 (including prepaid bills). A motion was made by Legislator Pullen, seconded by Legislator Healy, and carried to forward the audit to the full Board for approval of payment.

Adjournment

There being no further business to come before the committee, a motion was made by Legislator Fanton, seconded by Legislator O'Grady and carried to adjourn the meeting at approximately 1:10 p.m.

Respectfully submitted,
Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE

June 15, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, and C. Crandall

Others Present: M. Alger, P. Curran, L. Edwards, L. Gridley, J. Margeson, A. McGraw, B. Riehle, T. Ross, N. Ungermann

Media Present: B. Quinn, Wellsville Daily Reporter

Call to Order: 1 p.m. by Ways & Means Committee Chairman Theodore Hopkins

Tax Bill Corrections

Real Property Tax Director Steve Presutti forwarded a request for a resolution approving the following tax bill corrections providing for charge backs or refunds: *(A resolution is required for corrections over \$2,500 or those resulting in the complete removal of a parcel.)*

TOWN OF GENESEE Tax Map Number: 188.-1-889
County of Allegany Charge Back: \$14.61 (2011 Genesee Town & Cnty)
This parcel has no production and should be deleted from the roll.

TOWN OF GENESEE Tax Map Number: 188.-1-889
County of Allegany Charge Back: \$14.33 (2010 Genesee Town & Cnty)
This parcel has no production and should be deleted from the roll.

TOWN OF GENESEE Tax Map Number: 188.-1-889
Altimus, Dean M. Charge Back: \$14.03 (2009 Genesee Town & Cnty)
This parcel has no production and should be deleted from the roll.

TOWN OF GENESEE Tax Map Number: 188.-1-889
Altimus, Dean M. Charge Back: \$13.46 (2008 Genesee Town & Cnty)
This parcel has no production and should be deleted from the roll.

TOWN OF GENESEE Tax Map Number: 188.-1-889
Altimus, Dean M. Charge Back: \$7.68 (2007 Genesee Town & Cnty)
This parcel has no production and should be deleted from the roll.

The request for resolution was approved on a motion by Legislator Pullen, seconded by Legislator O'Grady and carried. **Prepare Resolution**

Executive Session

A motion was made by Legislator O'Grady, seconded by Legislator Burdick and carried to enter into executive session to discuss the proposed sale of real property. Following discussion, a motion was made by Legislator Pullen, seconded by Legislator Burdick and carried to end the executive session and return to the regular meeting.

Municipal Tax Sale Bid by Town of Genesee

At the May 18 Ways & Means Committee meeting, County Treasurer Terri Ross presented a municipal offer from the Town of Genesee on a tax sale parcel assessed to Susan W. Cartwright, Tax Map #284.-1-19. When it was discovered that the amount (\$838.83) to cover taxes and recording costs was slightly more than what the Town of Genesee originally offered, the matter was tabled until the next meeting. The Town of Genesee sent correspondence indicating that they would pay \$838.83 which was reviewed at the May 23 meeting; however, the issue was tabled once again with a request that Ms. Ross inquire as to the intended use of the property. The Town of Genesee has indicated that they plan to demolish the house on the

property and trade it to someone for ten acres of property that can be used as a gravel pit. A motion was made by Legislator Sinclair, seconded by Legislator Healy and carried to accept the bid from the Town of Genesee contingent upon approval by the County Attorney. **Prepare Resolution Contingent upon Approval of County Attorney**

Insurance Recovery Checks

Clerk of the Board Brenda Rigby Riehle requested a resolution accepting a check in the amount of \$4,300.79 from NYMIR (New York Municipal Insurance Reciprocal) representing the cost (less a \$200 deductible) to repair a 2010 Chevrolet Suburban Van (VIN: #1GA2GZDG9A1155831) assigned to the Social Services Job Trak Program. The vehicle was damaged during a storm on May 25, 2011. The funds should be appropriated to CS1931.429 (Risk Retention – Uninsured Property Loss) with a like sum placed in revenue account CS07.2680.00 (Insurance Recovery). The request was approved on a motion by Legislator Burdick, seconded by Legislator O’Grady and carried. **Prepare Resolution**

Mrs. Riehle requested a resolution accepting a check in the amount of \$2,379.76 from NYMIR representing the cost (less a \$500 deductible) to repair a 2006 Chevy Silverado Truck (VIN: #3GCEK14V86G217277) assigned to the Health Department that was damaged during a storm on May 25, 2011. The funds should be appropriated to CS1931.429 (Risk Retention – Uninsured Property Loss) with a like sum placed in revenue account CS07.2680.00 (Insurance Recovery). The request was approved on a motion by Legislator Healy, seconded by Legislator Burdick and carried. **Prepare Resolution**

Mrs. Riehle requested a resolution accepting a check in the amount of \$150 from NYMIR representing the cost to replace a window on a 2003 Chevy Express Van (VIN: #1GAGG25U631178052) assigned to the Sheriff’s Office. The window was smashed when it was hit by airborne debris during a storm on May 25, 2011. The funds should be appropriated to CS1931.429 (Risk Retention – Uninsured Property Loss) with a like sum placed in revenue account CS07.2680.00 (Insurance Recovery). The request was approved on a motion by Legislator Healy, seconded by Legislator Burdick and carried. **Prepare Resolution**

Mrs. Riehle also requested a resolution accepting a check in the amount of \$1,254.30 from NYMIR representing the cost less a \$250 deductible to repair a microwave antenna that was torn loose from the roof mount on top of the Allegany County Jail and Public Safety Facility during a storm on May 25, 2011. The funds should be appropriated to CS1931.429 (Risk Retention – Uninsured Property Loss) with a like sum placed in revenue account CS07.2680.00 (Insurance Recovery). The request was approved on a motion by Legislator Healy, seconded by Legislator Sinclair and carried. **Prepare Resolution**

REFERRALS FROM OTHER COMMITTEES:

Human Services Committee

Public Health Director Lori Ballengee requested a resolution accepting COLA funds for the Cancer Services Program. The 2011 Budget should be amended with funding being appropriated as follows:

Revenue: A10.3401.01 (State Aid – Health-Cancer Screening)	\$12,467
Expenses: A4071.201 (Cancer Screening – Equipment)	\$ 8,330
A4071.408 (Cancer Screening – Contractual)	\$ 2,500
A4071.419 (Cancer Screening – Contractual)	\$ 1,637

Mrs. Ballengee requested a resolution accepting COLA funds for the WIC Grant Program. The 2011 Budget should be amended with funding being appropriated as follows:

Revenue: A11.4452.00	(Federal Aid – Health-WIC)	\$23,714
Expenses: A4190.201	(WIC – Equipment)	\$ 5,000
A4190.403	(WIC – Contractual)	\$ 2,000
A4190.456	(WIC – Contractual)	\$16,714

Mrs. Ballengee requested a resolution accepting COLA funds for the Tobacco Program. The 2011 Budget should be amended with funding being appropriated as follows:

Revenue: A10.3450.04	(State Aid–Health-Tobacco Aware.)	\$ 2,408
Expenses: A4051.201	(Tobacco Awareness – Equipment)	\$ 2,408

Mrs. Ballengee requested a resolution accepting COLA funds for the Children with Special Needs Grant Program. The 2011 Budget should be amended with funding being appropriated as follows:

Revenue: A10.3401.4054	(State Aid-Health-CWSHCN)	\$ 1,435
Expenses: A4054.201	(Health-CWSHCN)	\$ 1,435

All requests to accept COLA funds were approved on a motion by Legislator Burdick, seconded by Legislator Sinclair and carried. **Prepare Resolution**

Mrs. Ballengee requested a resolution re-appropriating grant funding for the Early Intervention Program due to overlapping grant years. The grant fiscal year runs from October 1, 2010, through September 30, 2011, and the remaining \$1,500 should be re-appropriated to A4052.201 (Health Dept.-Early Intervention Admin. – Equipment) and revenue account A10.3401.02 (State Aid-Health-Early Intervention Admin.) The request was approved on a motion by Legislator Burdick, seconded by Legislator Healy and carried. **Prepare Resolution**

Mrs. Ballengee requested a resolution accepting donations totaling \$3,768.55 from fundraisers for the Cancer Services Program. The donations are being made to provide further services to cancer residents of Allegany County. The \$3,768.55 should be appropriated to A4072.4 (Komen Kares Grant – Contractual) with a like sum placed in revenue account A02.1610.14. The request was approved on a motion by Legislator Burdick, seconded by Legislator Pullen and carried. **Prepare Resolution**

Public Safety Committee

Sheriff Rick Whitney requested a resolution approving a contract with the New York State Department of Correctional Services Office of Nutritional Services (DOCS-NS) located in Rome, New York, to procure food products for the period of July 1, 2011, through June 30, 2016. This contract will replace an existing contract with the DOCS-NS which expires June 30, 2011, and the contractual expenses for food are included in the annual budget. The request was approved on a motion by Legislator Healy, seconded by Legislator O’Grady and carried. **Prepare Resolution**

Sheriff Whitney requested a resolution transferring the unappropriated balance and expenses associated with Fire Services account A3410.427 to a new account number, A3112.427. The account is used to fund utility expenses for the County’s E-911 radio towers. The budget transfer is necessary as the E-911 Dispatch Center is now managed by the Sheriff’s Office. Ms. Ross indicated that account A3410.427 was budgeted at \$5,000 and \$1,407.54 is currently in the account. Committee members discussed having one account that all expenses associated with the towers could come from. A motion was made by Legislator Healy, seconded

by Legislator O'Grady and carried to transfer previous expenses totaling \$3,592.46 and the remaining balance of \$1,407.54 from account A3410.427 into an account designated by the County Treasurer. **Prepare Resolution**

Sheriff Whitney also requested approval to promote a Deputy Sheriff to fill a Deputy Sergeant position that became vacant when Deputy Sergeant Bob Tomm retired on December 27, 2010. Some thought that approval to fill the vacancy created by the retirement was previously approved; however, it was never filled. The request was approved on a motion by Legislator Healy, seconded by Legislator Burdick and carried. **Notify Human Resources**

Executive Session

A motion was made by Legislator Pullen, seconded by Legislator Hopkins and carried to enter into executive session at approximately 2:35 p.m. to discuss the financial history of a particular corporation. Immediately following discussion at approximately 3:18 p.m. a motion was made by Legislator O'Grady, seconded by Legislator Burdick and carried to end the executive session and return to the regular meeting.

Public Works Committee Referral

Public Works Superintendent David Roeske requested a resolution to transfer \$335,000 from a source to be determined by the Ways & Means Committee for the construction of the new Maintenance Building. The funds should be appropriated to H1640.200. The total cost of the project is estimated at \$720,000, \$387,293 was placed in the 2011 Budget, leaving \$332,707 remaining. A motion was made by Legislator O'Grady, seconded by Legislator Burdick and carried to refer the request to the Court Facilities and County Space Needs Committee. It was noted that a special meeting may need to be scheduled. **Refer to Court Facilities and County Space Needs Committee**

Adjournment

There being no further business to come before the committee, a motion was made by Legislator Burdick, seconded by Legislator LaForge and carried to adjourn the meeting at 3:20 p.m.

Respectfully submitted,
Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE

June 27, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, and C. Crandall

Others Present: M. Alger, G. Benson, L. Edwards, K. Graves, L. Gridley, J. Margeson, B. Riehle, T. Ross, K. Toot, N. Ungermann

Call to Order: 1 p.m. by Ways & Means Committee Chairman Theodore Hopkins

Approval of Minutes: The June 13 and 15, 2011, Ways & Means Committee minutes were approved on a motion by Legislator O'Grady, seconded by Legislator Fanton and carried.

Audit

Committee members reviewed the June 27, 2011, audit of claims in the amount of \$1,812,085.84 (including prepaid bills). A motion was made by Legislator LaForge, seconded by Legislator Healy, and carried to forward the audit to the full Board for approval of payment.

Tax Sale Auction

County Treasurer Terri Ross previously distributed copies of the 2011 Tax Sale Book for the auction which will be held on August 13, 2011, at the Genesee Valley Central School Auditorium in Belmont. Ms. Ross sent notices to the municipalities last Friday letting them know that the deadline to make an offer is July 18. Ms. Ross will bring any offers that are received to the Ways & Means Committee meeting on July 20.

Legislator Fred Sinclair asked about the process used when municipalities make an offer. Ms. Ross stated that when the County decides to accept an offer from a municipality, the standard practice has been to charge the municipality their bid price plus the current year's taxes and recording fees, but the Ways & Means Committee makes the final decision on whether they want to follow that practice. Ways & Means Committee Chairman Theodore Hopkins stated there would have to be an exceptional reason to deviate from that normal practice. Legislator Healy and Legislator Sinclair made some brief comments regarding a parcel in Amity that they thought the village may be interested in.

Adjournment

There being no further business to come before the committee, a motion was made by Legislator Fanton, seconded by Legislator O'Grady and carried to adjourn the meeting at approximately 1:08 p.m.

Respectfully submitted,
Brenda Rigby Riehle, Clerk of the Board
Allegheny County Board of Legislators

WAYS & MEANS COMMITTEE

July 11, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, and C. Crandall

Others Present: M. Alger, G. Benson, P. Curran, K. Graves, L. Gridley, J. Margeson, T. Miner, B. Riehle, D. Roeske, T. Ross, E. Ruckle, D. Scholes, N. Ungermann

Call to Order: 1 p.m. by Ways & Means Committee Chairman Theodore Hopkins

Approval of Minutes: The June 27, 2011, Ways & Means Committee minutes were approved on a motion by Legislator Fanton, seconded by Legislator O'Grady and carried.

Acceptance & Appropriation of Insurance Check

Clerk of the Board Brenda Rigby Riehle requested a resolution accepting a check in the amount of \$5,637.31 from NYMIR (New York Municipal Insurance Reciprocal) representing the total cost of equipment and labor to repair and/or replace IT equipment that was damaged and/or destroyed as a result of a May 30, 2011, lightning strike. The funds should be appropriated to A1680.201 (Central Services Computer – Equipment) with a like sum placed in revenue account A07.2680.00 (Insurance Recoveries). The request was approved on a motion by Legislator Fanton, seconded by Legislator Healy and carried. **Prepare Resolution**

Official Newspapers

Mrs. Riehle stated that she has been notified that the ***Cuba Patriot and Free Press***, one of the official newspapers, will not be publishing on August 10, 2011. Mrs. Riehle was unable to determine if the ***Alfred Sun*** will be publishing on August 11 so a resolution was requested designating the ***Wellsville Daily Reporter*** as the sole official newspaper for the week of August 7-13, 2011. The request was approved on a motion by Legislator Burdick, seconded by Legislator Sinclair and carried. **Prepare Resolution**

REFERRALS FROM OTHER COMMITTEES:

Human Services Committee

Public Health Director Lori Ballengee requested a resolution approving an Inter-Municipal Agreement with Cattaraugus County for the Lead Program for 2011. Up to \$3,000 in revenue may be received from Cattaraugus County for this Program, and the Health Department is requesting the County Treasurer to designate a new revenue line to better define the revenue. The request was approved on a motion by Legislator Burdick, seconded by Legislator LaForge and carried. **Prepare Resolution**

Personnel Committee

County Clerk Robert Christman requested approval to fill a Motor Vehicle Examiner (AFSCME, Grade 8) position which became vacant when an employee resigned. The position is fully funded in the current budget, and the revenue generated from DMV fees offsets the cost of the position. The request was approved on a motion by Legislator O'Grady, seconded by Legislator Burdick and carried. **Notify Human Resources**

Approval of Legislators' Expense Vouchers

The Committee reviewed the Legislative expense vouchers for the month of May 2011 as well as a few from previous months. A motion was made by Legislator O'Grady, seconded by Legislator Burdick and carried to approve the vouchers for payment.

Audit

Committee members reviewed the July 11, 2011, audit of claims in the amount of \$3,616,443.05 (including prepaid bills). A motion was made by Legislator O'Grady, seconded by Legislator Fanton, and carried to forward the audit to the full Board for approval of payment.

Workplace Violence Act Violation

Public Works Superintendent David Roeske stated that he received a copy of a Workplace Violence Act Violation from the Public Employee Safety and Health Bureau of the New York State Department of Labor. The Violation Notice indicated that a workplace evaluation was not conducted in the Probation Department and possibly other departments. Although the necessary Workplace Violence Policy was adopted and training was done, assessments throughout the County have not been done. Mr. Roeske noted that the County has until August 29 to get the assessments done, and the policy must be updated with necessary training by October 31, 2011.

Legislator Timothy O'Grady asked who performs the evaluations and if a checklist of what needs to be done or looked at has been developed. Deputy Public Works Superintendent II Dean Scholes mentioned some potential problem areas that were identified in a model link he reviewed. Mr. Roeske stated that written assessments have to be done on every office and location, and it would probably be best to hire someone to do this. Human Resources Specialist Bobby Budinger stated that according to the policy, training is done every other year, but it does not cover assessments in different buildings. We have not identified specific hazards in each department and developed steps to take to alleviate or lessen those risks. They are not just referring to physical issues; risks also encompass procedures and work routines too. Every department and facility must be checked. Mr. Budinger also noted that surveys should be sent to all employees. County Attorney Thomas Miner stated that he had recommended the County hire an outside consultant over a year ago because we are not equipped to do it. Now we are under the gun to do it properly to the satisfaction of the state, and we are going to need an outside consultant to get it done. Legislator O'Grady commented that there has to be standards or a list to go from. Legislator Fred Sinclair briefly talked about an experience he had had with a workplace violence inspection. Legislator Sinclair stated that the assessment is the most critical part, and if an in-house person misses something, you are opening yourself up to liability. A motion was made by Legislator Fanton, seconded by Legislator Healy and carried to put out an RFP to do the necessary work. (Voting No: O'Grady, Pullen)

Legislator David Pullen asked a procedural question regarding the committee of jurisdiction for this issue. County Administrator John Margeson stated that since the Ways & Means Committee approved the solicitation of the RFP, approval of a proposal should come back to Ways & Means.

Mandate Relief

Legislator Sinclair mentioned some communications that NYSAC recently sent out regarding mandate relief and a proposed Medicaid takeover plan. Legislator Sinclair stated that we are all pro mandate relief, but if NYSAC is proposing that we should endorse "Obama Care" to implement mandate relief, then we need to have a discussion about this. Mr. Margeson stated that he believes the position NYSAC is forwarding is that they want the federal government to pick up Medicaid costs and take advantage of the Federal Health Care Act to pay the local share contribution. Ways & Means Committee Chairman Ted Hopkins stated that if Allegany County wants to take any action on these proposals, we should probably go through InterCounty. Chairman Curtis Crandall commented that the program is already being delivered and it locked counties into a "Cadillac" Medicaid Program. It's ironic that they are looking at the fine print that may shift the local share to maintain that system to the federal government. Legislator Sinclair reiterated that he believes NYSAC's proposal supports "Obama Care."

Adjournment

There being no further business to come before the committee, a motion was made by Legislator LaForge, seconded by Legislator O'Grady and carried to adjourn the meeting at approximately 1:30 p.m.

Respectfully submitted,
Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE

July 20, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, D. Pullen, F. Sinclair, and C. Crandall (Absent: T. O'Grady)

Others Present: M. Alger, K. Graves, L. Gridley, L. Kaminski, R. Lynch, J. Margeson, T. Miner, S. Ozzella, B. Riehle, D. Roeske, T. Ross, E. Ruckle

Call to Order: 2 p.m. by Ways & Means Committee Chairman Theodore Hopkins

Approval of Minutes: The July 11, 2011, Ways & Means Committee minutes were approved on a motion by Legislator Sinclair, seconded by Legislator Burdick and carried.

Sales Tax Extension

Increasing the sales tax rate requires Home Rule Legislation which is a process requiring the Board to approve three separate resolutions.

On February 28, 2011, the Board approved Resolution No. 30-11 – *Requesting State Legislative Representatives to Introduce and Seek Passage of Legislation Authorizing Allegany County to Continue the Additional One and One-Half Percent County Sales Tax for Three Years.*

On April 25, 2011, the Board approved Resolution No. 55-11 – *Approval of a State Legislative Bill Which Authorizes the Extension of Allegany County's Additional One and One-Half Percent Sales and Use Tax until November 30, 2013; Declaring Existence of Necessity and Requesting Passage of Bill by State Legislature.*

On July 19, 2011, we received notification from Senator Catharine Young's office stating that S4021 and A6378 passed the Senate and Assembly and were signed into law by the Governor (Chapter 118 of the Laws of New York 2011).

The final and third step requires passage of the following resolution:

Amending Resolution No. 118-67, as Amended to Increase the Rate of Allegany County Sales and Use Tax From Three to Four and One-Half Percent for the Period Beginning December 1, 2011, and Ending November 30, 2013, and Thereafter Said Rate of Sales and Use Tax to Revert to Three Percent.

Based on sales tax revenue receipts of \$17,841,413 for 2010, the additional one and one-half percent (1.5%) sales tax resulted in \$5.9 million revenue. A motion was made by Legislator Healy, seconded by Legislator Fanton and carried to sponsor the necessary resolution as indicated above. **Prepare Resolution**

Approval of Legislators' Expense Vouchers

The Committee reviewed the Legislative expense vouchers for the month of June 2011. A motion was made by Legislator LaForge, seconded by Legislator Sinclair and carried to approve the vouchers for payment.

REFERRALS FROM OTHER COMMITTEES:

Budget Committee

The Budget Committee suggested that all requested budget adjustments should be verified and approved by the County Treasurer's Office and the County Administrator prior to being considered by the Committee of Jurisdiction. The request was approved on a motion by

Legislator Sinclair, seconded by Legislator Healy and carried. County Administrator John Margeson indicated that he would plan to send a letter to all departments. **Refer to County Administrator John Margeson**

Human Services Committee

The Community Services Agency requested a resolution accepting and appropriating \$8,108 in Federal Salary Sharing Funds. The funds should be appropriated to A4317.409 ((Mental Health AOT – Fees) with a like sum placed in revenue account A11.4490.00. The request was approved on a motion by Legislator Burdick, seconded by Legislator Healy and carried. **Prepare Resolution**

Public Safety Committee

District Attorney Keith Slep requested a resolution adjusting the Crime Victims Coordinator's salary from \$29,143 to \$30,194 effective October 1, 2011, through September 30, 2012. The Crime Victims Program has been a part of the District Attorney's Office since October 1, 2000, and is funded through a grant from the New York State Office of Victim Services. The grant was renewed in 2009 for a three-year period through September 2012. The grant sets the salary for the Crime Victims Coordinator as part of the grant funds. District Attorney Slep indicated that a portion of the fringe benefits are covered by the grant, but not the entire amount. There will be no additional cost to the County. After a brief discussion, the request was approved on a motion by Legislator Healy, seconded by Legislator Fanton and carried. **Prepare Resolution**

Public Works Committee

Public Works Superintendent David Roeske requested a resolution approving a Supplemental Agreement with NYSDOT for Marchiselli funding on the Design and ROW Incidental Phases for the CR04 Bridge over Rush Creek, Town of Hume (PIN 6754.52) Project. The funding for this project has already been budgeted. The request was approved on a motion by Legislator Fanton, seconded by Legislator Pullen and carried. **Prepare Resolution**

Mobility Management Report and Update

Mobility Management Planner Lawrence Kaminski provided an update. Jason Weeks was hired as the Mobility Outreach Coordinator on April 25, and he has attended many community events including the STW Local Government Conference on May 11, Cuba Dairy Week Parade on June 4, Andover 4th of July Parade on July 4, and the Wellsville Balloon Rally Parade on July 14. Mr. Weeks will be at the Allegany County Fair this week and also plans to attend the Office for the Aging picnic on July 28. Mr. Weeks has worked hard on education and outreach and has made numerous presentations throughout the County.

Mr. Kaminski indicated that our ridership numbers are up as follows for STOA:

- June 2011 passenger total was 7,479, up from 6,678 in 2010
- May 2011 passenger total was 8,435, up from 6,680 in 2010
- Quarterly Analysis, January-March, passengers up 9 percent from last year

Mr. Kaminski distributed copies of the updated schedules. The new schedules are also being distributed at the Fair and local distribution sites.

Mr. Kaminski also distributed copies of the Allegany County Transportation Work Plan Format which included the following strategies:

1. Implement systematic approaches to enhance sustainability of ACCESS Allegany, the Public Transportation System.

2. Implement technological advancements to maintain and/or improve current transportation system; including but not limited to system operations, Call Center activity and system monitoring and evaluation.
3. Implement environmental strategies to ensure public transportation is safe, accessible and convenient for all users including individuals seeking education, workforce, children, the elderly and people living with disabilities.
4. Implement environmental strategies to improve system infrastructure that directly benefits organizations/agencies who serve persons living with disabilities, seniors, those seeking employment or further education, families living in poverty, etc. via mobility management services.
5. Implement strategies to increase ridership through marketing and outreach techniques for the general public with special emphasis on target populations; i.e. seniors, individuals living with disabilities, those seeking employment, healthcare and education.

Each strategy was then followed by numerous activities. Mr. Kaminski indicated that this work is being done for the Comprehensive Plan.

Mr. Kaminski also briefly touched on some supplemental routes that may include some exposure into Hornell as well as services in Hume and Rushford. They have also been trying to enhance readability on the schedules.

Mr. Kaminski indicated that they have changed the meeting schedule format, and they will be separating the Steering Committee and Task Force. The Steering Committee will be involved in policy and operational practices, and the Task Force will be more involved in education and marketing.

Audit

Committee members reviewed the July 21, 2011, audit of claims in the amount of \$1,182,617.47 (including prepaid bills). A motion was made by Legislator Fanton, seconded by Legislator Pullen, and carried to forward the audit to the full Board for approval of payment.

Relief from the Heat

Office for the Aging Director Kimberley Toot announced that the heat index tomorrow is projected at 110. Pastor Marc Chamberlain called to let us know the Genesis Church in Scio is opening to the public from 9 a.m. to 8 p.m. to offer a cool place for people to come. They will also have bottled water available. If you have any questions call 596-1119. The church is on the bus route, and the buses are air conditioned. People over age 60 can ride for 50 cents.

Adjournment

There being no further business to come before the committee, a motion was made by Legislator LaForge, seconded by Legislator Pullen and carried to adjourn the meeting at approximately 2:40 p.m.

Respectfully submitted,
Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE

August 8, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, and C. Crandall

Others Present: M. Alger, H. Budinger, J. Budinger, R. Christman, P. Curran, K. Graves, L. Gridley, C. Kalthoff, R. Lynch, J. Margeson, T. Miner, B. Riehle, E. Ruckle, D. Scholes, N. Ungermann, C. Whitwood

Call to Order: 1 p.m. by Ways & Means Committee Chairman Theodore Hopkins

Approval of Minutes: The July 20, 2011, Ways & Means Committee minutes were approved on a motion by Legislator Sinclair, seconded by Legislator Healy and carried.

Consolidation of JARC/New Freedom Resolutions

Allegany/Western Steuben Rural Health Network Executive Director Carrie Whitwood stated that the Job Access Reverse Commute (JARC) and New Freedom grants were two separate grants and contracts with the NYS Department of Transportation which required two separate reports and budgets. They have decided to combine the two grants into one which will require us to pass a resolution consolidating the two. The grants totaling \$312,000 bring \$250,000 into the County. The remaining \$62,000 is a local share responsibility which is met with in-kind services. The \$62,500 has been easily met with commitments from other agencies, and we have actually had to remove some of it from the grant. It's a two-year grant which goes through July 2012. County Attorney Thomas Miner will determine if the previous resolution needs to be rescinded. Legislator Timothy O'Grady stated that he would like to see some history on what was spent on transporting DSS patients to appointments in the past, and what is spent now, noting that the bus system is constantly under attack so it would be nice to have some of those figures. County Administrator John Margeson indicated that they should be able to put something together. Legislator Dwight Fanton mentioned that having private individuals transport our Medicaid patients also increases the County's liability. Ms. Whitwood also talked about some cost-saving measures that they have been taking. A motion was made by Legislator Sinclair, seconded by Legislator Healy and carried to sponsor a resolution consolidating the JARC/New Freedom grants. **Prepare Resolution**

Community Services Block Grant

ACCORD Executive Director Charles Kalthoff requested a resolution urging the continuation of funding for Community Services Block Grants. Mr. Kalthoff indicated that in 1986 the Allegany County Board of Legislators first endorsed ACCORD's block grants. Mr. Kalthoff distributed a summary showing the levels of funding over the last 25 years, noting that he plans to provide additional information when he addresses the Board on August 22. Mr. Kalthoff stated that ACCORD received \$386,919 from federal, state and local agencies in 1986 to administer seven programs and services. In 2010, ACCORD received \$8,976,761 and offered 27 programs and services to the community. ACCORD's total payroll in 1986 was \$208,883. For the fiscal year ending February 28, 2011, ACCORD employed more than 170 local residents for a total payroll of \$5,025,365. ACCORD has invested more than \$12.4 million in capital improvement throughout the County since 1986. Programs and services dollars total more than \$44.4 million, and salaries and fringe benefits exceed \$44.1 million for the same period. ACCORD's Empire Zone generated \$146,018,929 in capital investment within Allegany County, and the program sunset in June 2010. ACCORD serves more than 100 times more clients today than in 1986. Mr. Kalthoff stated that over the years, ACCORD has continually expanded their programs and services in an effort to meet the growing and changing needs of the communities. It was noted that there is no financial commitment on the County's part. A motion was made by Legislator

Healy, seconded by Legislator Fanton and carried to sponsor a resolution urging the continuation of funding for Community Services Block Grants. **Prepare Resolution**

Tax Sale Parcel Next to Genesee Valley Greenway

County Attorney Thomas Miner presented a request from Senior Forester Ronald Abraham with the NYS DEC asking that the County consider gifting one of our tax sale parcels (Frank S. Burlingame Estate, Tax Parcel #130.-1-1.9) to the State as an addition to the Greenway. Mr. Abraham indicated in his correspondence that the parcel is about 1.5 acres in size and straddles the Black Creek. It's mostly low, rather wet and prone to flooding, and it's probably not a "buildable" site. It's immediately adjacent to the Greenway, right where the trail makes an at-grade crossing of Route 305. The State property is rather tight there, and the addition would give them a bit more "breathing room" for the trail crossing and the sharp turn needed to take the trail back onto the railroad bed. It would also eliminate any potential conflicts if someone else acquired the parcel and tried to build a driveway, etc. Deputy County Treasurer Joseph Budinger reported that the back taxes are \$1,272.57 which represents three delinquent years at approximately \$355/year plus applicable penalties. The current assessed value is \$5,500. Ways & Means Committee Chairman Theodore Hopkins stated that if the State isn't going to offer us anything, we might as well let it go to the auction, and see what happens. Planning and Economic Development Committee Chairman Fred Sinclair stated that the Greenway Group and the effort to have hiking and access trails are ultimately in the best interest of the County. As it becomes further developed and better utilized, it should increase tourism. It's a major piece of the trail system as it connects with other trails. It's not the Greenway people shoving the mandates, and it's in our best interest to support the Greenway. Legislator Timothy O'Grady commented that it's not the Greenway Group requesting the transfer. Chairman Curtis Crandall stated that there were large parcels of land included with the Greenway Trail when it was being developed that have nothing to do with the actual trail. Chairman Crandall stated that he would be in favor of donating land that would be needed to accomplish the things Legislator Sinclair mentioned, but there are several parcels that individuals would like to own and put back on the tax roll. If donating this parcel could free up some of the other parcels, perhaps we could trade them for this one to augment their project. Legislator Hopkins also noted that when a municipality has wanted a property, they have paid one year's back taxes, and he doesn't believe we want to treat another entity better than we are treating the municipalities in our County. Legislator Sinclair made a motion to transfer the property to the NYS DEC; however, the motion was not seconded.

Workplace Violence Act Violation

Public Works Deputy Superintendent II Dean Scholes stated that at the July 20 Ways & Means Committee meeting, committee members requested that RFPs be sent out to address the Workplace Violence Act violation issues. They received three responses ranging from \$18,500 to \$55,000 to complete the site assessments and inspections, assist with updating our current policy, prevention, and training of employees. The original violation notice indicated that the assessments should be completed by the end of August and all training by the end of October; however, Human Resources Specialist H. Bobby Budinger has applied for an extension. Mr. Budinger distributed a copy of a proposal from Public Sector HR Consultants totaling \$16,500 for services, and an additional amount for travel expenses and training materials not to exceed \$2,000. Cattaraugus County contracted with this company, and they have been happy with their services. Legislator Sinclair asked if there were other success stories, and Mr. Budinger indicated that there was a list of counties that had used their services included with their proposal last year. Legislator Norm Ungermann asked if the EAP that does our sexual harassment training could do this. Mr. Scholes indicated that although we have a policy, a big component of complying with the Workplace Violence Act is the site assessments, and although it's possible the EAP might be able to do some of the training, they cannot do the site assessments, and that's what we were in violation of. Mr. Budinger confirmed that there are some similarities and some of

the training may be done together. Personnel Officer Ellen Ruckle also explained that some of the training will need to be specific to certain worksites.

Legislator O'Grady asked which committee has jurisdiction over this issue, and Ms. Ruckle indicated that normally the Personnel Committee would, but the violation was filed with the Public Works Department, and they brought the issue to the Ways & Means Committee, who requested the RFPs be issued. Legislator O'Grady also asked about enforcement of the policy. Legislator O'Grady asserted that we have policies right now to keep certain doors locked that we are not enforcing. Mr. Budinger indicated that they will make recommendations; however, there does not appear to be enforcement mechanisms in place. Cattaraugus County has a Safety Officer that takes care of those things. Ms. Ruckle indicated that there will also have to be union involvement. Committee members had a brief conversation about the liability exposure of not complying with the Workforce Violence Act, and also of not following any recommendation that may be made. Legislator Ungermann asked if we had a Safety Officer, if we could conceivably use this person to lower our Workers' Compensation claims or other claims, noting that we should think about this.

A motion was made by Legislator Fanton, seconded by Legislator Healy and carried to enter into an agreement with Public Sector HR Consultants LLC for \$16,500 and additional expenses up to \$2,000 for services associated with our Workplace Violence Prevention Program. (Voting No: T. O'Grady) **Prepare Resolution**

Audit

Committee members reviewed the August 8, 2011, audit of claims in the amount of \$3,935,540.48 (including prepaid bills). A motion was made by Legislator Pullen, seconded by Legislator Fanton, and carried to forward the audit to the full Board for approval of payment.

Adjournment

There being no further business to come before the committee, a motion was made by Legislator Sinclair, seconded by Legislator LaForge and carried to adjourn the meeting at approximately 1:40 p.m.

Respectfully submitted,
Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
August 17, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, J. O'Grady, D. Pullen, F. Sinclair, C. Crandall

Others Present: M. Alger, L. Ballengee, L. Edwards, A. Finnemore, K. Graves, R. Lynch, J. Margeson, T. Miner, K. Monroe, L. Plummer, T. Ross, K. Toot, R. Whitney

Call to Order: The meeting was called to order at 2:00 p.m. by Ways & Means Committee Chairman Theodore Hopkins.

Approval of Minutes: A motion was made by Legislator Pullen, seconded by Legislator Sinclair and carried to approve the Ways & Means Committee minutes of August 8, 2011.

Request from American Legion in Belmont for Funding Toward Parking Lot Sealing:

The American Legion Post 808 in Belmont has requested that the County contribute \$1,200 toward the cost for the resealing of their parking lot due to the increase in the number of people using the lot since the Courthouse construction project began. Lisa Plummer from the Legion was present and stated that the total cost will be \$2,400, which is the bid they accepted from Bakers. A motion was made by Legislator Fanton, seconded by Legislator Healy and carried to approve the request, with the source of funding to be identified by the County Treasurer.

Printing of the 2010 Journal of Proceedings:

Deputy Clerk of the Board Adele Finnemore reported that Clerk of the Board Brenda Riehle sent out requests for bids for the printing of the 2010 Journal of Proceedings to fifteen different vendors and received two bids back as follows:

<u>Vendor</u>	<u>Bid/Page</u>	<u>Estimated Total for 60 Bks @ 450 pages</u>
Country Press	\$ 2.20	\$ 990
Two Brothers Printing	\$ 4.18	\$ 1,881

Bidders submitted the requested sample and non-collusive bidding certification. Discussion was held on the possibility of looking at estimates for a lower number of books next year. A motion was made by Legislator Sinclair, seconded by Legislator Burdick and carried to accept the low bid by Country Press at \$2.20 per page for an estimated total of \$990. **Referred to County Attorney to Prepare Contract**

Approval of Legislators' Expense Vouchers:

The Committee reviewed the Legislative expense vouchers for the month of July 2011 and a couple of late submissions for June. A motion was made by Legislator Sinclair, seconded by Legislator Burdick and carried to approve the vouchers for payment.

REFERRALS FROM OTHER COMMITTEES:

Human Services Committee

Office for the Aging Director Kimberley Toot requested approval to fill a Substitute Meals-on-Wheels Driver (Non-Union). Each driver has his/her own route and must deliver at the same time each day. The substitute would only work if another driver is off. Drivers only get paid when they work so there would not be any additional financial impact. The position is paid \$7.50/hour, and it is financed 34 percent with State funds, 17 percent from Older American Act Federal funds, 25 percent from contributions, and 24 percent with local County dollars. A motion was made by Legislator Burdick, seconded by Legislator Healy and carried to approve the request. **Notify Human Resources**

Mrs. Toot also requested approval to fill a Substitute Luncheon Center Manager (Non-Union). Each center has its own manager. The substitute would only work if another manager is off, and they only get paid when they work. The position is paid \$7.50/hour, and it is financed 43 percent from Older American Act Federal funds, 26 percent from contributions, and 31 percent with local County dollars. A motion was made by Legislator Burdick, seconded by Legislator Healy and carried to approve the request. **Notify Human Resources**

Public Safety Committee

Probation Director Robert Starks requested a resolution accepting a grant in the amount of \$22,338 from the New York State Division of Criminal Justice Services for the Forensic Case Coordinator employed at the Allegany County Jail. This shared services grant allows for individuals on probation or pre-trial release supervision to receive mental health assessments and treatment services. The new grant period will run from July 1, 2011, through June 30, 2012. (The grant was originally accepted by Resolution No. 103-07.) There is no budget adjustment necessary for 2011; the grant will be budgeted in 2012 under appropriation account A3140.449 and revenue account A10.3310.06. A motion was made by Legislator Healy, seconded by Legislator Fanton and carried to approve the request. **Prepare Resolution**

Youth Bureau Director Linda Edwards requested a resolution correcting Resolution No. 106-11 to accurately reflect funding from the NYS Office of Children and Family Services, and the NYS Division for Youth for the Youth Development/Delinquency Prevention (YDDP) Programs as outlined on the attached Memorandum of Explanation. The original resolution approved receipt of the money but not the actual appropriation of funds. A motion was made by Legislator Healy, seconded by Legislator Fanton and carried to approve the request. **Prepare Resolution**

Sheriff Rick Whitney requested a resolution transferring \$3,590 from an account designated by the Ways & Means Committee to A3645.217 (Homeland Security – Equipment) to finance the cost of a backup power generator (15KW Genset) for the E-911 radio tower at the Pingrey Hill tower site. Due to a miscommunication with SAIA Communications, the original request for generator funding (Resolution No. 59-11) did not include a generator for this site. A motion was made by Legislator Sinclair, seconded by Legislator Burdick and carried to approve the request, with funds to be transferred from A1990.4 (Contingent). **Prepare Resolution**

Sheriff Whitney requested approval to fill five (5) part-time E-911 Emergency Services Dispatcher positions (Non-Union) to fill vacancies in the part-time staffing. Sheriff Whitney noted that the only cost is during training time, and once trained, the positions will probably save money. Right now they are mandating overtime just to keep the shifts filled. A motion was

made by Legislator Healy, seconded by Legislator Pullen and carried to approve the request.
Notify Human Resources

Sheriff Whitney also requested approval to fill a full-time C-Line Registered Nurse position (NYSNA Union) that became vacant when an employee resigned. Filling the position will enable the Sheriff's Office to maintain professional coverage to better comply with U.S. Marshall and ICE standards as well as the best practice for contract maintenance. The Sheriff's Office would not be able to supply adequate medical services for the current total population or the federal population without this position. A motion was made by Legislator Healy, seconded by Legislator Fanton and carried to approve the request. **Notify Human Resources**

Dedication Ceremony for Jason Dunham Memorial Bridge and Highway:

Chairman Crandall announced that Senator Catharine Young notified him that the dedication ceremony for the Jason Dunham Memorial Bridge and Highway will be held on Thursday, August 25, at 4 p.m. in the yard in front of the Veterans' Service Agency/Office for the Aging Offices at Crossroads. More information will be coming.

Adjournment: There being no further business to come before the committee, the meeting was adjourned at 2:20 p.m. following a motion made by Legislator LaForge, seconded by Legislator Pullen and carried.

Respectfully submitted,
Adele Finnemore, Deputy Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
August 22, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall

Others Present: L. Ballengee, P. Curran, K. Graves, L. Gridley, J. Margeson, B. Riehle, T. Ross, K. Toot, N. Ungermann

Call to Order: The meeting was called to order at 1:00 p.m. by Ways & Means Committee Chairman Theodore Hopkins.

Audit

Committee members reviewed the August 22, 2011, audit of claims in the amount of \$2,733,885.72 (including prepaid bills). A motion was made by Legislator Pullen, seconded by Legislator Fanton, and carried to forward the audit to the full Board for approval of payment.

Military Funerals

Legislator Norm Ungermann stated that he spoke with Patriot Rider John LaFever the other day. Legislator Ungermann explained that a Patriot Rider is someone who helps ensure that protestors at military funerals stay back a certain distance. Mr. LaFever indicated that some counties have passed laws regarding the distance protestors must stay back at military funerals, and he wondered if the Allegany County Board of Legislators might consider passing something similar. Some committee members stated that they thought there were already laws in place regarding this matter, and Legislator Timothy O'Grady commented that local police can't really enforce a federal law. Legislator Ungermann stated that he believes that Wyoming and Steuben Counties have enacted local laws regarding this issue. Legislator Theodore Hopkins requested County Administrator John Margeson to look into this matter and to contact Wyoming and Steuben Counties regarding their laws. **Referred to County Administrator John Margeson**

Adjournment:

There being no further business to come before the committee, the meeting was adjourned at 1:05 p.m. following a motion made by Legislator LaForge, seconded by Legislator Healy and carried.

Respectfully submitted,

Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
September 12, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall

Others Present: M. Alger, L. Ballengee, P. Curran, L. Edwards, K. Graves, L. Gridley, J. Margeson, T. Miner, B. Riehle, D. Roeske, T. Ross, K. Toot, N. Ungermann, R. Whitney

Call to Order: The meeting was called to order at 1:00 p.m. by Ways & Means Committee Chairman Theodore Hopkins.

Approval of Minutes

A motion was made by Legislator O'Grady, seconded by Legislator Sinclair and carried to approve the Ways & Means Committee minutes of August 17 and August 22, 2011.

Acceptance of Insurance Recovery Check

Clerk of the Board Brenda Rigby Riehle requested a resolution accepting a check in the amount of \$5,133 from NYMIR (New York Municipal Insurance Reciprocal) representing the settlement less a \$500 deductible on a 2002 Chevy Astro Van (#9773) operated by the Public Works Department that was totaled as the result of a motor vehicle accident on August 23, 2011. The funds should be appropriated to H5997.2 (Vehicle Purchase/Replacement) with a like sum placed in revenue account H07.2680.00 (Insurance Recoveries). The request was approved on a motion by Legislator Burdick, seconded by Legislator Pullen and carried.

Prepare Resolution

REFERRALS FROM OTHER COMMITTEES:

Public Safety Committee

County Sheriff Rick Whitney requested approval to fill a part-time Enumerator position (Non Union). The part-time Enumerator would only work when needed for enumeration. Enumeration is necessary for defining the proper address for a given location and maintaining public safety. The position is paid \$10 per hour, and there is no funding to fill the position from external sources. It was noted that there is only one Enumerator position. The request was approved on a motion by Legislator Healy, seconded by Legislator Burdick and carried. **Notify**

Human Resources

District Attorney Keith Slep requested a resolution transferring \$3,000 from A1990.4 (Contingency) to A1190.429 (Grand Jury – Stenographer/Transcripts) to cover the shortfall in that account. Attorney Slep stated that the amount originally approved for expenditure under A1190.429 was insufficient to cover the actual expenses for the year, and there are no other funds within the District Attorney's Office accounts to cover the shortfall. Attorney Slep noted that in any given year, you never know how many cases there are going to be, and it is an absolutely necessary and unavoidable expense. The request was approved on a motion by Legislator Sinclair, seconded by Legislator Healy and carried. **Prepare Resolution**

It was noted that there is approximately \$282,000 left in the A1990.4 Contingency Account.

Public Works Committee

On the recommendation of County Administrator Margeson, the following referrals will be tabled and considered at the September 21 Ways & Means Committee meeting:

Public Works Superintendent David Roeske requested a resolution transferring \$55,000 from a source to be determined by the Ways & Means Committee to A8160.492 (Solid Waste - Leachate). Mr. Roeske indicated that this is due to the excessive rain.

Mr. Roeske requested a resolution transferring \$75,000 from a source to be determined by the Ways & Means Committee to A8160.422 (Solid Waste – Fuel) due to the sharp increase in fuel prices.

Mr. Roeske also requested a resolution transferring \$80,000 from a source to be determined by the Ways & Means Committee to D5110.422 (County Road – Fuel) due to the sharp increase in fuel prices.

Banning Protests at Military Funerals

At the last Ways & Means Committee meeting, committee members requested the County Administrator's Office to look into options for banning protests at military funerals. Deputy County Administrator Mitch Alger stated that New York State has not passed a law yet. Legislation has passed in the Senate (S3900-A, S3901-A), but it is stuck in the Assembly (A6617-A, A7697). Mr. Alger distributed copies of local laws and resolutions from a few counties throughout New York. County Attorney Thomas Miner stated that he believes some of the resolutions from other counties may be viewed as unconstitutional, and there has to be a reasonable basis for passing such legislation. We can establish guidelines, but ultimately if they are challenged, they may not hold up. Attorney Miner stated that some are waiting for the Supreme Court to define what is acceptable and what is not. Some local laws and resolutions may not survive judicial scrutiny, and it would be nice if the State would adopt something first. Committee members talked about how disturbing the peace ordinances may play into this. Legislator Timothy O'Grady spoke in favor of adopting legislation banning protests at military funerals, noting that if no one challenges it, it would be on the books. Legislator David Pullen also spoke in favor of sponsoring legislation, asserting that it would put the burden on those that want to defend their position against legislation prohibiting protestors at military funerals. Committee members briefly discussed the sample resolutions from other counties, and Legislator Kevin LaForge indicated that he liked the one from Wyoming County.

A motion was made by Legislator Healy, seconded by Legislator LaForge and carried to sponsor a resolution setting the date for a public hearing on a local law banning protestors at military funerals. **Prepare Resolution**

A motion was made by Legislator Healy, seconded by Legislator Pullen and carried to sponsor a resolution urging our representatives to support State legislation. **Prepare Resolution**

Audit

Committee members reviewed the September 12, 2011, audit of claims in the amount of \$5,599,613.19 (including prepaid bills). A motion was made by Legislator Pullen, seconded by Legislator Sinclair, and carried to forward the audit to the full Board for approval of payment.

Adjournment:

There being no further business to come before the committee, the meeting was adjourned at 1:25 p.m. following a motion made by Legislator LaForge, seconded by Legislator Pullen and carried.

Respectfully submitted,

Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
September 21, 2011

**** NOT APPROVED ****

Committee Members Present: D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall (Absent: T. Hopkins)

Others Present: M. Alger, L. Ballengee, J. Budinger, K. Graves, L. Haggstrom, J. Margeson, S. Presutti, B. Riehle, D. Roeske, E. Ruckle

Call to Order: The meeting was called to order at 2:00 p.m. by Ways & Means Committee Vice Chairman Dwight Fanton.

Approval of Minutes

A motion was made by Legislator Healy, seconded by Legislator Sinclair and carried to approve the Ways & Means Committee minutes of September 12, 2011.

Tax Bill Corrections

Real Property Tax Director Steve Presutti requested a resolution approving the following tax bill corrections providing for charge backs or refunds: *(A resolution is required for corrections over \$2,500 or those resulting in the complete removal of a parcel.)*

TOWN OF AMITY Town of Scio <i>This parcel should be wholly exempt.</i>	Tax Map Number: 199.-1-7.12 Charge Back: \$384.80 (2011 Amity Town & County)
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TOWN OF AMITY Town of Scio <i>This parcel should be wholly exempt.</i>	Tax Map Number: 199.-1-7.12 Charge Back: \$102.06 (2011 Belmont Village)
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TOWN OF CANEADEA Rushford Trails Public Access Corp. <i>This parcel should be wholly exempt.</i>	Tax Map Number: 77.19-1-99.42 Charge Back: \$2.38 (2010 Caneadea Town & County)
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TOWN OF CANEADEA Rushford Trails Public Access Corp. <i>This parcel should be wholly exempt.</i>	Tax Map Number: 77.19-1-99.42 Charge Back: \$2.33 (2011 Caneadea Town & County)
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The requested resolution was approved on a motion by Legislator Pullen, seconded by Legislator Sinclair and carried. **Prepare Resolution**

Tax Sale Auction

Deputy County Treasurer Joseph Budinger distributed copies of information regarding the 2011 Tax Sale Auction and reported that a total of 74 parcels were taken to auction after removing the 13 parcels that qualified for the Owner Occupied Re-Acquisition Programs. Of those 74 parcels, 14 bids were forfeited, and those parcels will be reoffered on a sealed bid list to the bidders that were registered at the sale.

Mr. Budinger requested a resolution transferring the following 13 parcels back to owners that qualified for the Owner Occupied Re-Acquisition Program per Resolution No. 117-08 and

have fulfilled their agreement with payment of all current delinquent taxes, repurchase fees, and recording costs:

TOWN	OWNER (S)	ASSESSED	TAX MAP #	BID	DEED	2011 TAX
AMITY	AMES STEPHEN E	61,100	198.-1-28	\$9,185.87	\$168	\$4,171.20
ANGELICA (V)	TREUSDELL JOHN G	24,500	133.6-1-14	\$3,703.63	\$168	\$0.00
ANGELICA	STEPHENS KENNETH	54,700	121.-1-20.1	\$4,336.64	\$168	\$1,855.84
BOLIVAR (V)	BARTH DETLEF & CANDICE	43,500	260.17-3-5	\$4,756.94	\$168	\$2,424.90
CUBA	FANTON WILLIAM	43,500	166.-1-7	\$4,144.41	\$168	\$891.10
INDEPENDENCE	O'DELL CARL	9,600	269.-1-11.2	\$1,060.31	\$168	\$385.95
NEW HUDSON	SHAFFER RICHARD A	2,800	101.-1-1.5	\$899.05	\$293	\$482.05
SCIO	MILLS SUE	50,300	212.6-1-10	\$5,298.30	\$293	\$4,367.03
WELLSVILLE (V)	ROSS KATHRYN	34,900	239.14-3-50	\$6,300.23	\$168	\$2,348.08
WILLING	STEBBINS RANDALL E	21,100	265.2-1-17	\$1,439.00	\$168	\$838.76
WIRT (V)	GAGE SHERMAN	37,600	247.18-1-49	\$2,791.57	\$168	\$1,295.20
WIRT	BALDWIN THOMAS S	64,500	220.-3-12.2	\$4,476.41	\$168	\$2,936.26
WIRT	COPEHAVER REGINA S	85,300	246.-3-15.3	\$9,425.46	\$168	\$0.00

The request was approved on a motion by Legislator Healy, seconded by Legislator Burdick and carried. **Prepare Resolution**

Mr. Budinger also requested a resolution to accept the bids and transfer properties to bidders who have fulfilled their agreement from the 2011 Tax Auction and have paid all bids, one year of taxes, and appropriate fees for the following parcels: *(Complete summary attached to original minutes.)*

TOWN	OWNER (S)	ASSESS	TAX MAP #	BID	DEED	2011 TAX
ALFRED	CO OF ALLEG (MCARTHUR)	1,500	164.-1-64	\$100	\$293	\$78.57
ALMOND	TITO LUIS	15,600	126.-1-22.11	\$800	\$293	\$964.00
ALMA	DEMARIS DORIS	7,100	262.6-1-43	\$3,100	\$168	\$305.22
ALMA	HOLLAND CAROL	26,000	262.6-1-19	\$300	\$293	\$1,922.27
ALMA	MANSFIELD BARBARA J	4,000	301.-1-44.61	\$1,700	\$168	\$294.95
AMITY	MOLIN ERIKA L	20,000	160.-1-19	\$8,000	\$168	\$1,415.08
AMITY (V)	CO. OF ALLEGANY (MAYO)	2,571	172.9-1-44.1	\$400	\$293	\$143.05
AMITY (V)	FLEISCHMAN'S GROC. & GAS,	38,000	172.18-1-22.2	\$200	\$293	\$190.03

AMITY (V)	MAGEE CLARA	19,400	171.16-1-42.3	\$1,000	\$168	\$344.08
ANDOVER	FUNK ROBERT & DONNA	9,000	241.-1-25.228	\$400	\$293	\$596.13
ANDOVER (V)	COUNTY (BADOUIN)	43,800	216.18-1-20	\$3,000	\$168	\$2,116.16
ANDOVER (V)	WIGHTMAN DAVIE L	20,400	216.14-2-9	\$200	\$168	\$2,181.63
BELFAST	BURLINGAME FRANK S EST.	5,500	130.-1-1.9	\$1,100	\$293	\$333.28
BELFAST	SUMERISKI JERRY	20,000	105.1-1-4	\$2,900	\$168	\$1,884.62
BOLIVAR	BISHOP JAMES	27,000	287.-1-27	\$3,300	\$168	\$1,875.74
BOLIVAR	DALEY BRIAN & PATRICK	8,600	286.-1-30.22	\$4,000	\$293	\$473.34
BOLIVAR	ROBERTS CHRISTINE	5,000	285.-3-6.2	\$100	\$293	\$192.86
BOLIVAR	TEACHMAN HAROLD & MARY	4,200	287.-1-28.3	\$100	\$293	\$265.80
BOLIVAR	FENNINGER CARL & LOIS	7,500	261.-1-42.11	\$1,800	\$293	\$467.74
BOLIVAR (V)	BREWER MATTHEW	3,900	273.5-1-39	\$12,100	\$168	\$2,808.99
BOLIVAR (V)	COUNTY (KARNUTH)	1,600	260.17-4-28	\$400	\$293	\$112.76
BURNS (V)	SMITH MARTHA M	10,000	34.16-1-53	\$500	\$168	\$1,655.49
CANEADEA	CHANG JACK W	27,900	77.19-1-72.1	\$4,500	\$293	\$1,457.19
CANEADEA	KIMMERLING KEITH E	7,600	66.-1-12.111	\$5,100	\$293	\$383.32
CANEADEA	MUNN ANNA	4,600	78.13-1-53	\$500	\$293	\$232.85
CENTERVILLE	BROWN JACK	30,900	1.-1-35.2	\$2,300	\$168	\$1,543.03
CENTERVILLE	SIEDLECKI DAVID	17,800	24.-1-28.2	\$5,000	\$168	\$906.66
CLARKSVILLE	CONSECO FIN. SER. CORP.	6,900	232.-1-9.5	\$3,500	\$293	\$360.59
CLARKSVILLE	CO OF ALLEG. (CORNELIUS)	100	219.-1-29.15	\$140	\$293	\$6.28
CLARKSVILLE	URBAN JOSEPH	32,200	218.23-1-4	\$7,000	\$168	\$1,166.34
CUBA (V)	ALLEGANY COUNTY (SLATER)	10,400	166.19-1-8	\$1,600	\$168	\$1,295.15
CUBA (V)	WILLAIMS KENNETH	45,000	166.19-2-4	\$7,600	\$168	\$3,388.63
FRIENDSHIP	BABIARZ TOM E	22,000	182.12-1-22	\$1,000	\$168	\$2,416.06
FRIENDSHIP	HALL DENNIS	32,000	182.12-2-7	\$100	\$293	\$3,725.44
FRIENDSHIP	RAUBER VIRGINA EX	33,300	182.11-2-49	\$10,500	\$168	\$2,028.00
GENESEE	DOXEY JACK E	75,700	296.-1-63.12	\$19,000	\$168	\$3,239.93
GENESEE	ROBINSON LYN M	7,000	285.-1-27.2	\$2,500	\$293	\$361.14
GRANGER	FLANAGAN DAVID J	7,200	8.-1-25.121	\$2,100	\$293	\$485.39
GRANGER	WILLIAMS PETER	38,600	41.-3-15	\$53,000	\$293	\$2,190.45
HUME	KILFOYLE JAMES	30,660	16.2-1-33	\$2,100	\$168	\$842.19
HUME	KLEIN GAIL A	52,100	16.2-1-27	\$6,100	\$168	\$1,472.42
HUME	RICHARDS LARRY	14,900	40.-1-64.2	\$1,100	\$293	\$265.92
INDEPENDENCE	BJ'S BROS. INVESTMENTS	4,000	295.-1-24.21	\$1,400	\$293	\$313.02
INDEPENDENCE	CLARK HELEN	21,800	295.5-2-36	\$1,100	\$168	\$1,737.54
INDEPENDENCE	SUGDEN RONALD W JR	33,500	293.-3-6.24	\$1,500	\$293	\$118.71
SCIO	COUNTY (HORTON)	29,500	211.-1-13	\$400	\$168	\$2,448.48
SCIO	MORSE JASON S	6,000	199.-3-7.212	\$1,100	\$293	\$281.35
WELLSVILLE	STISSER GERRY & EILEEN	24,000	226.15-1-25	\$5,900	\$168	\$1,501.66
WELLSVILLE	COUNTY (COLBERT)	1,600	239.-1-13	\$200	\$293	\$100.12
WELLSVILLE (V)	COUNTY (CONLEY)	14,600	238.11-1-54	\$800	\$168	\$1,983.93
WELLSVILLE (V)	COUNTY (COOK-KIEFER)	600	239.5-1-5.2	\$100	\$293	\$49.43
WELLSVILLE (V)	CRANE SUZANNE	22,000	238.11-1-6	\$4,700	\$168	\$1,812.42
WELLSVILLE (V)	GOFORTH LAURETTA	47,000	239.9-1-60	\$2,900	\$168	\$3,872.01
WELLSVILLE (V)	POWESKA LINDA	25,600	239.9-2-17	\$3,600	\$168	\$2,278.51
WELLSVILLE (V)	STEVENS SUSAN	14,000	239.5-1-30	\$3,100	\$168	\$1,153.35

WILLING	HACKETT DALE & KAY	31,300	266.1-1-12	\$14,200	\$168	\$1,732.03
WILLING	SLAWSON JERRY J	69,700	306.-1-24.22	\$1,100	\$168	\$2,755.56
WIRT	DELL JACK	17,700	208.-1-32	\$4,200	\$168	\$367.47
WIRT	DOXEY JACK E	54,600	233.-3-10.1	\$21,000	\$168	\$3,078.81
WIRT	GARLOCK DAVID F	6,200	247.-1-43.2	\$1,700	\$293	\$350.55
				\$249,240	\$13,580	\$74,323.72

The request was approved on a motion by Legislator Healy, seconded by Legislator Burdick and carried. **Prepare Resolution**

Local Law Limiting Protests at Funerals

Deputy County Administrator Mitchell Alger distributed copies of a draft local law limiting protest activities before, during and after funeral services in Allegany County. After reviewing the draft legislation, a motion was made by Legislator Healy, seconded by Legislator Burdick and carried to introduce the local law and sponsor a resolution setting the date of a public hearing on the local law for October 24 as well as additional resolutions adopting the legislation.

Prepare Resolution

Public Hearings

Clerk of the Board Brenda Rigby Riehle requested a resolution setting the date of a public hearing regarding a local law to establish salaries for County Officials on October 24, 2011, as well as a subsequent resolution adopting the legislation. The request was approved on a motion by Legislator Burdick, seconded by Legislator Sinclair and carried. **Prepare Resolution for October 11**

Mrs. Riehle requested a resolution setting the date for a public hearing on the 2012 Budget for Thursday, November 10. The request was approved on a motion by Legislator Pullen, seconded by Legislator Burdick and carried. **Prepare Resolution**

Acceptance of Insurance Recovery Checks

Mrs. Riehle requested a resolution accepting a check in the amount of \$4,868.90 which represents the cost to replace and/or repair items that were damaged/destroyed as a result of the June 5 water damage incident in the Social Services Department less a \$4,517.50 deductible (\$5,000 deductible with deductible reduction provision of 111% applied). The funds should be appropriated to CS1931.429 (Risk Retention – Uninsured Property Loss) with a like sum placed in revenue account CS07.2680.00 (Insurance Recovery). The request was approved on a motion by Legislator Sinclair, seconded by Legislator Healy and carried.

Prepare Resolution

Mrs. Riehle requested a resolution accepting a check in the amount of \$185 representing the cost to replace a windshield on an Office for the Aging 2003 Windstar van that became broken/cracked due to an unknown cause on or around August 11, 2011. The funds should be appropriated to CS1931.429 (Risk Retention – Uninsured Property Loss) with a like sum placed in revenue account CS07.2680.00 (Insurance Recovery). The request was approved on a motion by Legislator Burdick, seconded by Legislator Pullen and carried.

Prepare Resolution

Year-End Resolutions

Mrs. Riehle also requested that the following resolutions be prepared for consideration at Board meetings in November and December as follows:

1. A resolution for the relevy of returned village taxes effective November 16, 2011 - **November 14, 2011**, Board meeting. The request was approved on a motion by Legislator Sinclair, seconded by Legislator LaForge and carried. **Prepare Resolution**
2. A resolution for the relevy of returned school taxes effective November 16, 2011 - **November 14, 2011**, Board meeting. The request was approved on a motion by Legislator O'Grady, seconded by Legislator Pullen and carried. **Prepare Resolution**
3. A resolution for the levy of unpaid sewer and water rentals - **November 14, 2011**, Board meeting. The request was approved on a motion by Legislator Sinclair, seconded by Legislator LaForge and carried. **Prepare Resolution**
4. A resolution for the adoption of the 2012 County Final Budget - **November 28, 2011**, Board meeting. The request was approved on a motion by Legislator Pullen, seconded by Legislator O'Grady and carried. **Prepare Resolution**
5. A resolution making appropriations for the conduct of County government for fiscal year 2012 - **November 28, 2011**, Board meeting. The request was approved on a motion by Legislator O'Grady, seconded by Legislator Burdick and carried. **Prepare Resolution**
6. A resolution levying the towns' share of the 2012 Mutual Self-Insurance Plan in the amount of \$335,569 - **November 28, 2011**, Board meeting. The request was approved on a motion by Legislator Burdick, seconded by Legislator Pullen and carried. **Prepare Resolution**
7. A resolution levying County taxes - **December 12, 2011**, Board meeting. The request was approved on a motion by Legislator Pullen, seconded by Legislator LaForge and carried. **Prepare Resolution**
8. A 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 - **December 12, 2011**, Board meeting. The request was approved on a motion by Legislator O'Grady, seconded by Legislator Burdick and carried. **Prepare Resolution**
9. A resolution levying taxes and assessments required for the purposes of the annual budgets of the towns of Allegany County - **December 12, 2011**, Board meeting. The request was approved on a motion by Legislator Pullen, seconded by Legislator O'Grady and carried. **Prepare Resolution**
10. A resolution authorizing transfers between appropriation accounts (balancing of accounts) for the end of the 2011 fiscal year – **December 27, 2011**, Board meeting. The request was approved on a motion by Legislator O'Grady, seconded by Legislator Pullen and carried. **Prepare Resolution**
11. A resolution fixing the date of the Organization Meeting for Tuesday, January 3, 2012 - **December 27, 2011**, Board meeting. (Must be before January 8.) The request was approved on a motion by Legislator Burdick, seconded by Legislator O'Grady and carried. **Prepare Resolution**

12. A resolution suspending the Board Rules affecting proposed resolutions for the Organization Meeting – **December 27, 2011**, Board meeting. The request was approved on a motion by Legislator Pullen, seconded by Legislator Burdick, and carried. **Prepare Resolution**

13. A resolution delegating the authority to approve certain real property tax refunds and correction of tax bills and tax rolls up to \$2,500 to the County Administrator – **December 27, 2011**, Board meeting. The request was approved on a motion by Legislator O’Grady, seconded by Legislator Sinclair and carried. **Prepare Resolution**

14. A resolution ordering that the costs of the assessment rolls, field books and various other tax supplies purchased or provided by the County to the towns within Allegany County shall be charged back to the towns on the 2012 tax rolls. The total charge back amount will be determined in November - **December 27, 2011**, Board meeting. The request was approved on a motion by Legislator Pullen, seconded by Legislator Burdick and carried. **Prepare Resolution**

Approval of Legislators’ Expense Vouchers

The Committee reviewed the Legislative expense vouchers for the month of August 2011. A motion was made by Legislator Healy, seconded by Legislator Burdick and carried to approve the vouchers for payment.

REFERRALS FROM OTHER COMMITTEES:

Public Works Committee

A motion was made by Legislator Fanton, seconded by Legislator Healy and carried to table the following Public Works referrals:

Public Works Superintendent David Roeske requested a resolution transferring \$55,000 from a source determined by the Ways & Means Committee to A8160.492 (Solid Waste - Leachate). Mr. Roeske indicated that this is due to the excessive rain.

Mr. Roeske requested a resolution transferring \$75,000 from a source determined by the Ways & Means Committee to A8160.422 (Solid Waste – Fuel) due to the sharp increase in fuel prices.

Mr. Roeske also requested a resolution transferring \$80,000 from a source determined by the Ways & Means Committee to D5110.422 (County Road – Fuel) due to the sharp increase in fuel prices.

Court Facilities and County Space Needs Committee

The Court Facilities and County Space Needs Committee forwarded a request for approval to authorize exploring the possibility of converting the former Jail elevator for use by the general public and County employees in a manner acceptable to the Sheriff and obtaining an estimate from Public Works for the cost of cutting through and rebuilding two or three new openings to provide access to the top floor of the County Office Building. Court Facilities and County Space Needs Committee Chairman David Pullen stated that they received an estimate from Otis to replace the elevator that goes to the old Jail floor for \$58,000, but this did not include any expenses associated with going through the walls to stop at the other floors. Legislator Pullen stated that this would provide an extra elevator as well as access to the top floor. The request was approved on a motion by Legislator Pullen, seconded by Legislator LaForge and carried. (Voting No: O’Grady)

The Court Facilities and County Space Needs Committee also forwarded a request to move the expense of the Maintenance Building at \$380,000 to be part of the Court Facilities Project Capital Fund rather than the Public Works budget and to determine how the Public Works funds will be utilized based on recommendations of the CF&CSN Committee. Legislator Pullen reiterated that the issue is whether the costs associated with the new Maintenance Building would be more properly funded out of the bond proceeds from the Court Project. Mr. Margeson indicated that it is the opinion of Bond Counsel that the building can be financed with the bond, and it is not necessary to adopt another resolution authorizing the expenditure. Mr. Margeson noted that any remaining bond funds must be used to pay down the debt or the actual project it was authorized for. Legislator Burdick asked what would happen to the money in the Public Works Budget that was budgeted in 2011 and 2012. Public Works Committee Chairman Dwight Fanton stated that part of that discussion will come later, but it could possibly be used to renovate the old Jail space and elevator. Mr. Margeson indicated that he would be taking the money out of the 2012 budget, and capital funds do not fall to fund balance at the end of the year like other accounts so the money budgeted for 2011 will remain in the capital account until it's needed. Public Works Superintendent David Roeske estimates that it will probably cost about \$450,000 to completely finish the Maintenance Building, rather than the \$700,000 that was originally estimated, now that the County is doing most of the work themselves. Legislator O'Grady questioned whether or not additional Ways & Means approval would be necessary to finish and furnish the new Maintenance Building once the building has been constructed, and Mr. Margeson indicated that it would. However, it was noted that other things have been completed as a change order. Legislator Burdick questioned the need for an environmental impact study, and Legislator Pullen indicated that it should not be necessary. Chairman Curtis Crandall stated that logical assumptions would have said that we had to tear down the old Maintenance Building to complete the Courthouse Project, so costs associated with constructing a new Maintenance Building would be part of that project, but it wasn't included, and that's why we're here. The request was approved on a motion by Legislator Pullen, seconded by Legislator LaForge and carried. (Voting No: D. Burdick, T. O'Grady)

Adjournment:

There being no further business to come before the committee, the meeting was adjourned at 2:40 p.m. following a motion made by Legislator LaForge, seconded by Legislator Burdick and carried.

Respectfully submitted,

Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
October 11, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall

Others Present: G. Benson, J. Foels, K. Graves, L. Gridley, J. Margeson, T. Miner, B. Riehle, T. Ross, E. Ruckle, N. Ungermann

Call to Order: The meeting was called to order at 1:12 p.m. by Ways & Means Committee Chairman Theodore Hopkins

Approval of Minutes

The September 21 and September 26, 2011, Ways & Means Committee minutes were approved on a motion by Legislator Sinclair, seconded by Legislator Healy and carried.

Multi-Year State Takeover of Medicaid

Chairman Curtis Crandall provided a draft resolution urging a multi-year state takeover of the local share of Medicaid. Chairman Crandall stated that he recently mailed correspondence to Senator Catharine Young thanking her for signing on as a co-sponsor of this important legislation (S5889-B), and to Assemblymen Joseph Giglio and Daniel Burling urging them to co-sponsor the equivalent Assembly bill (A8644) and encourage their counterparts to do the same. Chairman Crandall indicated that the local share for Medicaid expenditures in our 2012 Tentative Budget is \$10,086,000 which comprises approximately 35.7 percent of the County's tax levy. Chairman Crandall stated that if the state were to take over county Medicaid costs as proposed in this bill, Allegany County would be able to continue to provide local services which are jeopardized at this time, and it would also enable us to lower property taxes in Allegany County and enhance economic development. A motion was made by Chairman Crandall, seconded by Legislator Healy and carried to sponsor the resolution. Legislator David Pullen noted that Governor Cuomo has indicated that he will not support the proposed legislation. **Prepare Resolution (The Resolution will be coming off the floor at the Board meeting this afternoon.)**

Taxation Policies Related to Natural Gas Extraction

Energy and Resources Ad Hoc Committee Chairman Kevin LaForge provided a draft resolution entitled, *Resolution Calling on New York State to Implement Taxation Policies Related to Natural Gas Extraction that Maintain and Improve Revenues to Counties and Local Municipalities*. Legislator LaForge noted that a similar resolution was adopted at the NYSAC Fall Conference last month.

Legislator LaForge stated that the Real Property Tax Law currently provides for a uniform, statewide method of valuing oil and gas producing properties for real property tax purposes and the schools, towns, and counties all receive a proportionate share. This resolution urges New York State to maintain and improve the ability of local governments to tax the production of natural gas at least at the current level. Legislator LaForge stated that one of the concerns is that New York State will want to put in a severance tax on the production for themselves and reduce the amount available to local governments. Legislator LaForge stated that another concern is that counties that do not have any Marcellus Shale may not pay attention, but if they have other producing shale, they could be setting a very dangerous

precedent by letting this get away. Legislator LaForge requested that the resolution be considered at the Board meeting this afternoon so that it can also be acted on by the InterCounty Association next week. Legislator LaForge reiterated that this is not a request for a new tax; it is letting the State know that we want to keep the taxation methods currently imposed. A motion was made by Legislator LaForge, seconded by Legislator Fanton and carried to sponsor the resolution. **Prepare Resolution (The Resolution will be coming off the floor at the Board meeting this afternoon.)**

Bonds for Cuba Memorial Hospital Project

Development Director/IDA Executive Director John Foels provided a draft resolution entitled, *A Resolution Approving the Issuance of Certain Bonds by Allegany County Capital Resource Corporation to Finance a Certain Project for Cuba Memorial Hospital, Inc.*

Mr. Foels indicated that the resolution authorizes the issuance of up to \$5 million in bonds for Cuba Hospital. Mr. Foels explained that the Cuba Hospital will be refinancing approximately \$2.6 million, and the balance will go for long-term debt on capital improvements that they have already made to the hospital. Mr. Foels indicated that a public hearing was held and no one came forward to speak. They would like to put the resolution through today so that the hospital can close on the transaction at the end of the week. A motion was made by Legislator Fanton, seconded by Legislator Hopkins and carried to sponsor the resolution. **Prepare Resolution (The Resolution will be coming off the floor at the Board meeting this afternoon.)**

Planning and Economic Development Committee Chairman Fred Sinclair asked if part of the expense was for the medical assistance program, and when Mr. Foels indicated that it was, Mr. Sinclair requested Mr. Foels to tell the committee about that issue. Mr. Foels indicated that in order for any hospital to legally operate as a hospital, they must go to a paperless system. In Cuba's case, that was going to cost a significant amount of money. Over time, they will get reimbursed for a portion of the expense, but the system must be up and running, validated, and in compliance for a six-month period of time before they will be eligible for any reimbursements. Some of these funds will fill in for that gap period. The paperless systems are very expensive, especially for smaller hospitals that must comply with the same requirements as larger hospitals.

Acceptance of Insurance Check

Clerk of the Board Brenda Rigby Riehle requested a resolution accepting a check in the amount of \$12,500 from NYMIR (New York Municipal Insurance Reciprocal) representing the actual cash value settlement less a \$500 deductible on a 1992 International Dump Truck (#6605) operated by the Public Works Department that was totaled as the result of an accident on September 13, 2011. There are no immediate plans to replace the truck, and the funds should be placed in revenue account DM07.2680.00 (Insurance Recoveries). The request was approved on a motion by Legislator Fanton, seconded by Legislator LaForge and carried. **Prepare Resolution**

Audit

Committee members reviewed the October 11, 2011, audit of claims in the amount of \$3,659,813.25 (including prepaid bills). A motion was made by Legislator LaForge, seconded by Legislator Pullen, and carried to forward the audit to the full Board for approval of payment.

Proposed Local Law Limiting Protests at Funeral Services

County Attorney Thomas Miner informed committee members that the State just enacted two laws regarding funeral protests. Attorney Miner suggested that we might want to refer our

local law which we were scheduled to set the date for a public hearing on today back to committee for further analysis so that it doesn't conflict with the state law. Attorney Miner also noted that the state law anticipates that municipalities will adopt their own local laws to enforce the policy. Chairman Crandall indicated that he has copies of the State laws which he will distribute to all Legislators.

Adjournment:

There being no further business to come before the committee, the meeting was adjourned at approximately 1:35 p.m. following a motion made by Legislator LaForge, seconded by Legislator Healy and carried.

Respectfully submitted,

Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
October 19, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall

Others Present: D. Burdick, R. Christman, K. Graves, T. Hull, J. Margeson, T. Miner, B. Riehle, T. Ross, D. Roeske, E. Ruckle, R. Starks, L. Wilcox

Call to Order: The meeting was called to order at 2 p.m. by Ways & Means Committee Chairman Theodore Hopkins

Approval of Minutes

The October 11, 2011, Ways & Means Committee minutes were approved on a motion by Legislator Sinclair, seconded by Legislator Pullen and carried.

REFERRALS FROM OTHER COMMITTEES:

Human Services Committee

Social Services Commissioner Vicki Grant requested approval to fill a Senior Typist (AFSCME, Grade 7) position which became vacant when an employee was terminated. The position does clerical work for all programs and is funded 50 percent with federal dollars, 25 percent with state dollars, and 25 percent with local County dollars. The request was approved on a motion by Legislator Burdick, seconded by Legislator Healy and carried. **Notify Human Resources**

Public Health Director Lori Ballengee reported that Early Intervention regulations state quality assurance for evaluation teams must be provided by NYS licensed/certified professionals, and as of June 2010, the QA portion of the evaluations must be completed by County staff, not contracted. The County will keep 25 percent of the revenue from every evaluation the team generates. The lack of evaluation teams is creating a significant delay in our children receiving not only a quality evaluation, but the services that will follow. In addition, a County evaluation team will generate revenue for the EI Administration Program through reimbursement from the NYS DOH. Currently, because the majority of evaluations are performed by out-of-county teams, not only is the money for those evaluations leaving Allegany County, but parents are now incurring transportation costs because out-of-county teams will only come into the outer perimeters of our County. Mrs. Ballengee is requesting the authority to fill the following positions contingent upon the passage of a Board Resolution creating these positions at the Board meeting on October 24, 2011:

Early Intervention QA Speech Language Pathologist (Permanent, Part-time, Section 4)

Early Intervention QA Physical Therapist (Permanent, Part-time, Section 4)

Early Intervention QA Occupational Therapist (Permanent, Part-time, Section 4)

Early Intervention QA Teacher of Special Education (Permanent, Part-time, Section 4)

The request was approved on a motion by Legislator Burdick, seconded by Legislator Sinclair and carried. **Notify Human Resources**

Public Health Director Ballengee requested a resolution approving agreements with fifteen school districts (Alfred-Almond, Andover, Arkport, Belfast, Bolivar-Richburg, Canaseraga, Cuba-Rushford, Fillmore, Friendship, Genesee Valley, Portville, Scio, Wellsville, Whitesville and Yorkshire Pioneer) to transport preschool children with handicapping conditions for the period July 1, 2011, through June 30, 2012. Committee members reviewed a graph showing the average mileage costs from 2004 through 2010, and Allegany County's transportation costs are much lower than other counties. It is believed that the lower costs come from contracting with the schools to provide the transportation, rather than private bus lines. The request was approved on a motion by Legislator Burdick, seconded by Legislator Fanton and carried.

Prepare Resolution

Mrs. Ballengee requested a resolution transferring \$8,000 from A4010.4 (Health Department – Contractual) to A1185.4 (Medical Examiners and Coroners – Contractual) to cover the costs of the Coroners' activities. Human Services Committee Chairman Douglas Burdick commented that the Coroners' budget will be in the District Attorney's budget next year. The request was approved on a motion by Legislator Burdick, seconded by Legislator Sinclair and carried. **Prepare Resolution**

Mrs. Ballengee requested a resolution accepting \$1,633 in donations for the Cancer Services Program. The funds should be appropriated to A4072.4 (Komen Kares Grant – Contractual) with a like sum placed in revenue account A08.2705.4071 (Gifts & Donations – Health, Komen). The request was approved on a motion by Legislator Burdick, seconded by Legislator Sinclair and carried. **Prepare Resolution**

Mrs. Ballengee also requested a resolution approving an Intermunicipal Agreement between Monroe County and Allegany County for the period January 1, 2011, through December 31, 2013, for medical examiner services. Allegany County will pay Monroe County \$28,381 for 2011, \$29,091 for 2012, and \$29,818 for 2013 for 60 cases per year. Any additional cases beyond 60 will cost \$1,500 per case. The request was approved on a motion by Legislator Burdick, seconded by Legislator Healy and carried. **Prepare Resolution**

Public Safety Committee

STOP-DWI Coordinator Linda Edwards requested a resolution approving the 2012 STOP-DWI Plan with estimated revenues of \$140,000 and authorizing the Chairman of the Board to execute the Plan. The request was approved on a motion by Legislator Healy, seconded by Legislator Fanton and carried. **Prepare Resolution**

Probation Director Robert Starks requested a resolution accepting and appropriating \$19,800 in grant funds that the ACCORD Corporation received from the US Department of Justice's Office of Violence against Women. The \$19,800 portion of the grant will be used by the Probation Department to assist the Sex Offender Program in providing polygraphs for sex offenders and for overtime costs for officers to conduct after-hour home visits. It was noted that the polygraphs are not court ordered but are a tool used in the treatment program. The contract runs from October 1, 2011, through September 30, 2014. A budget adjustment will be needed for 2012 as follows:

2012 Appropriations

A3140.1 (Probation – Personnel)	\$ 9,000
A3140.4 (Probation – Contractual)	\$10,800

2012 Revenues

A10.3310.05 (Probation – SORA) \$19,800

Legislator Timothy O’Grady asked if the polygraphs would continue to be done once the funding runs out, and Mr. Starks indicated that they will not go beyond the number of polygraphs that can be administered with the funding. Mr. Starks also stated that they are not sure if they will be receiving the entire \$19,800 up front, or if they will receive \$6,600 every year. The request for resolution was approved on a motion by Legislator Healy, seconded by Legislator Burdick and carried. **Prepare Resolution**

Probation Director Starks requested a resolution accepting and appropriating \$5,584 from Literacy West to cover any overtime costs associated with facilitating a Second Thinking for a Change Group relative to the Successful Transition and Re-entry (STAR) Program. The period of time that this money will be provided is from January 2012 through June 2012, and the 2012 Budget should be adjusted as follows:

2012 Appropriations:

A3140.101 (Probation – Personnel) \$5,584

2012 Revenues:

A02.1580.MISC (Probation – Misc.) \$5,584

Mr. Starks indicated that the funding should cover any associated overtime costs. It was noted that sex offenders are not eligible for this program. The request was approved on a motion by Legislator Sinclair, seconded by Legislator Fanton and carried. **Prepare Resolution**

Emergency Management and Fire Director Jeffrey Luckey requested a resolution accepting and appropriating \$57,672 in Homeland Security funding to purchase an Incident Command Accountability ID System and portable generator with lights for use during public health emergencies and to purchase a CBRNE Mobile Command Vehicle, which will also be the Director’s Vehicle. The funds should be appropriated as follows:

Appropriation Account #A3645.219 (Homeland Security – Equipment) \$14,250
Revenue Account #A10.3306.HTH9 (Homeland Security – Health) \$14,250

Appropriation Account #A3645.218 (Homeland Security – Equipment) \$43,422
Revenue Account #A10.3306.EMG8 (Homeland Security – OES) \$43,422

Deputy Public Health Director Thomas Hull clarified that CBRNE stands for chemical, biological, radioactive, nuclear event. Legislator O’Grady expressed concern about purchasing such an expensive vehicle when a less expensive four-wheel drive vehicle would be more than adequate. Legislator David Pullen also expressed concern about the OES Director using such a high-tech vehicle to drive back and forth to work every day as it will wear out sooner. Other committee members indicated that it seemed like a good way of financing a vehicle for the OES Director since his current vehicle needs to be replaced. Legislator O’Grady suggested they should purchase a more economical vehicle and use the remainder of the money elsewhere. The request was approved on a motion by Legislator Healy, seconded by Legislator Fanton and carried. (Voting No: T. O’Grady, D. Pullen) **Prepare Resolution**

District Attorney Keith Slep requested a resolution transferring \$3,000 from A1990.4 (Contingency) to A1165.433 (District Attorney – Contractual) to cover the shortfall for the Special Prosecutor line item. Special Prosecutors are necessary when there is a conflict of interest in relation to a criminal matter. The request was approved on a motion by Legislator Healy, seconded by Legislator O’Grady and carried. **Prepare Resolution**

District Attorney Slep also requested approval to replace the temporary Secretary to the District Attorney (2nd) with a permanent employee effective November 30, 2011, at the same salary. The request was approved on a motion by Legislator Healy, seconded by Legislator Burdick and carried. **Notify Human Resources**

Public Works Committee

Public Works Superintendent David Roeske requested a resolution transferring \$53,000 from A3152.412 (Public Safety Complex Buildings & Grounds – Jail Repairs Real Property) to H3198.200 (Capital Project – POD Work – Jail) to create a capital project for the New Reheat Coils in one (1) POD at the County Jail. Legislator Karl Graves asserted that a multi-million dollar building should not have these types of problems already and asked if there is someone that the County can come back on. Mr. Roeske stated that it’s a design failure, noting that you have to go with the low bid when you do these types of projects, and this is what you end up with. The request for resolution was approved on a motion by Legislator Fanton, seconded by Legislator Healy and carried. **Prepare Resolution**

Public Works Superintendent Roeske also requested a resolution transferring \$70,000 from A1620.412 (Buildings & Grounds – Repairs Real Property) to H1621.200 (Capital Project – Support Building Asbestos Abatement) to create a capital project for the asbestos abatement to be done in the Support Building. The request was approved on a motion by Legislator Fanton, seconded by Legislator Pullen and carried. **Prepare Resolution**

County Administrator John Margeson also distributed a copy of a Memorandum of Explanation requesting a resolution transferring \$210,000 for the Public Works Department as follows:

- Transfer \$55,000 from H1640.200 (Buildings and Grounds Maintenance Building Capital Fund) to A8160.492 (Solid Waste – Contractual [Leachate])
- Transfer \$75,000 from H1640.200 (Buildings and Grounds Maintenance Building Capital Fund) to A8160.422 (Solid Waste – Contractual [Fuel])
- Transfer \$80,000 from H1640.200 (Buildings and Grounds Maintenance Building Capital Fund) to D5110.422 (County Road – Contractual [Fuel])

The request was approved on a motion by Legislator Fanton, seconded by Legislator Healy and carried. **Prepare Resolution**

Planning & Economic Development Committee

Employment & Training Director Reita Sobek-Lynch requested a resolution transferring \$50,000 between her appropriation accounts to balance their accounts as follows:

<u>From Account No.</u>	<u>To Account No.</u>	<u>Amount</u>
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CD16400.101 Admin. Regular Pay	CD16402.101 Adult Regular Pay	12,000	
CD16411.474 WIA Youth Transportation	CD16402.474 Adult Training		4,000
CD16794.474 TANF SYEP Contract Staff	CD16402.474 Adult Training		12,000
CD16400.101 Admin. Regular Pay	CD16406.101 Dislocated Worker Reg. Pay		9,000
CD16794.475 TANF SYEP Transportation	CD16406.474 Dislocated Worker Train.	10,000	
CD16400.101 Admin. Regular Pay	CD16412.101 RFP/APY Regular Pay		2,500
CD16400.806 Admin. Hosp/Med	CD16412.802 RFP/APY FICA		<u>500</u>
			\$50,000

The request was approved on a motion by Legislator Sinclair, seconded by Legislator Fanton and carried. (Voting No: T. O'Grady) **Prepare Resolution**

Personnel Committee

County Clerk Robert Christman requested a resolution approving a lease agreement to allocate space to local abstractors for a more private area to conduct business with clients and look up abstracts as needed. The lease would run from month to month, and either party may terminate the lease upon written notice. Mr. Christman stated that the lease amount will be \$100 per month. The request was approved on a motion by Legislator O'Grady, seconded by Legislator Burdick and carried. **Prepare Resolution**

Proposed Local Law Limiting Protests at Funeral Services

At the October 11, 2011, Board meeting, Resolution Intro. No. 143-11 (*Resolution Setting Date of Public Hearing on a Local Law Limiting Protest Activities Before, During, and After Funeral Services in the County of Allegany*) was referred back to the Ways & Means Committee because New York State recently enacted legislation regarding this matter, and we did not want our local law to conflict with that. County Attorney Thomas Miner stated that if the committee decides to proceed, he would be happy to prepare something that falls in place with what the State has done. If we do not do anything, we are left with the penal law statute. After a brief discussion, committee members decided not to take any additional action at this time.

Approval of Legislators' Expense Vouchers

The Committee reviewed the Legislative expense vouchers for the month of September 2011. A motion was made by Legislator Burdick, seconded by Legislator Pullen and carried to approve the vouchers for payment.

Executive and Attorney/Client Session

A motion was made by Legislator Sinclair, seconded by Legislator Healy and carried to enter into executive session at approximately 2:45 p.m. to discuss the proposed sale of County-owned property. Immediately following discussion, a motion was made by Legislator Fanton, seconded by Legislator LaForge and carried to end the executive session and enter into an attorney/client session at 3:05 p.m. Immediately following that discussion, a motion was made by Legislator Healy, seconded by Legislator Pullen and carried to end the attorney/client session at 3:30 p.m. and return to the regular meeting.

Adjournment:

There being no further business to come before the committee, the meeting was adjourned at approximately 3:30 p.m. following a motion made by Legislator Burdick, seconded by Legislator LaForge and carried.

Respectfully submitted,

Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
October 24, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, D. Pullen, F. Sinclair, C. Crandall (Absent: K. LaForge, T. O'Grady)

Others Present: M. Alger, G. Benson, K. Graves, L. Gridley, T. Hull, J. Margeson, T. Miner, B. Riehle, T. Ross, E. Ruckle, N. Ungermann, L. Wilcox, R. Zink

Call to Order: The meeting was called to order at 1:00 p.m. by Ways & Means Committee Chairman Theodore Hopkins

REFERRALS FROM OTHER COMMITTEES:

Planning & Economic Development Committee

Development Director John Foels requested a resolution authorizing the Planning & Economic Development Committee to act as the Tourism Promotion Agency and apply for State funds up to \$175,000 for tourism promotion purposes. It was noted that this year the County received approximately \$55,600, and last year we did not receive any funding. The request was approved on a motion by Legislator Sinclair, seconded by Legislator Healy and carried.

Prepare Resolution

911 Surcharges

Sheriff Rick Whitney forwarded a resolution calling for the allocation of revenues from the New York State Public Safety Surcharge to counties to support 911 and public safety communications. It was noted that New York State imposes a \$1.20 surcharge on all wireless telephones, which in 2010 raised over \$200 million. The State of New York has historically allocated only 6 percent of these funds to counties who are responsible for the operation of 911 centers. The collection of the cell phone surcharges, past, present, and future, is solely intended for maintenance and operation of the 60 plus county 911 centers in New York State. The resolution urges the Office of Interoperable and Emergency Communications to award these funds to counties who are in dire need of this funding and also requests the New York State Attorney General to investigate the improper distribution of monies intended for 911 centers.

Legislator Karl Graves stated that he wonders what the County has already spent that should have been covered. Ways & Means Committee Chairman Theodore Hopkins stated that we do not want to delay the passage of this particular resolution. Legislator Fred Sinclair commented that it could be difficult or time consuming to accurately gather that information, and he suggested that we pass the current resolution and be prepared down the road to have the other information available.

A motion was made by Legislator Healy, seconded by Legislator Sinclair and carried to sponsor a resolution calling for the allocation of revenues from the New York State Public Safety Surcharge to counties to support 911 and public safety communications. **Prepare Resolution**

Audit

Committee members reviewed the October 24, 2011, audit of claims in the amount of \$4,455,569.91 (including prepaid bills). A motion was made by Legislator Sinclair, seconded by Legislator Pullen, and carried to forward the audit to the full Board for approval of payment.

Adjournment:

There being no further business to come before the committee, the meeting was adjourned at approximately 1:10 p.m. following a motion made by Legislator Burdick, seconded by Legislator Fanton and carried.

Respectfully submitted,

Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

**WAYS & MEANS COMMITTEE
November 14, 2011**

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall

Others Present: M. Alger, L. Ballengee, R. Christman, P. Curran, L. Edwards, L. Gridley, J. Hopkins, T. Miner, B. Riehle, T. Ross, N. Ungermann, R. Whitney

Call to Order: The meeting was called to order at 1:00 p.m. by Ways & Means Committee Chairman Theodore Hopkins

Audit

Committee members reviewed the November 14, 2011, audit of claims in the amount of \$3,787,414.71 (including prepaid bills). A motion was made by Legislator Healy, seconded by Legislator Fanton, and carried to forward the audit to the full Board for approval of payment.

Adjournment:

There being no further business to come before the committee, the meeting was adjourned at approximately 1:03 p.m. following a motion made by Legislator Fanton, seconded by Legislator LaForge and carried.

Respectfully submitted,

Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
November 16, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall

Others Present: M. Alger, L. Ballengee, R. Christman, P. Curran, K. Graves, J. Hopkins, T. Hull, L. Kaminski, B. Kelley, J. Margeson, T. Miner, K. Monroe, B. Riehle, T. Ross, E. Ruckle, R. Starks, K. Toot, R. Whitney, C. Whitwood

Call to Order: The meeting was called to order at 2 p.m. by Ways & Means Committee Chairman Theodore Hopkins

Approval of Minutes

A motion was made by Legislator Sinclair, seconded by Legislator Healy and carried to amend the October 19, 2011, minutes to reflect that Legislator O'Grady voted no on the Public Works' transfers. A motion was then made by Legislator Fanton, seconded by Legislator Sinclair and carried to approve the amended October 19, 2011, Ways & Means Committee minutes. A motion was made by Legislator Fanton, seconded by Legislator O'Grady and carried to approve the October 24, 2011, Ways & Means Committee minutes.

Amendment to Arc Contract

Allegany/Western Steuben Rural Health Network Executive Director Carrie Whitwood requested a resolution modifying the existing contract with Arc for public transportation services. The modification will extend the term to December 31, 2012, and Arc's annual compensation will be increased to \$70,000. No new appropriations need to be made, but the County will recognize greater STOA reimbursement for running additional routes. The request was approved on a motion by Legislator Fanton, seconded by Legislator Healy and carried. **Prepare Resolution**

Funding of High Density Filing System for Probation Dept.

County Administrator John Margeson requested a resolution transferring \$25,000 from A1990.4 (Contingent – Contractual) to A3140.201 (Probation – Equipment) to finance the cost of purchasing a high density filing system as part of the plan to reconfigure and improve the efficiency of available office space within the Probation Department. Mr. Margeson indicated that Probation Director Robert Starks requested the \$25,000 in his 2012 budget request, but the funds were removed by Mr. Margeson as the Budget Officer with the recommendation that the system be purchased in 2011 utilizing funds from Contingency. Legislator Timothy O'Grady asked if purchasing the system was "putting the cart before the horse" if we are looking at total space needs and could possibly move the Probation Department. Legislator O'Grady stated that he would like to see a plan in place of exactly how people are going to be juggled around. Legislator Mike Healy stated that he believes they have a good plan in place for renovating the Probation Department, and they will most likely stay where they are and possibly utilize additional space in the basement. Legislator Karl Graves commented that the current filing system is terrible, and this new system will actually condense the space needed for files. Legislator Sinclair commented that the system is portable. The request to transfer the funds was approved on a motion by Legislator Sinclair, seconded by Legislator Healy and carried. **Prepare Resolution**

Mortgage Tax Apportionment

Clerk of the Board Brenda Rigby Riehle reported that the mortgage tax figures for the period April 1, 2011, through September 30, 2011, have been received and the apportionment to the towns and villages has been calculated. Mrs. Riehle requested a resolution approving the apportionment of mortgage tax to the tax districts and authorizing the warrant. The request was approved on a motion by Legislator Healy, seconded by Legislator Pullen and carried. **Prepare Resolution**

Payment of Mortgage Tax Fees to Towns and Villages

(Collection of fees was authorized by Resolution No. 214-2004 pursuant to Section 262 of the Tax Law)

Mrs. Riehle requested a resolution authorizing the payment to the towns and villages of the Mortgage Tax fees retained by the County Clerk's Office to cover the necessary expenses incurred for the period April 1, 2011, through September 30, 2011, in the administration of the Mortgage Tax Program. The amount of \$26,509.16 should be appropriated from A1410.432 (County Clerk – Contractual) and distributed to the towns and villages as summarized on the attached Memorandum of Explanation. The request was approved on a motion by Legislator Hopkins, seconded by Legislator Fanton and carried. **Prepare Resolution**

Substitute Official Newspaper

Mrs. Riehle was notified that the ***Cuba Patriot***, one of the official newspapers, will not be publishing on January 4, 2012, and she requested a resolution designating the ***Alfred Sun*** as a substitute official newspaper for the week of January 1-7, 2012. The request was approved on a motion by Legislator Hopkins, seconded by Legislator Pullen and carried. **Prepare Resolution**

REFERRALS FROM OTHER COMMITTEES:

Human Services Committee

Office for the Aging Director Kimberley Toot requested a resolution to finalize revenue from the Federal Older Americans Act Grant Title III-C1 and appropriate \$3,483 in additional funding to A6772.4 (OFA Nutrition – Contractual) with a like sum placed in revenue account A11.4772.00 (Federal Aid – OFA Nutrition). The request was approved on a motion by Legislator Pullen, seconded by Legislator Burdick and carried. **Prepare Resolution**

Mrs. Toot also requested a resolution to increase revenue and expenditure accounts by \$25,115 due to unbudgeted increases in client contributions, the number of clients receiving Long-term Home Health Care funds in the Mobile Meals Program, and funding from Allegany/Western Steuben Rural Health Network for OT for Office for the Aging employees involved in the respite program. The funds should be appropriated as follows:

Appropriations:

A6772.4 (OFA Nutrition - Contractual)	\$ 4,600
A6779.4 (OFA-SNAP – Contractual)	\$18,800
A6786.1 (OFA-III-E Family Caregiver – Personnel)	\$ 1,500
A6786.8 (OFA-III-E Family Caregiver – Benefits)	<u>\$ 215</u>
	\$25,115

Revenues:

A08.2705.05 (Gifts & Donations Title III-E Contributions)	\$ 1,715
A09.2801.36 (OFA SNAP Contributions)	\$11,000
A02.1972.03 (Nutrition-Long Term Care-Local Aid)	\$ 4,600
A02.1972.07 (SNAP-LTHHC)	<u>\$ 7,800</u>
	\$25,115

Mrs. Toot noted that her original request included a transfer of \$480, and that transfer is no longer necessary. The request to accept and appropriate the \$25,115 was approved on a motion by Legislator Burdick, seconded by Legislator Pullen and carried. **Prepare Resolution**

Legislator David Pullen asked Mrs. Toot where they stand with funding for the Meals-on-Wheels Program. Mrs. Toot indicated that due to a \$10,000 donation from the Senior Foundation, and reductions in the number of blizzard boxes they need to distribute this year, she believes they will be alright.

Public Health Director Lori Ballengee requested a resolution re-appropriating \$5,960 in unspent donations from 2010 for the Cancer Services Program. The funds should be appropriated from fund balance A15.599.00 (Appropriated Fund Balance) to A4071.409 (Cancer Screening – Contractual). The request was approved on a motion by Legislator Burdick, seconded by Legislator Sinclair and carried. **Prepare Resolution**

Personnel Committee

County Clerk Robert Christman requested approval to fill a Senior Account Clerk Typist (AFSCME, Grade 10) position. The position is financed with local County dollars. The request was approved on a motion by Legislator O'Grady, seconded by Legislator Pullen and carried. **Notify Human Resources**

Public Safety Committee

STOP-DWI Coordinator Linda Edwards requested a resolution accepting and appropriating a \$2,400 STEPS in Safety Grant (Safety on Wheels) from the Governor's Traffic Safety Program for the period October 1, 2011, through September 30, 2012. The \$2,400 should be appropriated to A3114.4 (Traffic Program – Contractual) with a like sum placed in revenue account A10.3389.3114 (Sate Aid – STOP-DWI – STEPS in Safety). The request was approved on a motion by Legislator Healy, seconded by Legislator Sinclair and carried. **Prepare Resolution**

Sheriff Rick Whitney requested a resolution approving a Court Security Agreement (Contract #C200433) between the New York State Unified Court System and the Allegany County Sheriff's Office for the period April 1, 2011, through March 31, 2012. The Sheriff anticipates receiving revenues of \$405,200 which will be placed in account A03.2260.00 (Police Services – State). The request was approved on a motion by Legislator Healy, seconded by Legislator Fanton and carried. **Prepare Resolution**

Sheriff Whitney requested approval to fill an E-911 Dispatcher (AFSCME, Grade 13, Step 7) position recently created by Resolution No. 136-11. It was noted that Resolution No. 136-11 abolished one position of Emergency Communications Coordinator and the action is just a change in title for the position. The request was approved on a motion by Legislator Healy, seconded by Legislator Pullen and carried. **Notify Human Resources**

Sheriff Whitney requested approval to fill three (3) Correction Officer (Council 82, Local 3989 Bargaining Unit) positions created at the November 14 Board meeting by Resolution No. 180-11. The positions are needed to fulfill New York State Commission of Correction minimum staffing requirements. The estimated cost of the positions not including benefits is \$108,201. County Attorney Thomas Miner stated the request to fill these positions was included in Resolution No. 180-11, and no further action by this committee is necessary. **Notify Human Resources**

Sheriff Whitney requested approval to fill two (2) Deputy Sheriff (Council 82, Local 3989) positions. The promotion of two (2) Corrections Officers to Deputy was agreed upon as a part of the new Council 82 Contract. The request was approved on a motion by Legislator Healy, seconded by Legislator Pullen and carried with the notation that we are not obligated to maintain a minimum number of Deputy Sheriffs. **Notify Human Resources**

Sheriff Whitney requested approval to temporarily fill a Corrections Sergeant (Council 82, Local 3989) position while an employee is on leave. The position is needed to comply with the NYSCOC minimum standards. It was noted that the current employee is off on unpaid medical leave, and it has not been determined if he will be able to return to work. Temporarily filling this position should end up costing a little less as the temporary employee will be compensated at a lower rate of pay. The request was approved on a motion by Legislator Healy, seconded by Legislator Burdick and carried. **Notify Human Resources**

Sheriff Whitney requested a resolution transferring \$20,000 from A1990.4 (Contingent) to A3112.201 (E-911 Dispatch – Equipment) and \$26,000 from A3510.416 (Sheriff E-911 – Contractual) to A3112.201 (E-911 Dispatch – Equipment) to finance the remaining cost on the E-911 Recording System which has been quoted to cost \$52,127. It was noted that this is an integral part of the 911 calls coming in. The present system is full, and we are going to a digital system which will take us well into the future. The request was approved on a motion by Legislator Healy, seconded by Legislator Fanton and carried. **Prepare Resolution**

Public Defender Barb Kelley requested approval to fill the 2nd Assistant Public Defender (Section IV) position. Ms. Kelley indicated that an additional attorney is needed to handle excessive caseloads in Allegany County Court, Family Court and thirty-seven Justice Courts. The state and federal governments mandate in certain cases that people who cannot afford to hire counsel be provided an attorney at no charge, and that expense falls primarily on the counties. Ms. Kelley hopes to secure some funding for this position from the State Indigent Legal Services fund. Ms. Kelley also indicated that the County will be in a better position to fulfill obligations to provide mandated services, and the potential liability will be lessened with this position. The request was approved on a motion by Legislator Healy, seconded by Legislator Pullen and carried with the notation that the 2nd Assistant Public Defender position will take effect January 1, 2012, or after. (Voting No: T. O'Grady) **Notify Human Resources**

Public Works Committee

Public Works Superintendent David Roeske requested a resolution transferring \$8,500 from A1620.1 (Buildings – Personnel) to A3152.2 (Public Safety Complex-Buildings & Grounds – Equipment) to finance the cost of an Autoscrub Floor Machine as requested by the Sheriff as a clean facility is fundamental to their successful program. The request was approved on a motion by Legislator Fanton, seconded by Legislator Healy and carried. **Prepare Resolution**

Adjournment:

There being no further business to come before the committee, the meeting was adjourned at approximately 2:30 p.m. following a motion made by Legislator LaForge, seconded by Legislator Sinclair and carried.

Respectfully submitted,

Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
November 28, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall

Others Present: M. Alger, L. Ballengee, P. Curran, K. Graves, L. Gridley, J. Margeson, T. Miner, K. Monroe, B. Riehle, D. Roeske, T. Ross, R. Whitney, C. Whitwood

Call to Order: The meeting was called to order at 1 p.m. by Ways & Means Committee Chairman Theodore Hopkins

Approval of Minutes

A motion was made by Legislator Pullen, seconded by Legislator Fanton and carried to approve the November 14 and November 16, 2011, Ways & Means Committee minutes.

Acceptance and Appropriation of Insurance Checks

Clerk of the Board Brenda Rigby Riehle requested a resolution accepting a check in the amount of \$3,301.90 from NYMIR (New York Municipal Insurance Reciprocal) representing the cost to repair, less a \$200 deductible, a 2008 Dodge Durango (VIN #1D8HB38N78F115025) operated by the Sheriff's Office that was damaged during a MV/Deer accident on November 5, 2011. The funds should be appropriated to CS1931.429 (Risk Retention – Uninsured Property Loss) with a like sum placed in revenue account CS07.2680.00 (Insurance Recovery). The request was approved on a motion by Legislator LaForge, seconded by Legislator Healy and carried. **Prepare Resolution**

Mrs. Riehle also requested a resolution accepting a check in the amount of \$3,510.56 from NYMIR (New York Municipal Insurance Reciprocal) representing the cost to repair, less a \$500 deductible, a 2010 Chevy Tahoe (VIN #1GNUKAE02AR210470) operated by the Sheriff's Office that was damaged during a MV/Deer accident on November 14, 2011. *(The deer was not actually struck, so the collision deductible of \$500 was applied, rather than the \$200 for a comprehensive deductible.)* The funds should be appropriated to CS1931.429 (Risk Retention – Uninsured Property Loss) with a like sum placed in revenue account CS07.2680.00 (Insurance Recovery). The request was approved on a motion by Legislator Healy, seconded by Legislator Pullen and carried. **Prepare Resolution**

REFERRALS FROM OTHER COMMITTEES:

Public Safety Committee

Sheriff Whitney requested approval to fill a part-time E-911 Enumerator position (Section 4, \$10/hr.) contingent upon the approval of Resolution Intro. No. 199-11 at the Board meeting this afternoon. The request was approved on a motion by Legislator Healy, seconded by Legislator Fanton and carried. **Notify Human Resources**

Sheriff Whitney requested approval to fill a vacant Deputy Sheriff position (Council 82, Local 3989) to man the magnetometer that will be located on the Ground Floor entrance to the County Office Building. Legislator Timothy O'Grady expressed concern regarding the request

and asserted that he believes there are other security measures that could be taken that would be more cost effective. Legislator Douglas Burdick stated that he was told there were only 1.5 new positions in the 2012 Budget, and now we find out that the Sheriff's Office had a few positions as well. County Administrator John Margeson explained that those positions were originally required by the Office of Court Administration, and we didn't learn until this morning that they changed their mind. Legislator O'Grady stated that we had to use \$1.6 million from our fund balance to keep our budget under the cap, and now we've created two positions. Legislator Philip Curran asked for an explanation of the current security screening process.

Chairman Crandall suggested the committee should consider going into attorney/client session as several issues were discussed with the attorney during the Public Safety Committee meeting this morning. A motion was made by Legislator Hopkins, seconded by Legislator Healy and carried to enter into attorney/client session at 1:11 p.m. Immediately following discussion at 1:18 p.m., a motion was made by Legislator Sinclair, seconded by Legislator Fanton and carried to end the attorney/client session and return to the regular meeting.

A motion was then made by Legislator Healy, seconded by Legislator Fanton and carried to approve the filling of a vacant Deputy Sheriff position. (Voting No: D. Burdick, T. O'Grady) **Notify Human Resources**

Sheriff Whitney requested approval to fill a Correction Officer position (Council 82, Local 3989 contingent upon the approval of Resolution Intro. No. 200-11 to create the position at the Board meeting this afternoon. The request was approved on a motion by Legislator Healy, seconded by Legislator Sinclair and carried. (Voting No: D. Burdick, T. O'Grady) **Notify Human Resources**

Audit

Committee members reviewed the November 28, 2011, audit of claims in the amount of \$1,358,041.56 (including prepaid bills). A motion was made by Legislator Fanton, seconded by Legislator Pullen, and carried to forward the audit to the full Board for approval of payment.

Adjournment:

There being no further business to come before the committee, the meeting was adjourned at approximately 1:20 p.m. following a motion made by Legislator LaForge, seconded by Legislator Fanton and carried.

Respectfully submitted,
Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
December 12, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall

Others Present: M. Alger, L. Ballengee, P. Curran, K. Graves, J. Hopkins, J. Margeson, T. Miner, K. Monroe, B. Riehle, T. Ross, E. Ruckle, N. Ungermann, R. Whitney

Call to Order: The meeting was called to order at 1 p.m. by Ways & Means Committee Chairman Theodore Hopkins

Approval of Minutes

County Attorney Thomas Miner requested an amendment to the November 16 minutes to reflect that Arc's annual compensation will be increased to \$70,000 for 2011 and \$55,000 for 2012. The requested was approved on a motion by Legislator Sinclair, seconded by Legislator LaForge and carried. The amended minutes for November 16 were then approved on a motion by Legislator Sinclair, seconded by Legislator LaForge and carried. A motion was made by Legislator Sinclair, seconded by Legislator Fanton and carried to approve the November 28, 2011, Ways & Means Committee minutes.

Leftover Tax Sale Properties

County Treasurer Terri Ross indicated that she issued requests for sealed bids on 14 parcels left over from the Tax Sale Auction, and she received the following bids on seven of the parcels: (Ms. Ross noted that all bidders fulfilled the necessary requirements.)

Town	Owner(s)	Assessed Value	Tax Map	Bidder	Bid	Filing Fee	2011 Tax
Amity(v)	Allegany County (Mason)	33,400	172.17-1-18	Four Seasons	100	170	2,719.74
Friendship	McGovern, John	25,600	182.11-1-9	Fred & Dawn Cook	1,511	170	2,452.88
Independence	Sollecito, John & Joanne	5,000	295.-1-24.13	Jamie Lewis	2,651	295	410.32
Scio	Cumpston, Chad R.	33,000	249.3-1-1.2	Daniel Eaton	550	170	1,950.51
Willing	Black, Barbara & Lynn	75,800	265.7-1-58	Marcia Dunn	4,000	170	4,353.17
Wirt	Greene, Ronald	50,400	235.-1-20.1	Richard Fontana	3,400	170	2,953.28
Wirt	Trzepakowski, Wendy Lou	4,200	207.-3-11	Fred & Dawn Cook	311	295	251.72

Committee members briefly discussed the bid price compared to the assessed value. It was noted that the assessments are up to the assessors; however, the sales price from a tax sale auction probably doesn't impact the assessment as much as a private sale would. County Attorney Thomas Miner stated the properties are transferred via quit claim deed. A motion was made by Legislator Fanton, seconded by Legislator Healy and carried to accept the bids and issue the deeds to the successful bidders. **Prepare Resolution**

Creation of Secretary to the Clerk of the Board

Clerk of the Board Brenda Rigby Riehle requested a resolution creating the position of Secretary to the Clerk of the Board. This would be a part-time position in the Clerk of the Board's Office, and the employee would be responsible to take the minutes at all committee meetings, and then transcribe, distribute, and file them. Filling this position will better enable the County to comply with the Board Rules, Open Meetings Law, and Public Officers Law regarding how our minutes are taken, distributed and retained. Creating and filling this position would result in higher quality, consistent minutes prepared in a timely manner for all committees, and it would allow key personnel to work on other things. The fiscal impact for this position would be approximately \$14,144, and the funds for this request are in the Clerk of the Board's 2012 Budget under account A1040.1.

Legislator Norman Ungermann asked if the agendas for all meetings would be available in advance, and Mrs. Riehle indicated that hopefully that can be done. A few committee members indicated that they would still like Mrs. Riehle to plan to attend the meetings. A motion was made by Legislator Healy, seconded by Legislator Sinclair and carried to refer the creation of the Secretary to the Clerk of the Board position to the Personnel Committee to request a resolution and place the position in the proper grade and salary plan. **Refer to Personnel Committee**

Transfer of Funds in Clerk of the Board's Office

Mrs. Riehle also requested a resolution transferring \$1,500 from A1040.419 (Clerk of the Board – Printing) to A1040.201 (Clerk of the Board – Equipment) to finance the cost of purchasing a new computer system. The request was approved on a motion by Legislator Healy, seconded by Legislator Fanton and carried. **Prepare Resolution**

REFERRALS FROM OTHER COMMITTEES:

Human Services Committee

Public Health Director Lori Ballengee requested a resolution accepting and appropriating \$2,367 in COLA funds for the 2011 Tobacco Program. The \$2,367 should be appropriated with \$100 to go to account A4051.2 (Tobacco Awareness – Equipment) and \$2,267 to go to account A4051.4 (Tobacco Awareness – contractual) with a like sum placed in revenue account A10.3450.04 (State Aid-Health – Tobacco Awareness). The request was approved on a motion by Legislator LaForge, seconded by Legislator Sinclair and carried. **Prepare Resolution**

Social Services Commissioner Vicki Grant requested approval to fill a Typist Position (AFSCME, Grade 4) that became vacant when an employee was promoted. The employee is responsible for clerical work for all programs and for processing clients at the front desk. The position is funded 50 percent with federal dollars, 25 percent with state dollars, and 25 percent with local County dollars. The request was approved on a motion by Legislator Sinclair, seconded by Legislator LaForge and carried. **Notify Human Resources**

Public Safety Committee

Sheriff Whitney requested approval to fill a part-time Confidential Secretary position (Non Union, Grade 2) in the Sheriff's Office to replace a part-time Confidential Secretary who recently resigned. The employee is authorized by County Law and serves at the pleasure of the Sheriff. The Sheriff would be unable to maintain current operations in the office without this position. The request was approved on a motion by Legislator Healy, seconded by Legislator Fanton and carried. **Notify Human Resources**

Sheriff Whitney also requested approval to temporarily fill two Correction Officer positions (Council 82, Local 3989) to backfill a position that became vacant when an employee was promoted, and to backfill a position while an employee attends the basic police academy. The request was approved on a motion by Legislator Healy, seconded by Legislator Pullen and carried. **Notify Human Resources**

Audit

Committee members reviewed the December 12, 2011, audit of claims in the amount of \$3,723,013.72 (including prepaid bills). A motion was made by Legislator Pullen, seconded by Legislator Sinclair, and carried to forward the audit to the full Board for approval of payment.

Adjournment:

There being no further business to come before the committee, the meeting was adjourned at approximately 1:16 p.m. following a motion made by Legislator LaForge, seconded by Legislator Fanton and carried.

Respectfully submitted,
Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
December 21, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, D. Pullen, F. Sinclair, C. Crandall

Others Present: M. Alger, T. Donarumma (First Transit), J. Gorman (First Transit), K. Graves, L. Hoyt, T. Hull, J. Margeson, T. Miner, J. Norris, B. Riehle, T. Ross, R. Starks, C. Whitwood

Call to Order: The meeting was called to order at 1 p.m. by Ways & Means Committee Chairman Theodore Hopkins

Approval of Minutes

The December 12, 2011, Ways & Means Committee minutes were approved on a motion by Legislator Healy, seconded by Legislator O'Grady and carried.

First Transit

Jim Gorman from First Transit presented information on option years. In order to match the County's calendar year, they reworked the option year to run a total of 16 months from August 2012 through December 2013. There would be no price increase until April 1, 2013, and then the rate would increase by 3 percent. The current contract does not have any fuel protection language, and the new contract would add fuel protection language beginning August 2012. Diesel fuel has increased 62 percent, and unleaded gasoline has increased 35 percent since August 2009. First Transit experienced a \$68,544 fuel increase for diesel over the last year, and the additional cost to First Transit for unleaded gas for the nine months since April was \$25,704. Mr. Gorman talked about wanting to lock in a fuel trigger somewhere around \$3.50 a gallon, noting that if gas does not rise above the \$3.50 per gallon, there would not be any additional charges. Mr. Gorman stated that First Transit uses about 3,500 gallons per month, and the miles seem to be very consistent from month to month.

Mr. Gorman stated that the current contract called for First Transit to contribute 10 percent toward new vehicle purchases; however, they were not required to provide the \$40,000 toward the purchase of six transit vehicles because they were funded with ARRA Stimulus money. Legislator Fred Sinclair asked if there are provisions for replacing these vehicles, and Mr. Gorman indicated that they are not currently setting aside funds toward new vehicles. The buses have a life expectancy of five years or about 150,000 miles.

Mr. Gorman indicated that First Transit was on the ground floor in developing and funding the position of Mobility Manager in Allegany County, and they have a great working relationship with the Mobility Manager. Mr. Gorman stated that the Mobility Manager is a key position between government and the operator. The Mobility Manager is able to make decisions and give good unbiased advice on decisions that need to be made. Mr. Gorman stated that First Transit provided guidance and support in the development of the County Human Service Coordinated Plan, and without such a plan, the County would not qualify for federally-funded vehicles.

Mr. Gorman stated that First Transit introduced ideas and support to reduce the County local share for public transportation. Some of those ideas included: (a) coordinating with Arc;

(b) cost sharing with DSS; (c) increasing DSS ridership on Public Transit; (d) assisting in planning and implementation of new and improved route system; (e) working with neighboring counties to develop a regional coordination.

Mr. Gorman indicated that ridership in 2011 increased 26 percent from 2010. Fares have increased 46 percent from 2010. They have new, attractive customer-friendly vehicles that include features such as luggage trays and bike racks. Plans are also in the works to improve access and acquire smaller feeder-style vehicles. First Transit is continuing efforts to improve the customer experience.

Mr. Gorman answered questions about the switch from diesel vehicles to vehicles that run on unleaded gasoline. Mr. Gorman stated that it is more difficult for diesel vehicles to meet emission control requirements, and gasoline has been meeting emission standards for a long time. Although they are cleaner to run, maintenance costs tend to run a little more.

Mr. Gorman stated that he believes that budget cuts to transportation would be last, and County Administrator John Margeson confirmed that it seems to be a fairly safe and secure source of revenue for the County. Ways & Means Committee Chairman Theodore Hopkins stated that the Board will review the contract, and the County Administrator will get back to First Transit.

Sales Tax Report

County Treasurer Terri Ross distributed copies of a Sales Tax Report reflecting receipts through December 13, 2011, totaling \$17,200,041.51 and interest totaling \$1,278.68 which reflects a 4.562 percent increase or \$750,456.28 over last year at this time. Ms. Ross noted that she will receive two more payments that will be applied to 2011.

State Mandate Impact Fact Sheet

County Administrator John Margeson provided copies of a State Mandate Impact Fact Sheet to committee members, noting that he would like to disseminate it to the public. Mr. Margeson indicated that he has discussed the idea of including the sheet with the tax bills with Real Property Tax Director Steve Presutti. He advised that the Real Property Tax Law is fairly clear, and the Board would need to pass a resolution authorizing such an action. Mr. Margeson suggested that a good alternative might be to provide copies of the fact sheet to the tax collectors so that they have the information available in their offices as we have done in the past. Committee members discussed that some taxpayers have escrow accounts and never see the tax bills, and many others mail their payments so they will not see the fact sheet unless it is also distributed in other ways. A motion was made by Legislator Fanton, seconded by Legislator Burdick and carried to provide copies of the fact sheet to the tax collectors, and to also publish the fact sheet in the local newspapers and on our website.

Chairman Crandall suggested the committee should take care of adopting a resolution that will allow us to insert a fact sheet with the tax bills early this coming year. Mr. Margeson stated that a number of counties have passed a resolution, and he will get some samples.

Records Storage Grant

Deputy County Administrator Mitch Alger requested a resolution accepting and appropriating \$26,586 from a New York State Archives – Local Government Record Management Improvement Fund Grant that we were awarded to outfit the interior of the new records storage building located near the Landfill. Mr. Alger stated that New York State released 50 percent of the grant in December, and in turn, it will need to be booked as revenue in 2011. Therefore, that portion needs to be appropriated from fund balance in the 2012

Budget. The remaining 50 percent will be received and spent in 2012. The \$26,586 should be appropriated to A1620.210 (Buildings – Equipment) with \$13,293 to be budgeted to revenue account A10.3060.00 (State Aid – Records Management) and the remaining \$13,293 being appropriated from A15.599.00 (Appropriated Fund Balance). The request was approved on a motion by Legislator LaForge, seconded by Legislator Sinclair and carried. **Prepare Resolution**

Acceptance & Appropriation of Insurance Check

Clerk of the Board Brenda Rigby Riehle requested a resolution accepting a check in the amount of \$8,084.39 from NYMIR (New York Municipal Insurance Reciprocal) representing the cost to repair, less a \$250 deductible, items that were damaged at the Landfill as a result of an electrical storm on June 22, 2011. Mrs. Riehle noted that all invoices for repairs totaled \$9,442.62. NYMIR deducted the Austin Security invoice in the amount of \$1,108.23 so that the settlement could be based on permanent fixtures and communications equipment, under an enhanced municipal coverage form with only a \$250 deductible, as opposed to including the Austin Security invoice and taking the \$5,000 property deductible. The funds should be appropriated to 2011 Budget account CS1931.429 (Risk Retention – Uninsured Property Loss) with a like sum placed in revenue account CS07.2680.00 (Insurance Recovery). The request was approved on a motion by Legislator Sinclair, seconded by Legislator Fanton and carried. **Prepare Resolution to Come Off the Floor at the December 27 Board Meeting**

Approval of Legislators' Expense Vouchers

The Committee reviewed the Legislative expense vouchers for the month of October and November 2011. A motion was made by Legislator Fanton, seconded by Legislator Pullen and carried to approve the vouchers for payment.

REFERRALS FROM OTHER COMMITTEES:

Human Services Committee

Public Health Director Lori Ballengee requested a resolution accepting and appropriating \$1,435 in COLA funds for the 2012 Children with Special Health Care Needs Program. The \$1,435 should be appropriated to account A4054.424 (Children w/Special Health Care Needs – Contractual) with a like sum placed in revenue account A10.3401.4054 (State Aid-Health – CWSHCN). The request was approved on a motion by Legislator Burdick, seconded by Legislator Hopkins and carried. **Prepare Resolution**

Public Safety Committee

Probation Director Robert Starks requested a resolution accepting and appropriating a \$10,319 grant from the Governor's Traffic Safety Committee (GTSC) for the Ignition Interlock Device Monitoring Project. The contract period runs from October 1, 2011, through September 30, 2012, and the 2012 Budget should be amended to appropriate \$10,319 to account A3140.101 (Probation – Personnel) with a like sum placed in revenue account A10.3310.07 (State-Probation – Ignition Interlock). Mr. Starks noted that the reimbursement rate is the same as last year at \$114 per case when an individual is sentenced. We did not receive the full \$10,000 this year because not that many people were sentenced. The request was approved on a motion by Legislator Burdick, seconded by Legislator Fanton and carried. **Prepare Resolution**

Attorney/Client Session

A motion was made by Legislator Hopkins, seconded by Legislator Fanton and carried to enter into attorney/client session at 1:45 p.m. Immediately following discussion at 1:56 p.m., a

motion was made by Legislator LaForge, seconded by Legislator Sinclair and carried to end the attorney/client session and return to the regular meeting.

Adjournment:

There being no further business to come before the committee, the meeting was adjourned at approximately 1:57 p.m. following a motion made by Legislator LaForge, seconded by Legislator O'Grady and carried.

Respectfully submitted,
Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators

WAYS & MEANS COMMITTEE
December 27, 2011

**** NOT APPROVED ****

Committee Members Present: T. Hopkins, D. Fanton, D. Burdick, M. Healy, K. LaForge, T. O'Grady, F. Sinclair, C. Crandall (Absent: D. Pullen)

Others Present: M. Alger, G. Benson, P. Curran, L. Gridley, J. Margeson, T. Miner, B. Riehle, T. Ross, K. Toot, N. Ungermann

Call to Order: The meeting was called to order at 1 p.m. by Ways & Means Committee Chairman Theodore Hopkins

REFERRALS FROM OTHER COMMITTEES:

Human Services Committee

Public Health Director Lori Ballengee requested a resolution accepting and appropriating \$2,406 in COLA funds for the 2011 Immunization Program. The funds should be appropriated with \$1,128 going to A4056.201 (Immunization Under 24 mos. – Equipment) and \$1,278 going to A4056.408 (Immunization Under 24 mos. – Supplies) with a total of \$2,406 placed in revenue account A10.3473.00 (State Aid – Immunization). The request was approved on a motion by Legislator Burdick, seconded by Legislator Sinclair and carried. **Prepare Resolution to Come Off the Floor at the December 27 Board Meeting**

Mrs. Ballengee requested a resolution accepting and appropriating \$3,045 in COLA funds for the 2011 Lead Poisoning Prevention Program. The funds should be appropriated with \$2,256 going to A4037.201 (Public Health-Lead – Equipment) and \$789 to A4037.408 (Public Health-Lead – Supplies) with a total of \$3,045 placed in revenue account A10.3437.00 (State Aid – Lead). The request was approved on a motion by Legislator Healy, seconded by Legislator Sinclair and carried. **Prepare Resolution to Come Off the Floor at the December 27 Board Meeting**

Mrs. Ballengee requested a resolution accepting \$16,367 in COLA funds for the 2011 Family Planning Program. The funds already appear in the 2011 budget under appropriation account A4035.409 (Family Planning – Fees) and revenue account A10.3450.00 (State Aid – Family Planning Clinic). The request was approved on a motion by Legislator LaForge, seconded by Legislator Healy and carried. **Prepare Resolution to Come Off the Floor at the December 27 Board Meeting**

Mrs. Ballengee requested a resolution accepting and appropriating \$4,238.46 in T-Contract funds for the 2011 budget year. The New York State Department of Health is providing \$4,238, via a "T-Contract," for the purchase of laptops, medical card scanners and associated software for use in the immunization and other clinics for the purpose of effectively collecting and using third-party billing information to obtain reimbursement. The funding must be used for this purpose. The funds should be appropriated to A4010.201 (Health Department – Equipment) with a like sum placed in revenue account A10.3401.00 (State Aid – Public Health Work). The request was approved on a motion by Legislator Burdick, seconded by Legislator Sinclair and carried. **Prepare Resolution to Come Off the Floor at the December 27 Board Meeting**

Audit

Committee members reviewed the December 27, 2011, audit of claims in the amount of \$2,073,787.60 (including prepaid bills). A motion was made by Legislator Fanton, seconded by Legislator Healy, and carried to forward the audit to the full Board for approval of payment.

Adjournment:

There being no further business to come before the committee, the meeting was adjourned at approximately 1:05 p.m. following a motion made by Legislator Healy, seconded by Legislator LaForge and carried.

Respectfully submitted,
Brenda Rigby Riehle, Clerk of the Board
Allegany County Board of Legislators