

**REGULAR SESSION – MONDAY, NOVEMBER 14, 2016**

The Yates County Legislature met in regular session Monday, November 14, 2016 at 1:00p.m. Chairman Dennis presided and Legislator Church was absent.

**RESOLUTION NO. 369-16**

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Holgate.

**RECOGNIZE YATES COUNTY DISTINGUISHED YOUTH AWARD RECIPIENT**

WHEREAS, the Yates County Youth Board selected Kamryn Moravec for recognition as a Yates County Distinguished Youth for the third quarter of 2016, acknowledging her outstanding service to her community,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature take recognition of this honor bestowed upon Kamryn Moravec by the Yates County Youth Board on November 14, 2016 in Penn Yan, NY, and thank her for her dedicated service to the community and to the citizens of Yates County, and

RESOLVED, that a copy of this resolution be provided Kamryn Moravec and the Youth Bureau Director.

VOTE: Unanimous

Alicia Avellaneda, Youth Bureau Director presented Kamryn Moravec with the Distinguished Youth Award for the 3<sup>rd</sup> Quarter of 2016.

Tim Cutler, Interim Planner introduced Jack Marren and David Zorn of the Genesee Finger Lakes Regional Planning Council. Mr. Marren and Mr. Zorn updated the Legislature on various projects, programs and services provided by the Council.

Mr. Paddock moved to amend the October 24<sup>th</sup> minutes to include the following, “A number of legislators stated that their votes against appointing Ms. Dunn were not personally against her and/or her capabilities, but were in support of contacting the political parties in the district to gain their input”, seconded by Mr. Gleason. VOTE: Unanimous

Minutes of the October 11<sup>th</sup>, 24<sup>th</sup> and 25<sup>th</sup> were approved as amended.

Chairman Dennis asked for a report of the auditing committees. The audit was approved as presented.

Airport Fund	\$ 68,991.60
Finance	\$ 789,192.73
Flint Creek	\$ 0.00
Government Operations	\$ 58,654.29
Human Services	\$ 562,410.49
Prior to Audit	\$ 46,814.72
Public Safety	\$ 157,317.73
Public Works	\$ 193,550.66

Committee Reports

Mr. Button reported he attended the Flint Creek meeting. Various vouchers were submitted last month for payment.

Mr. Smith reported the Seneca Lake Inter-Municipal Watershed Organization met October 18<sup>th</sup> in Lodi. The Organization continues to get new municipalities joining. The next meeting will be January 26<sup>th</sup> at the Schuyler County Human Services Building in Montour Falls.

Mr. Holgate reported he has a resolution to bring from the floor.

Mrs. Percy reported she attended the WIB Finance Committee meeting and discussion took place on the new casino. Currently the casino is looking to hire 200 dealers.

Mr. Paddock reported the public hearing on the 2017 tentative budget will be tomorrow night at 6:30. Also, relative to candidates for the legislature, the Democratic and Republican parties are meeting to discuss candidates and will be coming forth with nominations.

Chairman Dennis reminded everyone that there will be a meeting on November 30<sup>th</sup> at 4:00 p.m. to consider the appointment to fill the vacancy.

Chairman Dennis reported that he and Administrator Lawton attended the STN Board meeting last week in relation to a question that came up in Finance Committee in regards to the building of the additional fiber to Angus and Sherman Hill Towers. That activity is underway and on schedule.

#### Chairman's Appointment

Chairman Dennis appointed Cameron Howell to a one year term on the Youth Board effective November 9, 2016 to November 13, 2017.

### **RESOLUTION NO. 370-16**

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Smith.

#### **APPOINT MEMBERS TO THE YATES COUNTY PLANNING BOARD (Thomas Carroll, Town of Benton)**

WHEREAS, Thomas Carroll (1902 State Route 54, Penn Yan), has been recommended by his respective municipality to be their representative on the Yates County Planning Board,

NOW, THEREFORE, BE IT RESOLVED, that *Thomas Carroll* is hereby appointed as a member of the Yates County Planning Board, representing the *Town of Benton*, to a term to expire on October 24, 2019, and, be it further

RESOLVED, that copies of this resolution be given Thomas Carroll, the County Planner, the Town of Benton, and a copy filed with the County Clerk.

VOTE: Unanimous

### **RESOLUTION NO. 371-16**

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Button.

#### **AUTHORIZE CHAIRMAN TO SIGN IMAGING AGREEMENT (Pictometry)**

WHEREAS, aerial digital imaging technology is pertinent to mapping applications for

911 services, public safety, emergency operations, planning, real property functions, and other municipal government applications at county and local levels and,

WHEREAS, Pictometry has been utilized in Yates County since 2006, providing ortho and oblique imagery which enhances government's ability to handle emergencies, disasters, planning, measuring, and research tools of the latest technology,

NOW, THEREFORE, BE IT RESOLVED, that upon the approval of the county attorney the Chairman is authorized to sign the agreement with Pictometry International Corp. of Rochester, NY for a three year period securing a Spring 2017 fly-over with a down payment of \$21,747.87 and to agree with the business and financial terms in the agreement, and

RESOLVED, that a copy of this resolution be provided the County Administrator, County Planner, County Real Property Tax Director, County Treasurer, OEM Director, and the Sheriff.

VOTE: Unanimous

**RESOLUTION NO. 372-16**

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Morris.

**AUTHORIZE CHAIRMAN TO SIGN CONTRACT  
(VHB)**

RESOLVED, that the Chairman of the Legislature is hereby authorized to sign the Yates County Tax Mapping Technical Support 2016-2017 with VHB Engineering, Surveying and Landscape Architecture, PC in the amount of \$1,000.00, for a plan beginning in 2016 with the ability to purchase blocks of hours in 2017 for support, modifications, and upgrades of the Geodatabase (ESRI) software, and be it further

RESOLVED, that copies of this resolution be given to the County Administrator, the Treasurer, and the Real Property Tax Services Director.

VOTE: Unanimous

**RESOLUTION NO. 373-16**

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Bronson.

**AUTHORIZE CHAIRMAN TO SIGN INTER-MUNICIPAL AGREEMENTS  
(Regarding Real Property Imagery Services and Products)**

WHEREAS, the County has entered into a contract with Pictometry International Corp. wherein Pictometry International Corp. is providing the County with 4-way neighborhood ortho images, one fly-over in 2017 and services and products concerning the geographical area of the County for the years 2017, 2018 and 2019, and

WHEREAS, the Yates County Townships are a beneficiary of said Pictometry contract in that they will have access to the real property imagery services and products provided to the County therein, and

WHEREAS, in recognition of the aforementioned benefits the Yates County Townships will be receiving by virtue of the Pictometry Contract, the Townships have agreed to make a contribution to the County toward the costs the County will incur pursuant to said Contract, and

WHEREAS, Article 5-G of the New York General Municipal Law authorizes municipal corporations to enter into agreements providing for municipal cooperation,

NOW, THEREFORE, BE IT RESOLVED, in consideration of the mutual covenants contained in the Inter-Municipal Agreements, that the Chairman of the Legislature is hereby authorized to sign the nine Inter-Municipal Agreements, and be it further

RESOLVED, that copies of this resolution be given to the Town Clerk in the Town of Barrington, Benton, Italy, Jerusalem, Middlesex, Milo, Potter, Starkey, Torrey, the County Administrator, the Treasurer, and the Real Property Tax Services Director.

VOTE: Unanimous

### RESOLUTION NO. 374-16

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Morris.

### 2016 BUDGET TRANSFERS

BE IT RESOLVED, that the following transfers be made in the 2016 budget:

From:	To:	Amount:
A1990.54905 Contingent 30,850.00	A1165.51010 DA-District	Attorney
A1990.54905 Contingent	A1355.54571 RP-Software-GEO Database	7,500.00
A1990.54905 Contingent	A1450.51595 ELEC-Deputy Election Comm.	796.00
A1990.54905 Contingent	A1450.58100 ELEC-FICA	16.00
A1625.51162 B&G-Mechanic	A1620.54464 COB-Janitorial	4,000.00
A1625.51163 B&G-Helper	A1623.54464 CRT-Janitorial	4,000.00
A3020.54011 COMM-Consultants	A3110.52213 SHER-Vehicle	1,420.00
A3020.54734 COMM-Radio Parts	A3110.52213 SHER-Vehicle	5,724.50
A3150.52110 JAIL-Office Furniture	A3110.52213 SHER-Vehicle	54.00
A3150.52421 JAIL-Camera	A3110.52213 SHER-Vehicle	2,291.51
A3150.52506 JAIL-Corrections Exp	A3110.52213 SHER-Vehicle	3,000.00
A3110.54004 SHER-Atty. Fees	A3150.54034 JAIL-Physicals	406.14
A3150.51991 JAIL-Physician	A3150.54035 JAIL-Physician	11,520.00
A3150.54731 JAIL-Protective Eq.	A3110.54749 SHER-Uniform	1,725.00
A3190.54749 CT.SEC-Uniform	A3110.54749 SHER-Uniform	1,000.00
A6109.54305 DSS-Family Assist.	A6101.54311 DSS-Medical Assistance	839.50
D9010.58400 HWY-Retirement	D5010.51074 HWY-Superintendent	1,556.00
D9010.58400 HWY-Retirement	D5010.51119 HWY-Dep. Superintendent	1,207.00
D9010.58400 HWY-Retirement	D5010.58100 HWY-FICA	212.00
D5110.51450 HWY-Regular	D5120.51450 HWY-Regular	11,294.51
D5110.58100 HWY-FICA	D5120.58100 HWY-FICA	839.78
D5110.54602 HWY-Bit. Mat'l	D5120.54637 HWY-Asphalt	860.89
D5110.54602 HWY-Bit. Mat'l	D5120.54913 HWY-Misc.	1,294.98
D5112.51450 HWY-Payroll	D5120.51450 HWY-Payroll	14,492.09
D5112.58100 HWY-FICA	D5120.58100 HWY-FICA	1,004.75

and be it further

RESOLVED, that copies of this resolution be given to the District Attorney, Director of Real Property, Election Commissioners, Building & Grounds Supervisor, Sheriff, Commission of Social Services, Highway Superintendent and County Treasurer/Budget Officer.

VOTE: Unanimous

**RESOLUTION NO. 375-16**

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Button.

**APPROPRIATE MENTAL HEALTH FEDERAL SHARING RESERVE  
(Community Services)**

WHEREAS, Community Services has identified an increase in expenditures for suicide prevention services, which are valid uses of the Mental Health Federal Salary Sharing reserve fund, and

WHEREAS, these funds are not part of the 2016 budget,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased in the 2016 budget:

Revenue:

A511.000 Appropriate Reserve	\$6,000.00
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Appropriation:

A4320.54253 CS-Community Health Grant	\$6,000.00
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And be it further

RESOLVED, that a copy of this resolution be provided the Director of Community Services and Treasurer/Budget Officer.

VOTE: Unanimous

**RESOLUTION NO. 376-16**

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Button.

**APPROPRIATE ADDITIONAL REVENUE (RP)**

WHEREAS, the Real Property Department has received additional revenue for printing tax bills, and

WHEREAS, these funds are not part of the 2016 budget,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased by \$452.61:

Revenue:

A1355.41250 RP-Real Property Office Fees
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Appropriation:

A1355.54516 RP-Printing
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And be it further

RESOLVED, that copies of this resolution be given to the Director of Real Property and the County Treasurer/Budget Officer.

VOTE: Unanimous

**RESOLUTION NO. 377-16**

Mr. Paddock offered resolution 377 and 378-16 and moved their adoption, seconded by Mr. Bronson.

**APPROPRIATE DCJS GRANT  
(Sheriff)**

WHEREAS, the Sheriff received a DCJS grant, contract #T102002 managed by the NYS Department of Criminal Justice Services for body cameras and an audit of the evidence room in the amount of \$10,000, and

WHEREAS, these funds are not part of the 2016 budget,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased in the 2016 budget:

Revenue:		
A3110.43326 SHER-DCJS Revenue		\$10,000.00
Appropriation:		
A3110.52965 SHER-DCJS Expense		\$10,000.00

And be it further

RESOLVED, that a copy of this resolution be provided to the Sheriff and Treasurer/Budget Officer.

VOTE: Unanimous

**RESOLUTION NO. 378-16**

**APPROPRIATE SLETPP GRANT  
(Sheriff)**

WHEREAS, the Sheriff received a SLETPP grant managed by the NYS Division of Homeland Security and Emergency Services (DHSES) in the amount of \$10,000, contract number T974760 for equipment, and

WHEREAS, these funds are not part of the 2016 budget,

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased in the 2016 budget:

Revenue:		
A3110.43321 SHER-SLETPP Revenue		\$10,000.00
Appropriation:		
A3110.52949 SHER-SLETPP Expense		\$10,000.00

And be it further

RESOLVED, that a copy of this resolution be provided to the Sheriff and Treasurer/Budget Officer.

VOTE: Unanimous

**RESOLUTION NO. 379-16**

Mr. Paddock offered the following resolutions and moved their adoption, seconded by Mr. Morris.

**AUTHORIZE CHAIRMAN TO SIGN SOFTWARE AGREEMENT**

WHEREAS, the Yates County Treasurer has received a quote for tax collection software, training, software maintenance and general system support services and;

WHEREAS, the Finance Committee recommends the proposal submitted by Systems East, Inc. in the amount of \$84,320.00;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Yates County Legislature, is authorized to sign a statement of acceptance for said services with Systems East, Inc. in an amount not to exceed \$84,320.00 and be it further;

RESOLVED, that the liability insurance requirement is hereby waived, and be it further;

RESOLVED, that a copy of this resolution be given to Systems East, Inc. and the Yates County Treasurer.

VOTE: Unanimous

**RESOLUTION NO. 380-16**

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Smith.

**AUTHORIZE THE COUNTY ADMINISTRATOR TO INITIATE RECRUITMENT FOR A VACANCY IN THE POSITION OF PLANNER (FULL TIME)**

WHEREAS, the position of Planner (Full Time) was vacated on February 26, 2016, and

WHEREAS, the County Legislature determined to maintain that vacancy pending the appointment of a new County Administrator and the definition of the duties of both the County Administrator and the Planner (Full Time), and

WHEREAS, certain Planning Department services, including support for reviews by the Yates County Planning Board and responses to inquiries from members of the public and public officials, have since been provided by a Planner (Part Time), and

WHEREAS, the County Legislature finds it necessary to resume providing the full array of Planning Department services, including, but not limited to: project management; participation on technical committees of the Genesee Finger Lakes Regional Planning Council; analyzing the benefits of a Countywide Comprehensive plan and recommending related courses of action; assisting the Budget Officer and County Administrator in preparation of a Long Term Capital Needs Assessment; and supporting the County Administrator in activities related to strategic planning, economic development and grants management;

NOW, THEREFORE, BE IT RESOLVED that the County Administrator is authorized to initiate recruitment to fill the vacancy in the position of Planner (Full Time) within the appropriations set forth in the FY2017 Tentative Budget, and, be it further

RESOLVED, that copies of this resolution be transmitted to the County Administrator and the Personnel Officer.

VOTE: Unanimous

**RESOLUTION NO. 381-16**

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Morris.

**AUTHORIZE THE PERSONNEL DIRECTOR TO TAKE ACTIONS NECESSARY TO RECLASSIFY THE POSITION OF PLANNER (FULL TIME) AS NON-COMPETITIVE UNDER CIVIL SERVICE RULES**

WHEREAS, the position of Planner (Full Time) was vacated on February 26, 2016, and

WHEREAS, the County Legislature determined to maintain that vacancy pending the appointment of a new County Administrator and the definition of the duties of both the County Administrator and the Planner (Full Time), and

WHEREAS, the County Legislature has appointed a new County Administrator and has authorized the County Administrator to initiate a recruitment for the position of Planner (Full Time), and

WHEREAS, the position of Planner (Full Time) serves as department head for the Planning Department, and participates in policy development and recommendation, and

WHEREAS the role of the Planner (Full Time) as stated above and as set forth in its job description lead the County Legislature to find it necessary and appropriate to fill the position of Planner (Full Time) through a local process,

NOW, THEREFORE, BE IT RESOLVED that the Personnel Officer is authorized to take all actions necessary to reclassify the position of Planner (Full Time) as Non-Competitive under Civil Service Rules, and, be it further

RESOLVED, that copies of this resolution be transmitted to the County Administrator and the Personnel Officer.

VOTE: Unanimous

**RESOLUTION NO. 382-16**

Mr. Banach offered the following resolution and moved its adoption, seconded by Mr. Button.

**AUTHORIZE LEGISLATURE CHAIRMAN TO SIGN INTERMUNICIPAL AGREEMENT WITH STEUBEN AND SCHUYLER COUNTIES**

WHEREAS, Yates County resolution #328-06 supported participation in a Shared Municipal Services Grant Application with Steuben and Schuyler Counties for the purpose of purchasing a Pavement Marking Truck, and

WHEREAS, Yates County resolution #129-12 authorized the chairman to sign a four year intermunicipal agreement with Steuben and Schuyler counties and such agreement has expired and a new agreement is needed,

NOW, THEREFORE, BE IT RESOLVED, to authorize the Chairman of the Yates County Legislature to sign an Inter-Municipal Agreement with Steuben and Schuyler Counties contingent upon approval of the tri-County Inter-Municipal Agreement by the Yates County Attorney, and be if further



RESOLVED, that a copy of this resolution be sent to the Yates County Highway Superintendent, Steuben County Commissioner of Public Works, Schuyler County Highway Superintendent, Yates County Attorney, Steuben County Attorney and the Schuyler County Attorney

VOTE: Unanimous

**RESOLUTION NO. 383-16**

Mr. Banach offered the following resolution and moved its adoption, seconded by Mr. Bronson.

**AWARD ENGINEERING STUDY SERVICES FOR VALLEY VIEW ROAD BRIDGE (BIN 3219290) AND AUTHORIZE LEGISLATURE CHAIRMAN TO SIGN AGREEMENT**

WHEREAS, Requests for Proposals for engineering services to complete a preliminary study of repair or replacement options were requested for the Valley View Bridge, and

WHEREAS, five proposals were received by the due date of November 10, 2016 and submitted,

<u>Engineering Firm</u>	<u>Cost Proposal</u>
Hunt Engineers	\$ 4,500
Barton & Loguidice	\$ 4,600
Clough-Harbour Assoc.	\$ 5,200
Fisher Associates	\$ 6,100
Foit-Albert	\$ 9,800

NOW THEREFORE BE IT RESOLVED, to award the engineering services to Hunt Engineers, Architects and Land Surveyors, P.C.

AND BE IT FURTHER RESOLVED, to authorize the Chairman of the Legislature to sign the proposal,

RESOLVED, that copies of this resolution be forwarded to the Yates County Administrator, Yates County Treasurer, Yates County Highway Superintendent, and all bidders.

VOTE: Unanimous

**RESOLUTION NO. 384-16**

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Button.

**AUTHORIZATION TO APPROPRIATE FUNDS**

WHEREAS, the Yates County Community Services department is in receipt of state aid funding for the provision of a (.20) Cost of Living Adjustment (COLA) effective April 1, 2016. The Coal will be applied to State Aid and/or medical assistance reimbursement (Medicaid) for certain residential and non-residential programs pursuant to Article 41 04 Article 43 of the Mental Hygiene Law.

NOW, THEREFORE, BE IT RESOLVED, that the following accounts be increased as follows:

\$708.00, accounts A4320.43507 Clinic infrastructure child and account A4320.54268 Outreach, Crestwood (Hillside family of Agencies),

\$104.00, accounts A4320.43512 OMH COLA, and account A4320.54257 Drop in Center,

Lakeview Health Services,

\$123.00 account A4320.43507 Clinical Infrastructure- Adults and A4320.50054 Single Point of Entry, Lakeview Health Services

\$184.00 accounts A4320.43511 Health Home and A4320.54294, CS Health Home, Soldiers and Sailors Hospital,

\$285.00 accounts A4320.43498 Integrated supportive employment and A4320.54277 Vocational Services Yates County Chapter NYSARC, Inc.

\$144.00 account A4320.43508 Emergency Services Child and Family and A4320.54260 Home based family intervention, Catholic Charities

\$66.00 account A4320.43490 State Aid and A4320.54264 Local Advocacy Youth, Safe Harbors

And be it further

RESOLVED, that a copy of this resolution be provided to the Community Services Department and the County Treasurer.

VOTE: Unanimous

#### **RESOLUTION NO. 385-16**

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Bronson.

#### **RESOLUTION TO AMEND 2015 CONTRACTS WITH THE FOLLOWING AGENCIES**

WHEREAS, the following agencies agree to provide services to the mentally ill, and funding is available for these programs through the New York State Office of Mental health

WHEREAS, funding is 100% state aid funds and,

NOW THEREFORE, BE IT RESOLVED, the contracts with:

Hillside Family of Agencies, Inc. be amended to reflect an increase in funding available to this program from \$155,458.00 to \$156,166.00.

Lakeview Health Services, Inc. be amended to reflect an increase in funding available to this program from \$201,422.00 to \$ 201,526.00.

Soldiers & Sailors Hospital be amended to reflect an increase in funding available to this program from \$181,649.00 to \$ 181,833.00.

Yates County Chapter, NYSARC, INC. be amended to reflect an increase of funding available to this program from \$147,821.00 to \$ 148,006.00.

Catholic Charities of Steuben be amended to reflect an increase in funding available to this program from \$151,126.00 to \$ 151,270.00.

Safe Harbors, Inc. be amended to reflect an increase in funding available to this program from \$ 29,397.00 to \$ 29,463.00.

And be it further,

RESOLVED, that a copy of this resolution be given to the Yates County Department of Community Services, each agency and the Yates County Treasurer.

VOTE: Unanimous

**RESOLUTION NO. 386-16**

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Bronson.

**AUTHORIZATION TO SIGN AND SUBMIT ANNUAL IMPLEMENTATION PLAN FOR THE YATES COUNTY AREA AGENCY ON AGING**

WHEREAS, it is required that the Yates Area Agency on Aging, Pro Action of Steuben and Yates, Inc., submit an Annual Implementation Plan, and

WHEREAS, Expanded In-home Services for the Elderly Program and the Community Services for the Elderly Program have been approved in the 2017 Yates County Budget for the Pro Action Yates Office for the Aging, and

WHEREAS, that 2017 Annual Implementation Plan submission requires Local Executive Review and Approval to receive State and Federal funds for the Expanded In-home Services for the Elderly Program or the Community Services for the Elderly Program, and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be authorized to sign the 2017 Annual Implementation Plan, and further

RESOLVED, that copies of this resolution be forwarded to the Pro Action Yates Office for the Aging.

VOTE: Unanimous

**RESOLUTION NO. 387-16**

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Bronson.

**AUTHORIZE CHAIRMAN TO SIGN INDIGENT LEGAL SERVICE GRANT (PD)**

WHEREAS, the Yates County Public Defender's Office has received an Upstate Quality Improvement and Caseload Reduction grant from the New York Office of Indigent Legal Services and;

WHEREAS, this is a multi-year grant, running from January 1, 2014 through December 31, 2016 in the amount of \$122,111.00, which will be paid as follows:

- Year One - \$20,911.00 of which \$10,000 is for Personal Services and \$10,911.00 is for Contractual Services
- Year Two - \$50,600.00 of which \$42,000 is for Personal Services and \$8,600.00 is for Contractual Services
- Year Three - \$50,600.00 of which \$42,000 is for Personal Services and \$8,600.00 is for Contractual Services;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Yates County Legislature, is authorized to sign said grant and be it further;

RESOLVED, that a copy of this resolution be given to the Public Defender and the Yates

County Treasurer.  
VOTE: Unanimous

**RESOLUTION NO. 388-16**

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Button.

**AMEND RESOLUTION 241-16**

WHEREAS, Resolution 241-16 determined the rate for foster boarding homes,

WHEREAS, it is necessary to amend that resolution,

NOW, THEREFORE BE IT RESOLVED, that the following amounts be amended

Snell Farms	Institution	\$359.48
Hillside	Institution	\$342.45
	HTP ( Horton) Institution	\$328.61
	HTP (Varick) Institution	\$413.81
	HTP (X Systems-Varick)	\$569.20
	Foster Boarding Home	\$ 38.96
	Therapeutic FB Home	\$ 76.90

RESOLVED, that copies of this resolution be provide to the Commissioner of Social Services, and the Treasurer.

VOTE: Unanimous

**RESOLUTION NO. 389-16**

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Gleason.

**WORKFORCE DEVELOPMENT BUDGET TRANSFER**

BE IT RESOLVED, that the following transfers be made in the Yates County Workforce Development account:

FROM:	CD6292.1E	KKP Youth Staff Wage	\$ 700.00
	CD6292.8E	KKP Youth Staff Fringe	\$ 359.00
	CD6292.11E	KKP Youth Participant Wage	\$ 350.50
	CD6292.81E	KKP Youth Participant Fringe	\$ 316.78
TO:	CD6292.41E	KKP Youth Operating	\$1,726.28

AND be it further

RESOLVED, that copies of this resolution be provided to the Workforce Development Director, and the Yates County Treasurer.

VOTE: Unanimous

**RESOLUTION NO. 390-16**

Mr. Paddock offered the following resolution and moved its adoption, seconded by Mr. Button.

**SIGN AGREEMENTS FOR SERVICES FOR CHILDREN WITH SPECIAL NEEDS**

RESOLVED, that the Chairman is hereby authorized to sign the following agreements for services for children with special needs:

Vendor	Service	Period	Rate
Gaylord, Emily	Physical Therapist	11/01/2016-12/31/2020	\$55/visit in 2016, \$55 in 2017, \$56 in 2018, \$57 in 2019, & \$58 in 2020
Hillyard, Judith	Teacher of the Deaf	1/1/2017-12/31/2021	\$61/visit in 2017, \$62 in 2018, \$63 in 2019, \$64 in 2020 & \$65 in 2021
Schewe, Megan	Occupational Therapy	1/1/2017-12/31/2021	\$61/visit in 2017, \$62 in 2018, \$63 in 2019, \$64 in 2020 & \$65 in 2021
Young, Pauline	Speech	1/1/2012-12/31/2016	\$60/visit in 2017, \$61 in 2018, \$62 in 2019, \$63 in 2020 & \$64 in 2021

And, be it further

RESOLVED, that a copy of this resolution be sent to the Public Health office and the Yates County Treasurer.

VOTE: Unanimous

**RESOLUTION NO. 391-16**

Mr. Morris offered the following resolution and moved its adoption, seconded by Mrs. Percy.

**APPROVE MORTGAGE TAX APPORTIONMENT**

WHEREAS, this Legislature is in receipt of the Mortgage Tax Report showing the amounts to be credited to each tax district of the County, of the money collected during the period April 1, 2016 to September 30, 2016 be it

RESOLVED, that pursuant to Section 53 of the Tax Law, this Legislature issue a Tax Warrant for the payment to the respective tax districts of the amounts so credited and authorize and direct the County Treasurer to make payments of said amounts so credited and to the respective districts in accordance with the report:

Total Tax Collected	\$221,972.92
Recording Officer's Expense	\$15,328.77
Treasurer's Expense	
Interest Received	\$18.91
Adj and refunds	
Net amount of Distribution	\$206,663.06

Town	Net After	To Towns	Village	To Village	Total
Barrington	\$13,331.48	\$13,331.48			\$13,331.48
Benton	\$19,914.22	\$18,630.29	Penn Yan	\$1,283.93	\$19,914.22
Italy	\$10,065.34	\$10,065.34			\$10,065.34
Jerusalem	\$64,091.97	\$63,812.57	Penn Yan	\$279.40	\$64,091.97
Middlesex	\$20,340.63	\$20,340.63			\$20,340.63

			Penn		
Milo	\$40,525.14	\$27,364.61	Yan	\$13,160.53	\$40,525.14
Potter	\$5,530.31	\$5,139.77	Rushville	\$390.54	\$5,530.31
Starkey	\$20,263.90	\$17,156.47	Dundee	\$3,107.43	\$20,263.90
Torrey	\$12,600.07	\$12,095.60	Dresden	\$504.47	\$12,600.07
	\$206,663.06	\$187,936.76		\$18,726.30	\$206,663.06

VOTE: Unanimous

### **RESOLUTION NO. 392-16**

Mr. Morris offered the following resolution and moved its adoption, seconded by Mr. Gleason.

#### **ADOPT POLICY AND PROCEDURE ON CANCER SCREENING**

RESOLVED, that effective November 14<sup>th</sup>, 2016 the Policy and Procedure on Cancer Screening is hereby adopted and shall be added to the Yates County Employee Handbook and all pre-existing policies and resolutions be abolished, and be it further

RESOLVED, that a copy of this resolution be forwarded to all department heads, and the respective President for each current County Collective Bargaining Unit.

#### **YATES COUNTY POLICY AND PROCEDURE ON CANCER SCREENING**

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#### **I. PURPOSE:**

Some types of cancer can be discovered before they cause symptoms. Checking for cancer (or for conditions that may lead to cancer) in people who have no symptoms is called screening. Screening can help health care providers discover and treat some types of cancer early in their clinical course. Generally, cancer treatment is more effective when the condition is found early. However, not all types of cancer have screening tests and some tests are only recommended for people with specific genetic risks or other risk factors. Research has shown that detection of certain types of cancer through regular use of certain specific screening tests can help reduce cancer mortality. For other types of cancer, screening tests are in use or being studied, but the test's ability to reduce cancer mortality has not been established.

#### **II. AUTHORITY:**

Centers for Disease Control and Prevention (CDC), specifically the U.S. Preventative Services Task Force. NYS Department of Civil Service; Legislation enacted in August 2002 (Chapter 362, Laws of 2002) amended the Civil Service Law to add section 159-b, NYS Department of Civil Service; Legislation enacted in July 2004 (Chapter 237, Laws of 2004) amended the Civil Service Law to add Section 159-c. NYS Department of Civil Service; Senate Bill S2069A Section I amends Civil Service Law §159-b.

#### **III. SCOPE:**

This policy applies to all full time Yates County employees.

#### **IV. POLICY:**

Full time employees of Yates County are entitled to take up to eight (8) hours of paid leave each calendar year, for the purpose of cancer screening scheduled during the employees' regular work hours.

- Cancer screening includes physical exams, and subsequent follow-up visits, for the detection of cancer;
- Travel time is included in this eight (8) hour cap;
- Employees who undergo screenings outside their regular work schedule do so on their own time;
- Absence beyond the eight (8) hour cap must be charged to leave credits, or be unpaid.
- Leave for cancer screening is not cumulative and expires at the close of business on the last day of each calendar year.
- Yates County employees must comply with Yates County, Department, and applicable Collective Bargaining Agreement leave policies and practices, and follow the customary leave procedures for their office/department. Failure to follow the proper procedures may result in disciplinary action.

**V. PROCEDURE:**

- 1) An employee must submit a leave request in accordance to their office/departments policies. The leave request must clearly indicate that the requested time off is for the purpose of cancer screening. Failure to follow the proper procedure may result in a charge to accrued leave credits.
- 2) On the next business day following the date of the cancer screening the employee is required to provide satisfactory medical documentation that the absence was for the purpose of cancer screening. Failure to provide appropriate documentation may result in a charge to accrued leave credits.

VOTE: Unanimous

**RESOLUTION NO. 393-16**

Mr. Morris offered the following resolution and moved its adoption, seconded by Mrs. Percy.

**ADOPT POLICY AND PROCEDURE/NOTICES ON EMPLOYEE COMMUNICATION AND ABOLISH ALL PRE EXISTING EMPLOYEE COMMUNICATION POLICIES**

WHEREAS, the following language needs to be removed; “(employees are granted compensatory time off for cancer screenings that occur on a day off or a holiday;” and

NOW, THEREFORE BE IT RESOLVED, that effective November 14<sup>th</sup>, 2016 the Policy and Procedure/Notices on Employee Communications is hereby adopted and shall be added to the Yates County Employee Handbook and all pre-existing policies and resolutions be abolished, and be it further

RESOLVED, that a copy of this resolution be forwarded to all department heads and employees.

**YATES COUNTY  
EMPLOYEE COMMUNICATION ON POLICIES/PROCEDURES/NOTICES**

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**POLICY COMMUNICATION**

- Employee Blood Donation Leave (NYS Labor Law Section 202-j)
- Leave of Absence for Bone Marrow Donation (Resolution 320-13)
- Cancer Screening Leave Policy (Resolution 273-16)

The following summary of the above listed policies, procedures and/or notices is hereby distributed to all employees of Yates County. Full versions of each policy and/or notice will be accessible in the Public Folders in Outlook, and if required by law will also be posted on the Personnel Office bulletin board, as well as at remote work sites. Individual departments may also maintain electronic and/or paper copies as per their customary operating procedures. Requests for full version paper copies may be made to your Department Head or the Personnel Office as applicable.

Employees will be required to sign the attached acknowledgement statement that they have received and read the policy communication. It is the responsibility of each employee to seek clarification from their Department Head or the Personnel Office if they have any questions related to the content of a policy or communication.

*Disclaimer:* Where there exists a provision in a collective bargaining agreement (Agreement) related to a communicated policy, the Agreement generally governs.

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### **EMPLOYEE BLOOD DONATION LEAVE**

Pursuant to and in accordance with Section 202-j of the New York State Labor Law, Yates County allows any employee, as that term is defined herein, without the use of accumulated leave time, to donate blood during work hours at least two (2) times per year by way of participation in blood drives held at the Yates County Office Building. To this end, Yates County hosts two (2) blood drives at the Yates County Office Building in any given calendar year. Should an employee choose to participate in said blood drive(s) by donating blood, he/she may do so during work hours and without charge to leave credits. Departments may implement specific procedures and guidelines for their employees with regard to requesting leave to donate blood as set forth above. For the purposes of this Employee Blood Donation Leave policy, the term “employee” shall mean a person who is 1) employed by Yates County and 2) works for an average of twenty (20) or more hours per week pursuant to said employment.

### **LEAVE FOR CANCER SCREENING**

Full time employees of Yates County are entitled to take up to eight (8) hours of paid leave each calendar year, for the purpose of cancer screening scheduled during the employees’ regular work hours. Cancer screening includes physical exams, and subsequent follow-up visits, for the detection of cancer; Travel time is included in this eight (8) hour cap; Employees who undergo screenings outside their regular work schedule do so on their own time; Absence beyond the eight (8) hour cap must be charged to leave credits, or be unpaid; Leave for cancer screening is not cumulative and expires at the close of business on the last day of each calendar year. Yates County employees must comply with Yates County, Department, and applicable Collective Bargaining Agreement leave policies and practices, and follow the customary leave procedures for their office/department. Failure to follow the proper procedures may result in disciplinary action.

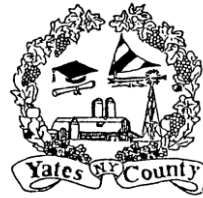
### **LEAVE OF ABSENCE FOR BONE MARROW DONATION**

Eligible employees of Yates County shall be granted unpaid leave\* to undergo a medical procedure to donate bone marrow. The length and duration of leave must be determined by a physician, but the combined leaves may not exceed twenty-four (24) hours per each request, unless agreed to by the Department Head and/or employer. The leave entitlement is available



only to the extent that it conflicts with the employee's work schedule. Bone marrow donations undergone outside employees' work schedule are done on an employees' own time. (NYS Labor Law Section 202-a).

*\*\*Yates County's Policies and the provisions of respective collective bargaining agreements may require the substitution of accrued paid leave run concurrent with any unpaid leaves of absence for bone marrow donations. An employee must comply with County, Department, and applicable collective bargaining agreement leave policies and practices, and customary procedures for their unit/department, and will be required to provide suitable verification/documentation from a physician regarding the purpose and length of each leave.\*\**



**YATES COUNTY  
EMPLOYEE COMMUNICATION ON POLICIES/PROCEDURES/NOTICES  
ACKNOWLEDGMENT RECEIPT**

By signing below I hereby acknowledge that I have received, and will read the summarized versions of the Yates County policies, procedures, and/or legal notice(s) listed below, and I've been informed that full versions will be made available to me upon request.

- Employee Blood Donation Leave (NYS Labor Law Section 202-j)
- Leave for Cancer Screening (Resolution 273-16)
- Leave of Absence for Bone Marrow Donation (Resolution 320-13)

My signature also confirms that I will comply with these policies and procedures, and I am aware that it is my responsibility to seek clarification if I don't fully understand the information contained within a policy communication, as lack of comprehension is not a valid defense for the violation of a policy.

I understand that nothing contained within these or any other County policies shall be construed as creating a promise of future benefits or a binding or contractual obligation for continued employment, benefits, or any other purpose.

Notwithstanding the provisions of any collective bargaining agreement, I understand that policies and procedures are continually evaluated, and that Yates County may change, modify, suspend, interpret or cancel, in whole or part, any of the published or unpublished personnel policies or practices, and such revised information may supersede, modify or eliminate existing policies. The Yates County Legislature shall have the sole authority to add, delete or adopt revisions to Yates County Policies.

NAME (PLEASE PRINT):		DATE:	
SIGNATURE:			

VOTE: Unanimous

**RESOLUTION NO. 394-16**

Mr. Morris offered the following resolution and moved its adoption, seconded by Mrs. Percy.

**ADOPT WORKERS' COMPENSATION PLAN PRE-EMPLOYMENT PHYSICAL  
POLICY**

RESOLVED, that effective November 14<sup>th</sup>, 2016 the Workers' Compensation Plan Pre-Employment Physical is hereby adopted and shall be added to the Yates County Employee Handbook and all pre-existing policies and resolutions be abolished, and be it further

RESOLVED, that a copy of this resolution be forwarded to all department heads, participants of the Yates County Workers' Compensation Insurance Plan, and the respective President for each current County Collective Bargaining Unit.

**YATES COUNTY  
WORKERS' COMPENSATION PLAN PRE-EMPLOYMENT PHYSICAL POLICY**

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**I. POLICY:**

Pursuant to Local Law # 1 of 1956 entitled Establishing a Plan of Self-Insurance as Provided for in Article 5 of the Workmen's Compensation Law, and Providing for the Administration Thereof (hereinafter referred to as "Local Law 1-56"), every new employee of any participant in the plan shall undergo a physical examination before undertaking any of the duties of his or her employment, except in the case of an emergency, in which case the participant employing such employee shall arrange for such physical examination at the earliest possible time after such undertaking of duties.

Recipients of public assistance who are required to participate in community service or work experience activities pursuant to the New York State Social Services Law (such persons also referred to herein as "Workforce Development, Community Aides and Youth Program Participants") are not "employees" for the purposes of Local Law 1-56, and thus are exempt from such pre-employment physical requirement. As such, Workforce Development, Community Aides and Youth Program Participants are exempt from this policy. That said, it is the responsibility of the supervising authority over these persons and programs to ensure that such persons are able to perform the essential functions of his or her assigned position.

Every new employee of any participant in the Yates County Workers' Compensation Self-Insurance Plan (hereinafter referred to as the "Plan") shall undergo a physical examination (hereinafter referred to as the "pre-employment physical") before undertaking any of the duties of his or her employment, except in the case of an emergency, in which case the participant employing such employee shall arrange for such physical examination at the earliest possible time after such undertaking of duties.

Any employee of a particular Plan participant, who was last employed by that particular Plan participant within one (1) year of being re-employed by such Plan participant is exempt from having to undergo a pre-employment physical before undertaking his or her re-employment duties.

The required pre-employment physical form(s) to be completed as part of the pre-employment physical and any instructions thereto, shall be prepared by and distributed through the Yates County Personnel Office.

The employee is responsible for scheduling his or her pre-employment physical, and submitting the requisite pre-employment physical form(s) to the Yates County Personnel Office.

The Plan shall pay \$45 toward the cost of the pre-employment physical. Any additional expense shall be the responsibility of the employee. Any fees associated with having to reschedule a pre-employment physical to a different day shall be the responsibility of the employee.

All processing of bills for the pre-employment physical will be administered through the Yates County Personnel Office. All area physicians and medical facilities have been notified regarding the processing of bills for payment.

All pre-employment physical medical information is kept in a confidential manner, in accordance with applicable laws, rules or regulations.

The results of any pre-employment physical may be used by the Yates County Personnel Officer in making determinations and/or administering his or her powers and duties, pursuant to the New York State Civil Service Law and/or any other applicable law, rule or regulation.

VOTE: Unanimous

### **RESOLUTION NO. 395-16**

Mr. Morris offered the following resolution and moved its adoption, seconded by Mrs. Percy.

#### **ADOPT PRE-EMPLOYMENT PHYSICAL HIRING POLICY**

RESOLVED, that effective November 14<sup>th</sup>, 2016 the Pre-Employment Physical Hiring Policy is hereby adopted and shall be added to the Yates County Employee Handbook and all pre-existing policies and resolutions be abolished, and be it further

RESOLVED, that a copy of this resolution be forwarded to all department heads, participants of the Yates County Workers' Compensation Insurance Plan, and the respective President for each current County Collective Bargaining Unit.

### **YATES COUNTY PRE-EMPLOYMENT PHYSICAL HIRING POLICY**

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#### **I. POLICY:**

Pursuant to Local Law # 1 of 1956 entitled Establishing a Plan of Self-Insurance as Provided for in Article 5 of the Workmen's Compensation Law, and Providing for the Administration Thereof (hereinafter referred to as "Local Law 1-56"), and any subsequent policy resolutions thereto, new employees of any participant in the Yates County Workers' Compensation Insurance Plan shall undergo a pre-employment physical (hereinafter referred to as the "Pre-Employment Physical"), before undertaking any of the duties of his or her employment, except in the case of an emergency, in which case the participant employing such employee shall arrange for such physical examination at the earliest possible time after such undertaking of duties.

Pursuant to the New York State Civil Service Law, and/or any other applicable law, rule or regulation, the Yates County Personnel Officer in making determinations and/or administering his or her powers and duties, may investigate and consider whether an applicant for employment has a disability which renders him or her unfit to perform in a reasonable manner the duties of the position in which he or she seeks employment or which may reasonably be expected to render him or her unfit to continue to perform in a reasonable manner the duties of such position, and may make findings with regard to whether the established requirements for admission to the

examination or for appointment to a position of employment have been met; and as such, may consider the results of such Pre-Employment Physical regarding the same.

In light of the foregoing, the following policy regarding the Pre-Employment physical as it relates to the employment hiring process by employers under the administrative jurisdiction of the Yates County Personnel Officer is set forth as follows:

Any offer of employment by an appointing authority to a person required to have a Pre-Employment Physical shall be contingent upon the results of the Pre-Employment Physical. To this end, in such instances:

- A) A post-job offer, Pre-Employment physical shall be scheduled by the job candidate after a job offer has been made. Job candidates who do not consent to completing the Pre-Employment Physical or who do not complete the same as required will not be considered for employment.
- B) When an appointing authority informs the job candidate of an offer of employment, the appointing authority shall:
  - 1) Notify the candidate that the job offer is contingent upon the results of the Pre-Employment Physical and that a start date will be set when the candidate has “cleared” the Pre-Employment physical.
  - 2) Provide the job candidate with a copy of the written instructions for Completing a Pre-Employment physical.
  - 3) Provide the job candidate with the Part I: Post Offer Pre-Employment Medical History Form and the Part II: Post Offer Pre-Employment Physical Exam Form to be completed by their physician or the physician referenced in the written instructions.
    - a. Deputy Sheriff/Police Officer job candidates will receive written instructions and the Medical Examination Report in accordance to the Medical and Physical Standards and Procedures for Police Officer Candidates prescribed by the Municipal Police Training Council (MPTC) from the appointing authority.
  - 4) The Workers Compensation Plan shall pay \$45 toward the cost of the pre-employment physical. Any additional expense shall be the responsibility of the employee. Any fees associated with having to reschedule a pre-employment physical to a different day shall be the responsibility of the employee.
  - 5) All processing of bills for the pre-employment physical will be administered through the Yates County Personnel Office. All area physicians and medical facilities have been notified regarding the processing of bills for payment.
  - 6) Notify the job candidate to promptly submit the completed Part I and Part II Forms to the Yates County Personnel Office.
- C) Once the appointing authority has notified the job candidate of these requirements, the appointing authority shall notify the Yates County Personnel Office at (315-536-5554) or [yatespersonnel@yatescounty.org](mailto:yatespersonnel@yatescounty.org) that a job offer was made and to expect the Pre-Employment Physical.

D) After the job candidate turns the Pre-Employment physical into the Yates County Personnel Office, the physical will be reviewed and the appointing authority will be notified that the candidate is either “clear” or “not clear” for hire. If the Pre-Employment physical results contain any area of concern and the job candidate is “not clear for hire”, the Yates County Personnel Office will review the results with the appointing authority to determine an appropriate course of action.

VOTE: Unanimous

### **RESOLUTION NO. 396-16**

Mr. Morris offered the following resolution and moved its adoption, seconded by Mrs. Percy.

#### **AUTHORIZE CHAIRMAN TO SIGN MEMORANDUM OF UNDERSTANDING (CSEA)**

WHEREAS, the Director of Veterans’ Affairs has created the Veterans’ Services Officer position, and

WHEREAS, both the Director of Veteran’s Affairs and the CSEA Union Vice President agree to adding the position to Group IX of the CSEA Union contract as a result of the Yates County Legislature authorizing the starting rate of pay to be at the same level the position was budgeted for, and

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is authorized to sign a Memorandum of Understanding adding the Veterans’ Services Officer position to the Yates County - CSEA contract, and be it further

RESOLVED, that copies of this resolution be given to the Director of Veterans’ Affairs, County Administrator, Personnel Officer, Treasurer and the CSEA Yates County Unit Vice President.

VOTE: Unanimous

**RESOLUTION NO. 397-16**

Mr. Morris offered the following resolution and moved its adoption, seconded by Mr. Gleason.

**AMEND RESOLUTION NUMBER 355-16 ADOPT 2016 HOURLY SALARY SCHEDULE**

WHEREAS, due to the burden of having to work untraditional weekend hours the hourly rate of pay for Civil Service Exam Monitors is being increased, and

WHEREAS, resolution 355-16 Adopt 2016 Hourly Salary Schedule needs to be amended to reflect the hourly rate of pay for the Part Time Exam Monitors to be \$14.50, and

NOW, THEREFORE, BE IT RESOLVED, that the Yates County Legislature hereby amends Resolution 174-16 and replaces it with the subsequent resolution, and

Schedule II – Hourly Positions

	<u>Start Rate</u>	<u>After 12 Months</u>	<u>After 3 Years</u>
Account Clerk Typist ( <i>Sheriff's Office</i> )	\$13.95	\$14.20	\$14.69
Animal Control Officer ( <i>Part Time</i> )	\$14.72		
Clerk ( <i>Historian/Records Management Office</i> )	\$13.67		
Correction Officer	\$17.34	\$18.36	
Correction Officer/ Court Security	\$17.34	\$18.36	
Coroner	\$100.00/case		
County Code Enforcement Officer	\$20.00		
County Historian ( <i>Part Time</i> )	\$24.07		
Deputy County Clerk ( <i>Part Time Temporary</i> )	\$30.00		
Deputy Sheriff ( <i>Experience 80% CO82 LE contract for appropriate step</i> )	\$17.65		
Deputy Election Commissioner	\$13.93		
Election Coordinator	\$15.00		
Election Inspector	\$10.00		
Election Inspector ( <i>Traveling</i> )	\$11.00		
Election Inspector ( <i>Chair</i> )	\$12.50		
Election Inspector ( <i>Chair-Traveling</i> )	\$13.50		
Election Machine Technician	\$25.00		
Emergency Services Dispatcher	\$14.46	\$14.89	
Examination Monitor	\$14.50		
Fiscal Administrative Assistant ( <i>Community Services</i> )	\$78.37		
	<u>Year 1</u>	<u>After 12 Months</u>	<u>After 3 Years</u>
	<u>Start Rate</u>	<u>Premium</u>	<u>Rate</u> <u>Premium</u>
Jail Cook	\$10.93	\$12.93	\$11.61   \$13.19
Laborer ( <i>Seasonal- Highway Department</i> ) ( <i>80% CSEA Contract rate</i> )	\$11.94		\$12.09   \$13.44
	<u>First season</u>	<u>After 1 season</u>	<u>After 3 seasons</u>
Marine Patrol Officer ( <i>Seasonal</i> )	\$14.78	\$15.36	\$16.00
Motor Equipment Operator ( <i>YC Stop- SMART</i> )	\$13.75		
Motor Vehicle Supervisor	\$22.99		
Planner ( <i>Part Time Temporary</i> )	\$25.00		
Public Health Program Coordinator	\$29.97		
Secretary to County Attorney	\$30.74		
Senior Administrative Assistant ( <i>PH</i> )	\$23.03		
SPOA Coordinator	\$52.15		
Youth Bureau Director	\$22.45		

RESOLVED, that a copy of this resolution be given to the Personnel Officer, Treasurer and Sheriff.

VOTE: Unanimous

### **RESOLUTION NO. 398-16**

Mr. Holgate offered the following resolution and moved its adoption, seconded by Mrs. Percy.

#### **CREATE TEMPORARY CORRECTION POSITION**

WHEREAS, the Sheriff is requesting that a full-time temporary Correction Officer position be created for a period of up to forty-five days at the county jail given the attempts to fill a vacancy that are causing time delays due to availability of candidates, those qualified after background investigations, as well as other scheduling issues, and

WHEREAS, the Sheriff desires to reduce full-time officers overtime costs, and stress on full time staff by placing a trained part-time officer into this temporary position, and

NOW, THEREFORE, BE IT RESOLVED, that a full-time temporary Correction Officer position be created for 45 days effective at appointment date, and that it may be discontinued sooner should the Sheriff no longer require its purpose, and

RESOLVED, that a copy of this resolution be provided the Sheriff, Treasurer/Budget Officer, Personnel Officer and Council 82 #086 President.

VOTE: Unanimous

Mrs. Percy moved to enter executive session to discuss the employment history of particular individual or matters leading to appointment, employment, promotion, demotion, discipline, suspension dismissal or removal of particular persons, with the Legislators, Connie Hayes, County Administrator, and the County Attorney present, seconded by Mr. Bronson.

VOTE: Unanimous

The following action was taken in executive session.

#### MINUTES OF ACTION TAKEN BY FORMAL VOTE AT AN EXECUTIVE SESSION OF THE YATES COUNTY LEGISLATURE ON NOVEMBER 14, 2016

ACTION TAKEN: Mr. Morris moved, that the County Administrator was authorized to request the resignation of a particular employee, and enter into any agreement as related to such resignation as he may see fit; and if no resignation, the County Administrator is authorized to dismiss such employee from County employment, Seconded by Mr. Gleason.

Votes in favor of the above action taken:

Percy, Gleason, Banach, Smith, Morris, Multer, Morrison, Holgate, Dennis, Button

Vote in opposition to the above action taken:

Paddock, Bronson

Others present:

County Attorney Falvey, County Administrator Lawton, Clerk of the Legislature Hayes

ACTION TAKEN: Mr. Gleason moved that effective immediately, Yates County Public Defender, Edward Brockman, is hereby placed on paid administrative leave pending the outcome

of the criminal action that is currently pending against him and subsequent review thereafter. The Chair of the Human Services Committee and the County Administrator shall take any and all actions necessary to effectuate said administrative leave. The County Administrator, County Treasurer and Personnel Officer shall be notified of the above action taken, Seconded by Mr. Multer.

Votes in Favor of the Above Action Taken:

Percy, Gleason, Banach, Smith, Morris, Paddock, Button, Bronson, Multer, Morrison, Holgate, Dennis.

Vote in opposition to the above action taken:

None

Others present:

County Attorney Falvey, County Administrator Lawton.

Meeting adjourned at 3:40p.m.